

CALIFORNIA HORSE RACING BOARD
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REGULAR MEETING

of the California Horse Racing Board will be held on **Thursday, August 23, 2012**, commencing at **9:30 a.m.**, at the **Del Mar Surfside Race Place, (Downstairs General Admission Area) 2260 Jimmy Durante Blvd., Del Mar, California**. The audio portion only of the California Horse Racing Board regular meeting will be available online through a link at the CHRB website (www.chrb.ca.gov) under "Webcasts."

AGENDA

Action Items:

1. **Approval of the minutes of July 19, 2012.**
2. **Public Comment:** Communications, reports, requests for future actions of the Board. **Note:** Persons addressing the Board under this item will be restricted to **three (3) minutes** for their presentations.
3. Discussion and action by the Board on the **Application for License to Conduct a Horse Racing Meeting of the Big Fresno Fair (F) at Fresno**, commencing October 4, 2012 through October 14, 2012, inclusive.
4. 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 17, 2012 through December 16, 2012, inclusive.
5. 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 November 2, 2012 through December 22, 2012, inclusive.
6. Public hearing and action by the Board regarding the **proposed addition of CHRB Rule 1581.2, Prohibition on Entering of Pregnant Mares Beyond 120 Days Gestation**, to prohibit the racing of pregnant mares beyond 120 days of gestation. (Note: This concludes the 45-day public comment period. The Board may adopt the proposal as presented.)
7. Public hearing and action by the Board regarding the **proposed amendment to CHRB Rule 1656, Errors Which Invalidate Claim**, to specify that the name of the new trainer, the race number and the date of the claiming race must be correctly entered on a claim or the claim will be invalid. (Note: This concludes the 45-day public comment period. The Board may adopt the proposal as presented.)

8. Discussion and action by the Board regarding **the request from Santa Anita Park for approval to reauthorize Quick Pick wagering in California.**
9. Report from the **Exchange Wagering Ad Hoc Committee.**
10. Public hearing and action by the Board regarding the **proposed addition of Article 27, Exchange Wagering and the following proposed CHRB Rules governing exchange wagering in California: CHRB Rule 2086, Definitions; 2086.1, Authorization for Exchange Wagering; 2086.5, Application for License to Operate Exchange Wagering; 2086.6, Operating Plan; 2086.7, Exchange Wagering Data; 2086.8, Monitoring Systems and Notification; 2086.9, Financial and Security Integrity Audits Required; 2087, Suspending Markets; 2087.5, Antepost Market; 2087.6, Cancellation of Matched Wagers; 2088, Declared Entries; 2088.5, Correcting Matched Wager Errors; 2088.6, Cancellation of Unmatched Wagers; 2089, Error in Payments of Exchanges Wagers; 2089.5, Requirements to Establishing Exchange Wagering Account; 2089.6, Deposits to an Exchange Wagering Account; 2090, Posting Credits for Winnings from Exchange Wagers; 2090.5, Debits to an Exchange Wagering Account; 2090.6, Withdrawals by Account Holder; 2091, Closing an Inactive Exchange Wagering Account; 2091.5, Suspending an Exchange Wagering Account; 2091.6, Powers of the Board to Review and Audit Records; 2092, Exchange Wagers Placed After the Start of a Race; 2092.5, Prohibitions on Wagers to Lay a Horse to Lose; 2092.6, Suspension of Occupational License and Rule 2093, Certain Practices Related to Exchange Wagering.** (Note: This concludes the 45-day public comment period. The Board may adopt the proposal as presented.)
11. Discussion and action by the Board regarding the **allocation of race dates and related issues for 2013.**
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," 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

Keith Brackpool, Chairman
David Israel, Vice Chairman
Steve Beneto, Member
Jesse H. Choper, Member
Bo Derek, Member
Richard Rosenberg, Member
Chuck Winner, Member
Kirk E. Breed, Executive Director
Jacqueline Wagner, Assistant Executive Director

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PENDING LITIGATION
AUGUST 2012

SUPERIOR COURT LITIGATION

- A. Patrick Gleason vs. Anne Glasscock and the California Horse Racing Board**
Superior Court of California, County of Sacramento, Case No. 34-2010-00076781
- B. Jeff Mullins vs. CHRB, et al**
Superior Court of California, County of San Diego, Case No. 37-2010-00092212
- C. San Luis Rey Racing, Inc., vs. CHRB, et al**
Superior Court of California, County of San Diego, Case No. 37-2011-00096586
- D. Alexander Sywak vs. CHRB**
Superior Court of California, County of Sacramento, Case No. 34-2011-800001021

PROCEEDINGS of the Regular Meeting of the **California Horse Racing Board** held at the **Del Mar Surfside Race Place**, 2260 Jimmy Durante Boulevard, Del Mar, California, on **July 19, 2012**.

Present: Keith Brackpool, Chairman
David Israel, Vice-Chairman
Steve Beneto, Member
Jesse H. Choper, Member
Bo Derek, Member
Richard Rosenberg, Member
Chuck Winner, Member
Robert Miller, Staff Counsel

MINUTES

Chairman Brackpool asked for approval of the minutes of the Regular Meeting of June 28, 2012.

Commissioner Rosenberg **motioned** to approve the minutes. Commissioner Winner **seconded** the motion, which was **unanimously carried**.

PUBLIC COMMENT

John Bucalo of the Barona casino spoke about issues involving satellite wagering and the difficulty satellites were experiencing.

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

Chairman Brackpool said Robert Bean, a thoroughbred owner/trainer; Ed Halpern, a licensed thoroughbred trainer; Victor Levine M.D.; and Amy Zimmerman were nominated to the Board of Directors of the California Thoroughbred Horsemen's foundation. The term of service would

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be for two years, expiring June 20, 2014. Vice-Chairman Israel **motioned** to approve the nominations. Commissioner Choper **seconded** the motion, which was **unanimously carried**.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE DISTRIBUTION OF RACE DAY CHARITY PROCEEDS OF THE LOS ANGELES TURF CLUB IN THE AMOUNT OF \$301,455 TO 32 BENEFICIARIES.

Chairman Brackpool stated the Los Angeles Turf Club (LATC) proposed to distribute \$301,455 of race day charity proceeds to 32 beneficiaries. Frank DeMarco of LATC said 84 percent of the proposed race day charity distributions were dedicated to horseracing related organizations. He added that was an increase over the previous year. Commissioner Derek commented she appreciated that 31 percent of the proceeds would be given to charities that benefited horses. Commissioner Winner asked if all the beneficiaries were non-profits. Mr. DeMarco said all of the beneficiaries were non-profits; LATC checked each of them. Commissioner Rosenberg asked what "Horses in the Hood" was. Mr. DeMarco stated it was a non-profit that introduced intercity youth to caring for and riding horses. Commissioner Winner said he was familiar with the organization, and he believed it was worthy. Commissioner Derek **motioned** to approve the distribution of race day charity proceeds of LATC. Commissioner Winner **seconded** the motion, which was **unanimously carried**.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE DISTRIBUTION OF RACE DAY CHARITY PROCEEDS OF THE LOS ALAMITOS RACING ASSOCIATION IN THE AMOUNT OF \$41,274 TO FIVE BENEFICIARIES.

Chairman Brackpool said the Los Alamitos Racing Association (LARA) proposed to distribute \$41,274 of race day charity proceeds to five beneficiaries. He added almost 100 percent of the funds were dedicated to horseracing related charities. Vice-Chairman Israel commented the

distributions to the Permanently Disabled Jockey Fund and the California Equine Retirement Foundation seemed disproportionate when compared to the Race Track Chaplaincy, which received most of the funds. Commissioner Derek stated a portion of the funds went directly to horses, but she had requested that LARA give more. She asked if there was a way to change the race day charity rule so a certain minimum would go directly to horse welfare. Chairman Brackpool asked if distributions to horseracing related organizations were a general issue of the Board or a product of the regulation. Jacqueline Wagner, CHRB staff, stated the Business and Professions Code stipulated the amounts that must be distributed to horseracing related charities. Racing associations had discretion regarding which organizations received the remainder of their race day charity proceeds. However, the Board could encourage racing associations to consider horseracing charities when distributing such funds. Ms. Wagner added the LARA distribution complied with the law. Chairman Brackpool stated the Board could approve the item, but in the future it would like to see more of the funds given directly to horse welfare. Commissioner Rosenberg commented that made sense in general, but in the case of LARA the total amount distributed was not great. The distribution to the chaplaincy at LARA did not seem like a lot of money in aggregate dollars. Chairman Brackpool said that was true, but the general sense of the Board was that it wished to see more charity dollars go to horse-related charities rather than horse-industry related charities. Chairman Brackpool **motioned** to approve the distribution of race day charity proceeds of LARA. Commissioner Derek **seconded** the motion, which was **unanimously carried**.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE REQUEST FROM THE CALIFORNIA EXPOSITION AND STATE FAIR FOR ALLOCATION OF HARNESS RACING DATES AT CAL EXPO FOR THE PERIOD OF NOVEMBER 2, 2012 THROUGH DECEMBER 22, 2012, INCLUSIVE.

Chairman Brackpool said the California Exposition and State Fair (Cal-Expo) requested the allocation of harness race dates at Cal-Expo from November 2, 2012 through December 22, 2012, inclusive. Chairman Brackpool asked if there was value in allocating race dates, then at a later time contemplating an application to operate a race meeting. David Elliott of Cal-Expo said the issue was first addressed at the June 2012 Regular Board Meeting at Hollywood Park. At that time Cal-Expo was asked to return with additional information. He added that Cal-Expo was attempting to follow the usual course of events wherein dates are allocated and then the application process followed. Chairman Brackpool asked for a brief update of the status of Cal-Expo's efforts to reach an agreement with an operator. Cynthia Bryant of Cal-Expo stated a term sheet with European Wagering Services (EWS) was approved by the Cal-Expo board of directors. A contract for Cal-Expo board approval was being drafted. The contract should be completed prior to an operator returning with an application to operate a harness race meeting at Cal-Expo. The proposed meeting would last 97 days and would be operated by EWS, which would subcontract with Golden Bear Racing to run the actual meet. Alan Horowitz of the California Harness Horsemen's Association (CHHA) stated his organization was pleased to see the request for harness race dates at Cal-Expo, and it looked forward to working with the parties to ensure a successful meeting. However, there was an issue regarding groom-caretakers at Cal-Expo. Mr. Horowitz stated the fire marshal informed Cal-Expo that groom-caretakers could not live in, or spend the night in, tack rooms. He said that had been a custom since there had been harness racing at Cal-Expo. Harness trainers and owners wanted to ensure that the horses were looked after and that there would be immediate help should a problem arise. It was a fact that

things happened at odd hours, and there needed to be grooms or caretakers available. A Cal-Expo employee notified the harness grooms that they needed to be out of the backstretch by July 29, 2012. There were currently 105 horses in the backstretch, and additional horses were expected. Mr. Horowitz said the CHHA saw the problem as a serious welfare issue, and was hoping that the Board would assist in some way. Mr. Elliott said Cal-Expo spent over \$150,000 on the upgrade of its tack rooms, and complied with all the requirements. The fire marshal's office conducted spot inspections and found smoke detectors removed, things set in front of heaters and cooking in rooms. The result was the decree that the grooms could not be on the backside overnight. The fire marshal did not provide any type of mitigating solution. Cal-Expo informed the CHHA of the problem six months ago. Mr. Elliott stated Cal-Expo would ask that the CHHA approach the fire marshal to see if it could reach a solution. Commissioner Derek asked what kind of care would be provided for the horses if the grooms were forced to move out. Mr. Elliott stated Cal-Expo would have a fire watch, which basically was someone on a graveyard shift riding in a golf cart through the barn area. Chairman Brackpool asked if such persons would be qualified to do anything if there were a problem. Mr. Elliott stated most backstretch employees were horsemen. If a horse was cast in a stall or got loose they were able to take care of the problem. Commissioner Rosenberg asked where the grooms would sleep. It did not seem economically practical to put them in apartments. It would seem it was the fair's responsibility to have facilities that satisfied the fire marshal. Chairman Brackpool commented that it did not seem to be the horsemen's responsibility to talk to the fire marshal; it was the association's responsibility. Mr. Elliott said Cal-Expo had conversations with the fire marshal and was not provided with any way to mitigate the issue. The CHHA was raising the issue, so perhaps it could talk to the fire marshal to see if something could be done. Vice-Chairman Israel

asked who employed the fire marshal. Ms. Bryant stated the governor appointed the fire marshal. Vice-Chairman Israel asked if the governor's chief of staff could be contacted. Ms. Bryant said the Cal-Expo board would work on that. Commissioner Winner asked if there was a possibility that a statewide precedent could be set. Chairman Brackpool said he believed each fire marshal had different priorities. The sense of the Board was that the issue could not be put on the horsemen. Commissioner Choper stated it would be helpful if the horsemen were a party to the discussion. The Board was concerned about a number of issues. There were the horses and there were the grooms. Where were the grooms supposed to go? There should be a full discussion and a resolution of the competing interests involved. Chairman Brackpool said Cal-Expo should be briefing Board staff on the status of the issue, and when an application for license was before the Board the problem would be discussed. It was an important issue and it was wrong to think it was just the horsemen's problem. Mr. Elliott stated Cal-Expo had asked the CHHA to join it, and he assured the Board that within a couple of weeks the parties would approach the fire marshal to see if there were mitigating solutions. Commissioner Choper said Cal-Expo did not have a couple of weeks if the deadline was July 29, 2012. The sooner Cal-Expo could meet with the fire marshal, the better. Commissioner Beneto said he had not had positive experiences with the fire marshal. It only got worse if one contested a decision. Vice-Chairman Israel commented Cal-Expo was a public facility, so it was a political problem as much as a real problem. Chairman Brackpool said he had every confidence the Cal-Expo board would know what to do and would give the issue its best level of attention. Chairman Brackpool **motioned** to approve the request by Cal-Expo for race dates, as specified. Vice-Chairman Israel **seconded** the motion, which was **unanimously carried**.

PUBLIC HEARING AND ACTION BY THE BOARD REGARDING THE PROPOSED AMENDMENT TO CHRB RULE 1867, PROHIBITED VETERINARY PRACTICES, TO ADD RACTOPAMINE AND ZILPATEROL TO THE PROHIBITED VETERINARY PRACTICES LIST.

Jacqueline Wagner, CHRB staff, said the proposed amendment of Rule 1867, Prohibited Veterinary Practices, would add ractopamine and zilpaterol to the prohibited veterinary practices list. She stated the 45-day public comment period concluded with no comments received. Staff recommended the Board adopt the proposed amendment as presented. Commissioner Derek **motioned** to adopt the amendment to Rule 1867. Commissioner Winner **seconded** the motion, which was **unanimously carried**.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE REQUEST FROM CHURCHILL DOWNS TECHNOLOGY INITIATIVES COMPANY DBA TWINSPIRES TO AMEND ITS CURRENT ADVANCE DEPOSIT WAGERING (ADW) APPLICATION TO ADD THE ADDITIONAL URL, LUCKITY.COM, TO ITS LICENSE.

Brad Blackwell of Churchill Downs Technology Initiatives Company (Churchill) said his organization was asking to amend its current advance deposit wagering (ADW) application to add an additional URL, Luckity.com (Luckity). The Luckity site would be a wholly owned ADW site which would use a casual social gaming approach to provide fun, simple ways to place pari-mutuel wagers on horse races. The site was designed to attract new customers to the industry. Alan Tse of Churchill stated the Luckity concept was meant to attract more money to the industry through access to nontraditional horse players, and to make it easier for such persons to wager. Chairman Brackpool said Luckity customers would have money in an ADW account, but rather than handicapping a race, they would use the color of the silks or the name of the horse. The method of choosing a horse was more of a random pick and did not involve traditional handicapping. However, once a horse was chosen, one actually made a traditional

wager in a pari-mutuel pool, which meant the takeout would be the same. Chairman Brackpool stated a traditional handicapper would not use the Luckity method, which was a simplistic model. He asked how realistic it was to expect that nontraditional horse players would actually fund an ADW account. Mr. Blackwell said Luckity would be marketed to a different segment of horseracing fans. Luckity would be advertised on social websites such as Facebook. Commissioner Rosenberg asked what other games would be available besides the colors of the silks. Mr. Blackwell said persons unfamiliar with horseracing tended to find race programs overly complicated and did not typically place wagers. Luckity played on the more simple ways to look at pari-mutuel wagering, such as the color of the horse, the color of silks or the number of the horse. An explanation of the race information and what the Luckity account holder was actually doing was always one click away. Mr. Blackwell stated Luckity account holders would just be picking numbers or a particular symbol or horse. It was intended to be more appealing to casual social gamers who played for fun. The added benefit was that they could play for real money. Commissioner Derek commented she was not excited about one of the Luckity games because it had nothing to do with horseracing. If the URL was approved, it should relate entirely to horseracing so customers were absorbing racing as they played. Commissioner Choper asked if Luckity customers could watch horseraces. Mr. Blackwell stated that would not be part of the site. The race information was one click away, so customers would know which race the game was associated with, but Luckity would not show the races. If Churchill received feedback that Luckity players wanted to see the races it would explore the option. Vice-Chairman Israel said it would be more interesting or exciting to be able to see the races. Luckity customers could actually see how their choices did. Otherwise, Luckity was simply telling players if they won or lost; it would be like the lottery. Commissioner Winner asked if the "one click away" meant

Luckity customers could access the standard ADW website. Mr. Blackwell said “no”. The information would be associated with the details of the race. Allowing account holders to actually see the race was something Churchill could consider based on the response it received from Luckity customers. Commissioner Winner asked if there would be aspects of Luckity that would educate customers – more than just choosing colors and numbers. Mr. Blackwell stated that would be in the game details. If a customer clicked on game details he would receive an explanation about the type of wager he was actually making. The site would educate its account holders about some fairly simple wagers. Commissioner Winner said he would recommend that Luckity find a way to let its customers actually watch the race. Otherwise the site did not seem as if it were promoting horseracing as much as it was some games to choose colors and numbers. If Luckity could transition its customers into the excitement of the race, that would promote more understanding of horseracing. Chairman Brackpool asked if there was a particular reason Luckity did not want its customers watching a live feed. Mr. Blackwell stated Luckity wanted to keep the site simple. Churchill understood what the Board was saying and it would test the concept with its customers. If watching the race was appealing, Luckity would certainly not hesitate to provide that service. Chairman Brackpool said Churchill had the technology and it would cost nothing, so there must be a marketing determination that showing the races would not be helpful. The Board was trying to understand that decision. Mr. Tse stated Churchill spent about ten months developing the technology for Luckity. It was thought that the development would not take as much time, so some decisions had to be made about what would be initially offered. Churchill was looking at all its options, and it would test to determine what its customers wanted. Further, Luckity was an attempt to reach customers that felt intimidated by horseracing. It might not be perfect, but Churchill wanted to get it out there to see how it would

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work. Commissioner Winner said the public was intimidated by pari-mutuel wagering. He asked if in its market research Churchill found that the public was intimidated by the race itself. Mr. Tse stated the focus groups found that the public did not necessarily associate all of that together and separate them out. The public was intimidated by wagering on horseracing in general. With Luckity the horseracing information was one click away. It would tell the customer what race he was wagering on, and what the odds were. Commissioner Winner asked if any advertising research service testing was done where races were actually shown. Mr. Tse stated Churchill had not gotten that far. It was something that it could and should look at, but it would take a lot of effort to create the links, as an essentially new product was being produced. Vice-Chairman Israel commented wagering on colors and numbers was like playing roulette and not getting to see the wheel spin, when in fact the real thrill of the game was the spinning wheel. Any sport was about anticipating the result, and so was gambling. Churchill needed to think about that. Commissioner Choper said one thing everyone liked about horseracing was the race. The second issue was that the race would distinguish choosing colors and numbers from the lottery. With the lottery one chose a number and looked in the paper the next day to see if it was a winner. If Luckity had a way to offer its customers the live race to watch there would probably be a lot more interest. Chairman Brackpool said the Board would encourage whatever it took to get new racing fans. Churchill owned the content and it had the technology. Regardless of how much money it had invested in Luckity it did not seem as if it would take a lot more to add one click to a race. He stated he was puzzled that he was not hearing the reason Churchill did not want Luckity customers to see the race. Because the site was not ready to launch, perhaps Churchill could return to the Board at a future date to demonstrate how it worked. That might make the questions a little easier. Mr. Tse said Churchill did not have a problem showing the

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site to the Board, but there was a competitive issue with publicly demonstrating it before it was launched. Commissioner Rosenberg said if not approving the request would delay the site's launch the Board should not force the issue of including live races. Churchill should be commended for attempting something new. Chairman Brackpool asked what was the timing of the site's launch. Mr. Tse said there was a floating deadline, but Churchill was hoping to get it functioning by September 30, 2012. The date could be earlier, and it would be offered in every jurisdiction where permission was granted. Such permission was received in Oregon and Washington, and approval was being sought in Illinois and Kentucky. Commissioner Choper asked what would happen if the Board approved the request with the understanding that Churchill would return and make another presentation. Mr. Blackwell said Churchill appreciated the Board's comments. It was seeking approval of the URL, and it would be willing to maintain an open dialogue and make a demonstration when it could be done in a public setting. Commissioner Winner said he was happy Churchill was doing something new. The sense of the Board was that Churchill should find some way to include live races, but it did not wish to delay the website's launch. He asked if the distribution from the wagers would be the same as with the ADW site. Mr. Blackwell said that was correct. Vice-Chairman Israel asked what wagers were covered. Mr. Blackwell said win, place and show wagers as well as exotics. Commissioner Winner **motioned** to approve the request by Churchill to add the additional URL of Luckity to its current ADW application. Commissioner Beneto **seconded** the motion. Commissioner Choper stated staff counsel Miller believed the website was an exception to the public meeting law because it was a trade secret. Churchill could return within a month and make a presentation in a closed session. Chairman Brackpool stated the **motion** would be **amended** to include a request

that Churchill return to demonstrate the site in a closed session. The motion was **unanimously carried**.

DISCUSSION AND ACTION BY THE BOARD ON THE REPORT FROM SOUTHERN CALIFORNIA OFF-TRACK WAGERING, INC. (SCOTWINC) REGARDING ITS MARKETING RESEARCH CONDUCTED AT THE OC TAVERN MINISATELLITE WAGERING FACILITY AND AN UPDATE ON THE STATUS OF CURRENTLY LICENSED FACILITIES.

Rick Baedeker of Southern California Off-Track Wagering, Inc. (SCOTWINC) said the market research conducted at the OC Tavern minisatellite wagering facility was done primarily to discover where costumers were coming from. There was a suspicion that as many as 25 percent of the OC Tavern customers were migrating from the Del Mar Surfside Race Place. Mr. Baedeker added the survey was not scientific, as it was an "in house" effort; not a product of an outside firm. He stated the first question revealed that 83 percent of respondents attended a live race meeting within the last year. That would indicate that many patrons did not give up on racetracks when they started going to satellites. The second question asked about attendance at horseracing events prior to OC Tavern's opening. The responses indicated that 40 percent of patrons had never been to a satellite, while those who did go to satellites went to Los Alamitos or OC Tavern. Mr. Baedeker added that 95 percent of respondents indicated they were wagering more since the opening of OC Tavern. Prior to OC Tavern's opening only 33 percent of respondents went to satellites five or more times a month. After the opening of OC Tavern that number increased to 87 percent. More than half of the survey's respondents indicated they did not have an advance deposit wagering (ADW) account, which would indicate there was still a strong market for ADW. The survey asked for zip codes, which revealed that 69 percent of customers lived within seven miles of OC Tavern, and 57 percent lived in San Clemente. That

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meant OC Tavern was drawing customers from the local area. Sixty eight percent of OC Tavern's customers were under 60 years of age. That was encouraging, as it was young for racing patrons. Chairman Brackpool commented that if 83 percent of OC Tavern's customers also attended a live race meeting within the past year, it indicated the audience was not expanding that much. Mr. Baedeker said unfortunately the survey did not ask how many customers had never attended a live race meeting. He stated the survey also asked if the customers felt OC Tavern was superior to other satellites. The top responses were the service, staff, friendly atmosphere, location and food were superior. The price point did not seem to be an issue. Mr. Baedeker said the opening of Santa Clarita Lanes (SCL) was successful. On the first night, which was a Friday night, SCL did \$15,000. During the first full week of operating the numbers continued to improve. With regards to potential minisatellites, there were several locations where the owners of sports bars or restaurants had contacted city officials to begin the approval process. The locations were in downtown Los Angeles, downtown San Diego and in Lake Forest. Mr. Baedeker stated Palm Springs, Temecula and San Fernando Valley would also become active locations. Chairman Brackpool asked when the Board might expect applications. Mr. Baedeker stated an application from Lake Forest would be forwarded soon, as it was seeking a conditional approval for the city. The San Diego and Los Angeles locations would also be asking for conditional approvals. Commissioner Rosenberg asked if any of the potential minisatellites were dependent on another facility waiving the 20-mile radius. Mr. Baedeker stated Hollywood Park Racing Association and the Los Angeles Turf Club indicated they would waive the 20-mile radius for the downtown Los Angeles location. There were questions about receiving a waiver from the Del Mar Surfside Race Place. The Del Mar Thoroughbred Club also had to give a waiver. Surfside Race Place was working with the San Diego location. The statute

provided that the minisatellite would get a 2 percent commission, but if there were a subsequent business deal between the parties it would not necessarily be part of the application unless required by the Board. Commissioner Beneto asked where a minisatellite would be located in Palm Springs. Mr. Baedeker stated the only location outside of the 20-mile radius was in old downtown Palm Springs. Commissioner Winner asked if the downtown Los Angeles site was exclusive. What would happen if another site was interested? Mr. Baedeker stated the statute did not provide for exclusivity. An additional location would have to be approved by the SCOTWINC board. He added location would be an issue because SCOTWINC was paying for the pari-mutuel clerk, and an existing minisatellite would have made a substantial investment. Commissioner Choper asked if a downtown San Francisco site was being considered. Mr. Baedeker stated he was no longer involved with Northern California. He said a lot of work had been put into finding a location, but it was proving to be the toughest area in California in which to place a minisatellite. Problems were presented by the City of San Francisco and the size of buildings for potential minisatellites. There were few places with enough square footage. Vice-Chairman Israel stated there was once talk about a location in San Mateo County. He asked what happened. Mr. Baedeker said the fair gave a waiver, but the city was opposed.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE LOS ANGELES COUNTY FAIR (F), AT FAIRPLEX, COMMENCING SEPTEMBER 7, 2012 THROUGH SEPTEMBER 23, 2012.

Chairman Brackpool stated he noted purses at the Los Angeles County Fair (LACF) would be increased. He asked how that was happening and what would occur to result in a great fair meeting. Mike Seder of LACF said the meeting would run from September 7, 2012 through September 23, 2012 or 13 days. In 2011 LACF was facing a large overpayment of purses which

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it seemed would last a number of years. LACF reduced the number of race days and races per day for 2011, and it succeeded in eliminating the entire overpayment. That provided an opportunity in 2012 to offer a 20 percent increase in purses. In 2011 LACF did not offer any \$100,000 races due to the overpayment. However, in 2012 LACF would offer three \$100,000 guaranteed races, so it was anticipating more interest from horse racing fans. The races would include two Barrett's races for two-year-olds: a juvenile and a debutante. The third race was the Pomona Invitational. The Barrett's races would be held during the middle weekend of the meeting – the "Barrett's Weekend of Stars" – and the Pomona Invitational would run the last Sunday of the meeting. Michelle DeMott of LACF stated in 2011 LACF focused on bringing its fair guests into the race meeting. There were good results with a couple of programs, so they would be continued in 2012. The programs included Wednesday twilight racing and a partnership with Groupon. For 2012 LACF would continue its efforts in its Tiki Lounge, which was a new area off its main thoroughfare. LACF would also offer a "Carne Asada Experience" in conjunction with Bud Light. The event would take place in the grandstand area every Sunday of the fair during the race meeting. LACF would also put a heavy focus on social media through Facebook and Twitter to capitalize on the more than 50,000 followers of LACF. Patrons would also be offered a new free fair app that would provide real-time information about what was happening on the grounds, including horseracing. Ms. DeMott stated that as every year, horseracing would also be featured in the LACF multimillion dollar advertising spin in the Los Angeles market. Chairman Brackpool asked if the Wednesday twilight event affected imported races. Ms. DeMott stated the on-track handle was up 11 percent for the twilight racing. The total handle was not down because of the lack of simulcast wagering. LACF was not giving up much because in September few tracks that exported signals were running on Wednesday.

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Commissioner Choper asked if LACF had a separate admission to the track from the fair. Ms. DeMott said there was not a separate admission. Commissioner Choper asked how LACF counted racetrack patrons. Ms. DeMott stated that historically the count was based on program sales. That allowed for a measurement of trends rather than the actual number of attendees. Jim Henwood of LACF said any attendance numbers were understated. Chairman Brackpool commented every applicant for license told the Board they would use Facebook and Twitter. However, the Board was interested in which parts of social media were working. Mr. Henwood said the manner in which LACF connected with its audience was important in any form of communication used. Many younger adults used only social media and never subscribed to newspapers. That meant LACF had to go where its guest went, and use the means by which they made decisions. No matter what the business was it needed customers, so to get the word out, LACF used all forms of social media. Chairman Brackpool asked if LACF understood what worked in social media and what did not work. Ms. DeMott said different messages worked for different people, so LACF was active in all mediums. LACF was growing its following organically and had more than 60,000 followers on the fair side. It was trying to incorporate the race fan, but found that it could not just throw horseracing content into the fair side. Rather, LACF threw in tidbits to try and peak interest, and to get the fair followers to also follow on the racing side. That would be the focus for 2012. The horseracing numbers would not be as large, but there would be more interest from some newer fans. LACF would work with personalities to develop compelling content in Facebook. That would promote dialogue and LACF would not just be preaching to its fans. Ms. DeMott stated Twitter was more of a challenge, but LACF had to be present in all social media. LACF also tagged its social media in everything it did by offering special promotions only on such media. Commissioner Winner said he agreed with

everything LACF was doing, but it was also very important to continue to work the traditional media. Recent research indicated social media did not have as predominant an impact that most believed. A survey of 24,000 North American local media uses found that consumers trusted traditional media more than digital. Out of the 24,000 persons 13 percent used social media while television was at 45 percent. Commissioner Winner added the survey was across all demographic groups, including age. He stated social media should be used because it was a growing trend, but it was not to the point where business should shift off traditional media into social media. Ms. DeMott stated that was something LACF found at the fair. The television advertising had the highest retention rate with guests. In LACF's dedicated horse racing media it maintained its expenditures in traditional areas and added some online components as well. Commissioner Derek asked if 2012 was the first time LACF had paramedics. Kim Lloyd of LACF said it was the fourth year LACF had paramedics. LACF was the first to have advance life support by two years, and it was very proud of its ambulance. Chairman Brackpool **motioned** to approve the application for license to conduct a race meeting of LACF. Vice-Chairman Israel **seconded** the motion, which was **unanimously carried**.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE SAN JOAQUIN COUNTY FAIR (F), AT STOCKTON, COMMENCING SEPTEMBER 19, 2012 THROUGH SEPTEMBER 30, 2012.

Larry Swartzlander stated the 2012 San Joaquin County Fair (SJCF) at Stockton would run from September 19, 2012 through September 30, 2012, or eight days. He stated that like the 2011 fair, the 2012 fair would have free admission. The stakes program included a \$50,000 Harvest Stakes, and the overnights were increased by 6 percent. The recruitment program would result in horses coming into California from Arizona, Idaho, Washington and Oregon. Kate Post of SJCF

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said the 2012 fair would have an entirely new brand with a multimedia ad campaign. She stated considerable research was conducted regarding the reasons residents of San Joaquin County attended the 2011 fair. With the knowledge of what fair-goers wanted to experience, SJCF would aim to offer what would attract the public. That would include exhibits, 4H, horseracing and food. SJCF was only one of six horseracing fairs in California, so it was excited to highlight that aspect with a regional add campaign. The first SJCF media presentation had over 100 in attendance with print, radio and television media represented. SJCF would continue its business sponsorship program which had an outstanding response. In addition to businesses, the United Way was partnering with the fair. Vice-Chairman Israel asked how the bankruptcy of the City of Stockton affected the fair. Ms. Post stated there was no effect. She stated the business community was still active, and local events did not suffer. The Asparagus Festival in April 2012 had attendance of over 104,000 in just three days. Residents of San Joaquin County who might have financial issues were tending to spend their dollars locally on family oriented entertainment. Commissioner Choper asked how SJCF measured fair attendance. Mr. Swartzlander said the program count was used to measure attendance. That included attendance at the racetrack. Commissioner Beneto asked if the fair was running during the horseracing dark days. Janet Covello of SJCF said the fair was completely closed Monday, Tuesday and Wednesday. Commissioner Derek asked if the ambulance service would include advance life support (ALS). Mr. Swartzlander said both ambulances running and during live racing were ALS; one ALS and one paramedic. Commissioner Derek asked if SJCF would have paramedics with ALS during training and at the fair. Mr. Swartzlander said at SJCF that would be true. Commissioner Derek asked if it was the first year. Mr. Swartzlander stated it was the third year. Commissioner Beneto asked if SJCF changed its 2012 fair dates. Mr. Swartzlander said the

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dates were changed from June to September. Commissioner Beneto asked if SJCF considered the start of the school year when it moved its dates. Ms. Covello said SJCF took that into consideration and it made sure it involved the schools, 4H and Future Farmers of America. Ms. Post commented that SJCF also had a Read and Ride literacy program the first week of the fair. The program was run through the San Joaquin County Office of Education. She stated SJCF conducted a lot of community outreach which included the family demographic. Commissioner Beneto **motioned** to approve the application for license to operate a fair race meeting of SJCF. Commissioner Rosenberg **seconded** the motion, which was **unanimously carried**.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE LOS ANGELES TURF CLUB II (T), AT SANTA ANITA, COMMENCING SEPTEMBER 28, 2012 THROUGH NOVEMBER 4, 2012, INCLUSIVE AND THE REALLOCATION OF THE SEPTEMBER 28, 2012 THROUGH NOVEMBER 4, 2012 RACE DATES FROM LOS ANGELES TURF CLUB TO LOS ANGELES TURF CLUB II.

George Haines of the Los Angeles Turf Club II (LATCII) racing association stated its application was for 24 days of racing at Santa Anita Park Race Track (Santa Anita) from September 28, 2012 through November 4, 2012. He said the racing program would arguably be the best stakes program in the country as it included the Breeders' Cup. Chairman Brackpool asked how purses for the proposed meeting would compare to 2011 purses. Rick Hammerle of LATCII said, not including the Breeders' Cup, two stakes races were added. They were preparatory turf races for the Breeders' Cup; one for two-year-old fillies and one for colts. That brought LATCII's total to 13 Breeders' Cup preparatory races. Mr. Hammerle stated the Cal Cup race would occur on the third Saturday of the race meeting, which was October 13, 2012. Of the five races, there would be two races for juvenile fillies and juvenile colts. The purses would be \$250,000 each, compared to \$100,000 in 2011. The races were part of the Golden

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Gate series which was running throughout the year. It started at Hollywood Park and was going through Del Mar. The series was intended to increase awareness of young horses in California and to provide a reason to buy and breed horses in-state. For the Breeders' Cup there would be 10 races on the Friday and 12 races on the Saturday. Of those races 15 were Breeders' Cup races. The remaining seven races were also funded by Breeders' Cup. Mr. Hammerle said the stake money was well up from 2011 and horsemen would be able to run for close to four million dollars. He stated the overnight purses would be the same as the 2011 overnights; however they would cover 22 days out of the 24-day meeting due to the two Breeders' Cup Days. The loss of the two biggest days meant the overnight purses would actually be up over the 2011 overnights.

Mark Verge of LATCII spoke at length about the Santa Anita marketing campaign. He stated horseracing was competing against other major sports and instead of grasping that idea, it was failing to take care of its customers. People needed to experience the feeling of coming to the races; going to the barn area and meeting the horses. Mr. Verge stated he hired Jimmy Dunne who branded The Grove and Office Depot as well as several other companies. Santa Anita was also going after the Asian market by having a 262 Marketplace. Vice-Chairman Israel asked who Jimmy Dunn was. Mr. Verge said Mr. Dunn was a branding expert who worked at The Grove, which he branded. He was currently working with Santa Anita to brand that facility. The racetrack was on the line between frumpy and great, so the idea of branding Santa Anita as the most beautiful racetrack in the world was born. That is what Santa Anita was going after.

Chairman Brackpool asked what Mr. Dunn was doing to market the proposed meeting. Mr. Verge said Mr. Dunn would brand Santa Anita from the minute one entered the track. Commissioner Winner said "brand" was a vague term. He asked what that meant in simple terms. Mr. Verge said the idea was to brand Santa Anita from start to finish. He added

Disneyland was an example of branding. When one walked into Disneyland the first thing one saw was "The Happiest Place on Earth." Santa Anita would show people it was the greatest game in town. Santa Anita had to be a name, so it had to be the most beautiful racetrack in the world. Vice-Chairman Israel said Disneyland was able to attract people because it had a show on television and it told every child under 15 to bother their parents to take them to Disneyland. It aired every year for 15 years. He stated he understood what Santa Anita would do once people were at the racetrack, but how was Santa Anita going to get people to the track? Mr. Verge said Santa Anita was initiating a call center to take care of customers. It was going after the fans, and when they came to the track they would be taken care of. Santa Anita would embrace its current fans and reach out to new fans. Commissioner Beneto said Mr. Verge mentioned barn tours. He asked how many people would be involved in such tours. Mr. Verge said the tours would have a manageable amount of guests – usually about 25 persons. Commissioner Beneto said it would be nice if the tours could highlight barns of the best horses and notable trainers. He asked if trainers had been approached for such help. Mr. Verge said the trainers were very responsive. Commissioner Beneto stated if fans could see what really happened on the backside they would be more interested in wagering on horses. Commissioner Rosenberg said the forecast statement of operations showed a \$4.3 million budget for marketing. He asked if that matched the 2011 expenditure. Gina Lavo of LATCII said of the \$4.3 million a portion was spent for the winter meeting. For the application before the Board about \$1.2 million would be spent for marketing. Commissioner Winner stated he understood the concept of branding. He did not disagree with the approach, as anything that worked was good. However, if \$1.2 million would be spent on marketing for the proposed race meeting, what was spent in 2011? John Niedewitz of LATCII said the number was approximately flat to 2011's spending. The original figure was actually

less, but it was increased to about the same amount. Commissioner Rosenberg asked how the \$1.2 million was broken down. Mr. Niedewitz said the breakdown was primarily advertising, creative, promotions, publicity, direct mail, employer, rewards. Chairman Brackpool said the marketing plan talked a lot about what the future concepts of Santa Anita marketing might look like. The Board heard about the branding concept, but was Santa Anita taking away from 2012 promotions to fund the branding experience, given that the funding was identical to the previous years. Mr. Niedewitz said about \$75,000 was being pulled from television media. He added the sum was limped together as advertising and creative, as the media schedules were not clearly identified. Vice-Chairman Israel stated the 2011 numbers indicated advertising and creative was \$734,000. In 2012 the number was \$527,000 – which was more than a \$200,000 difference. Mr. Niedewitz said there was another \$200,000 to define the Asian initiative, so out of the reduction in advertising and creative; approximately \$75,000 was allocated to the branding initiative. Chairman Brackpool asked if the additional \$200,000 for targeted marketing of the Asian community came out of the previous year's marketing budget. Mr. Niedewitz said the \$200,000 was represented within advertising and creative. Chairman Brackpool asked if the \$275,000 was spent on other advertising in the previous year, what was not being done in the current year to spend that sum on branding and marketing to the Asian community? Mr. Niedewitz said the funds were from television advertising. Vice-Chairman Israel stated the Board was told only \$75,000 was taken from television advertising, so that left another \$132,000. Ms. Lavo said she did not have the specific line items, but for the current year Santa Anita cut back on television advertising, but the same amount of money was being spent on other advertising media. Vice-Chairman Israel asked if Santa Anita was making an effort to dovetail its advertising with the Breeders' Cup. Mr. Verge said all of Santa Anita's advertising would emphasize the fact that it

was the host of the 2012 Breeders' Cup, which was the place to be at the end of the season. Every media outlet would try to say "Home of the 2012 Breeders' Cup". Vice-Chairman Israel asked if fans would understand how to buy tickets to the Breeders' Cup. Most people would think they could not get in because it was only for rich people. Mr. Verge said Santa Anita was seeing that, but the new call center was emphasizing that buying a Breeders' Cup ticket would earn a free pass for the entire meeting. Santa Anita wanted the public to understand it could come to the Breeders' Cup. Mr. Verge stated Santa Anita's goal was to make the racetrack cool again. To accomplish that it was starting different branding initiatives. Vice-Chairman Israel said the Breeders' Cup was successful when it ran at Santa Anita in 2008 and 2009. Santa Anita's capacity for the event was around 80,000 – but it was only getting half as many customers as it should. Part of the problem was that the Breeders' Cup seemed prohibitive, and Santa Anita needed to reach out and let the public know it was not. Ms. Lavo said in addition to the Santa Anita advertising budget there was a standalone Breeders' Cup budget which included over a half million dollars for local advertising. The specifics of the advertising were still being developed, but those funds were specific to Breeders' Cup advertising. She added the national Breeders' Cup organization would also spend a half million dollars, so there would be several layers of marketing for the event. Vice-Chairman Israel asked for a week by week look at the promotion schedule and what Santa Anita was trying to accomplish. He stated the fall meeting, the Breeders' Cup, and the stakes schedule were critical for Santa Anita and the industry and was a precursor to the winter meeting. The usual drop-off of attendance at Hollywood Park Race Track in November was distressing, and perhaps creating momentum at Santa Anita would help. Mr. Niedewitz said the meeting would start with a day allocated to Eddie Delahoussaye. Fans would be informed that the Morvich Stakes was named in his honor. The Breeders' Cup

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challenge would occur Friday and Saturday and would see most of the major preparatory stakes races for the Breeders' Cup. That would be augmented with a food truck festival to attract a younger demographic. In addition, the Zenyatta statue would be unveiled on the Kingsbury Fountain Lawn. Mr. Niedewitz stated week two would be supported with direct mailing to Santa Anita's core race group. Over the years direct mail proved to be the most effective way to draw a live-track attendance with core heavy bettors. There would also be live entertainment and music to draw a younger demographic. Commissioner Winner asked if the concerts had been locally approved. Mr. Niedewitz said Santa Anita was working with the Arcadia police and city manager, and approval had been granted. He stated week three was Cal Cup week and it had a second concert. There would also be a Burbank Road Kings Car Show, which drew a good crowd. In addition, Santa Anita was considering a Latin fiesta concert. The last Latin concert in the infield increased attendance by about 5,000 persons. For week four of the meeting Santa Anita was working with a group called the 626 Night Market. The group had an event in Pasadena that was a night market with food and culture and retail. It was very successful. Santa Anita would be used to do the same thing. It was a night event, so Santa Anita would attempt to start early so there could be a large audience for the last couple of races on the card. The big push would be to get large crowds in at night. An effort would be made to gather information from the events to re-market to the patron in the winter-spring season. Mr. Niedewitz stated the 626 Night Market event in Pasadena attracted almost 25,000 persons. The organizers were looking for a venue that could be a controlled environment. Santa Anita was able to provide a venue. It hoped to re-market back to the people who attended. It was anticipated that 10,000 would attend each day for the two days. Santa Anita believed the crowds would show up late in the day. The most important facet of the event was access to the 262 Night Market email list.

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Commissioner Rosenberg said the application required a profit and loss statement for the prior two years and a profit and loss projection. He stated the projection was for the next race meeting. It was difficult to read the statements for the combined year, one past meeting and one future meeting. It would be helpful if each applicant submitted a projected profit and loss just for the coming race meeting. Ms. Lavo said the racetrack controllers met and determined that would be problematic. The most significant issue was that the race meeting alone was not accounted for. The Board would probably have to allocate race dates that coincided with the associations' fiscal months, as that was the only way to run numbers for a race meeting. Commissioner Rosenberg asked why the numbers could not be generated on a projected basis. Ms. Lavo stated that was because the financial statements reflected a lot of fixed overhead costs that were not specific to the meeting. It would be deceptive to just report race meeting numbers. Commissioner Rosenberg asked why there was a \$4 million difference on the comparison of last year's profit versus the projected profit. For 2012 there was a \$4.5 million projected profit and a \$664,000 loss in 2011. Ms. Lavo said the 2011 number was a profit. In 2011 there were a lot of reductions in force, and cutting of expenses. There were also write-offs that resulted from changes in ownership and items that still impacted from the bankruptcy. Commissioner Rosenberg asked if an increase in the marketing budget was considered since the projected profit was significant. Ms. Lavo said reducing marketing was one of the ways the profit was achieved. Commissioner Winner stated Santa Anita took \$200,000 out of television advertising and put it into an Asian market initiative. Mr. Niedewitz said that was correct. Commissioner Winner commented it was conventional wisdom that the Asian market was lucrative. He asked if Santa Anita did any research that would indicate its assumptions were correct. Mr. Verge said "yes". He added the problem was that Santa Anita had not been introduced to the Asian community in

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the right way. Commissioner Winner asked if the research was scientific research. Mr. Niedewitz said there were no specific dollars allocated to scientific research. However research was done in 2010 and would be used to achieve the current agenda. No additional research was conducted. Commissioner Winner stated he was in favor of Santa Anita's enthusiasm and its ability to try new initiatives. However, he was concerned because Santa Anita's meeting was important and it was embarking on an untraditional path. That did not mean it was wrong, but it was untraditional in terms of improving attendance, handle and horseracing in general. A lot of changes were made and Santa Anita was taking chances based on things that were unrelated to horseracing. Commissioner Winner added he hoped the initiatives were well thought out and not just instinctive. He stated he was a little concerned because the meeting was important to the industry and the Board wanted to ensure it was done right. Mr. Verge said he was working with Santa Anita because he wanted to help horseracing and had a passion for the sport. Commissioner Winner commented that a love of horseracing did not necessarily translate to getting fans through the turnstile. That was what concerned the Board. Chairman Brackpool said the Board was concerned that a critical meeting was approaching and more than \$200,000 was taken out of direct marketing to try something that was untested. The \$75,000 that was being used to rebrand a facility the size of Santa Anita seemed to be a miniscule amount. That was the Board's concern; the funds that were taken out of an already declining budget to speculate on other markets. Chairman Brackpool stated over the past several years the Board was also concerned about the inability of the Santa Anita signal to be distributed on a wider basis. He asked where the parties were in their discussions on the subject. Scott Daruty of Santa Anita said the view of the Stronach Group, of Santa Anita and of Horse Racing Television (HRTV) was that in the long term television was necessary in promoting horseracing and making

it successful. The issue the industry struggled with was that short term benefits undercut the long-term goal. There might be things done in the short term that would help Santa Anita's television distribution, but it was concerned that if such things were done the ultimate long term goal would be undercut. The question heard many times was: "Why was Santa Anita not on Direct TV?" Mr. Daruty stated Santa Anita worked hard on that issue and it continued to have hope. The next question was if TVG was on Direct TV, why not put the Santa Anita signal on TVG so it would be on Direct TV? There had been discussions with TVG and others over the past 60 days. However, Santa Anita's view was that its long term goal was to have a successful television network. If TVG were allowed to televise Golden Gate Fields and Santa Anita, it would cause HRTV to become irrelevant. It would become a different issue if there was a trade of content where HRTV would get TVG's exclusive content in exchange for its own. Those discussions were entered, but it was not possible to get anything in place for the Del Mar race meeting. Mr. Daruty said the Stronach Group and Santa Anita and Golden Gate Fields were willing to swap content with TVG in which it would televise the Santa Anita winter meeting and all of Golden Gate Fields starting with its August meeting and running through the spring of 2013. In exchange HRTV would televise the Hollywood Park fall meeting and the Hollywood Park 2013 spring meeting. Discussions with Thoroughbred Owners of California (TOC) were held and discussions were still being held with TVG and Hollywood Park. Chairman Brackpool stated it seemed there had been some incremental progress, and there might be a resolution. Mr. Daruty said his organization also believed that, but he would prefer to wait and report a solution when one was reached. Lou Raffetto of the TOC stated he would read a statement from the TOC into the record. "One of the primary goals of the TOC has been expanded distribution of the California signal to locations in the state and around the country. In an effort to accomplish this

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TOC has received a multi-party agreement that will allow the entire Golden Gate Fields season from August 2012 through June 2013, and the 2012-2013 Santa Anita Park winter meet to be carried on TVG. This one-year agreement also calls for the fall and spring-summer Betfair-Hollywood Park meeting to be broadcast on HRTV. At this point in time the TOC, along with the Stronach Group representing XpressBet, Santa Anita Park, Golden Gate Fields, and HRTV, in addition to Twinspires, CDI as Twinspires, have agreed to the aforementioned terms. It is our understanding that TVG will not agree without the consent of Betfair-Hollywood Park. Furthermore, it is our understanding that Betfair-Hollywood Park will not agree to the arrangement without the guarantee of support for its 2013 dates. Their refusal and that of TVG stand in the way of expanded distribution and increased revenue to the owners and racing associations in California.” Chairman Brackpool stated the 2013 race dates would not be discussed until the August 2013 Regular Board Meeting. That meant no 2013 race dates were allocated. He said he assumed the thoroughbred associations, the racing fairs and the TOC were looking at the 2013 race dates to draft a calendar, but no race dates were guaranteed prior to allocation by the Board. Chairman Brackpool asked if the parties were holding discussions. Mr. Raffetto stated discussions were held and it was clear that Hollywood Park wanted its traditional race dates for 2013. During the discussions the parties wanted to guarantee that Hollywood Park would actually run the entire period, but could not get a guarantee beyond the first part of 2013. That is where the discussions stalemated. Melanie Frank of TVG-Betfair stated an agreement was sent to the Stronach Group and TOC. To date no comments were received, nor had an agreement in writing – to which TVG-Betfair could agree - been received. So, the discussions were active, but TVG-Betfair had not refused to agree to anything. Chairman Brackpool said the agreement letter appeared to be identical in its terms to the Stronach Group offer letter, except

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that it required the guarantee that Hollywood Park would run through 2013. Ms. Frank stated that was correct. She added she did not believe Hollywood Park received anything in writing to agree to. Commissioner Winner commented it seemed illogical that Hollywood Park would expect a guarantee of its traditional race dates without a guarantee that it would actually run. Mr. Raffetto said the TOC would be glad if Hollywood Park would guarantee not just the race dates, but also stabling for 2013. Commissioner Rosenberg asked if Betfair was satisfied that Hollywood Park had the right of approval per its agreement with Betfair. Ms. Frank stated all parties needed to agree for the exchange of content to occur. Hollywood Park needed to consent to having its product broadcasted, as did every racing association. Commissioner Rosenberg asked if the Betfair agreement with Hollywood Park gave Hollywood Park a specific right regarding the issue of television. Ms. Frank said "yes". Chairman Brackpool stated the question was with regards to Betfair's relationship with Hollywood Park. Could Betfair agree to do something without Hollywood Park's agreement? Ms. Frank said "no" Betfair could not. Commissioner Choper asked if he was correct in believing that Hollywood Park wanted a guarantee of its traditional race dates in 2013 without a reciprocal guarantee of operating during those dates. Mr. Raffetto said "yes". Vice-Chairman Israel stated it did not seem to be anything different from what had occurred for quite a while. Chairman Brackpool said Hollywood Park was consistent in stating it would only continue running with a six month notice. The difference was that the current discussion involved television companies and an agreement that would greatly expand the signal and potential dollars to horsemen. Chairman Brackpool stated the price for that was one he did not believe the Board was capable of offering. He said the Board had several big issues. It wanted to help the north, which was suffering. To have Golden Gate Fields broadcast on Direct TV would be a huge shot in the arm to an area in need of assistance.

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In addition, the Santa Anita winter meeting broadcast on Direct TV would be significant for horsemen and the organic growth of the sport. It was disturbing that every day without an agreement meant the industry suffered, especially those in the north. Commissioner Winner commented the agreement would be to the advantage of TVG. Ms. Frank stated the parties were in active discussion, and were trying to come to an agreement. However, all parties had to agree to terms that were beneficial to everyone. Commissioner Winner said from the perspective of TVG it would be helpful to support the movement of the process even if it was counter to Hollywood Park's position. Ms. Frank stated TVG Betfair was engaged in discussion to help move the process. Commissioner Beneto said the harness horsemen were on TVG. He asked if that helped the harness handle. Christopher Schick of Golden Bear Racing stated that Cal-Expo was on TVG and it was a great help to the harness industry. Chairman Brackpool said the Board would agenda discussion of 2013 race dates for the August 2012 Regular Meeting. He stated he would implore the parties to continue to try and bring their negotiations to a close in a positive and timely manner. Commissioner Rosenberg asked if the Board was being requested to do something in the negotiations. Chairman Brackpool said the agreement was between the TOC and the two television networks. Hollywood Park was asking for TOC's support of dates. However, if TOC was to guarantee its support for Hollywood Park's traditional race dates in 2013, it wanted a guarantee that those dates would be run. Mr. Raffetto said that was correct, but TOC was also concerned about stabling. Vice-Chairman Israel asked if TOC was working on an alternative plan in the event Hollywood Park decided to shut down. Mr. Raffetto stated there were ongoing discussions amongst the horsemen and racing associations. He agreed the industry needed to formulate a plan and could not afford to wait until Hollywood Park actually closed. Vice-Chairman Israel said he understood, but the mayor of Inglewood issued a statement that

development might be imminent. Hollywood Park was asking for dates, but would not commit in any way to continue running or operating as a training facility. It would be wise to have a working plan that could be effectuated on short notice. Mr. Raffetto stated a plan was being developed. Commissioner Winner said he understood 2013 race dates would be discussed at the August 2012 Regular Board Meeting; however, the issue of broadcasting horseracing was important. What could be done to move the parties prior to August 2012 and what was the industry losing by waiting until August? Chairman Brackpool stated the issue was important, and a lot of time had been spent trying to reach a resolution. It did appear that something was possible, but Hollywood Park wanted a guarantee of race dates if it consented. He said the Board supported Hollywood Park staying in racing, but in the meantime it was hard to quantify the cost of not expanding coverage of Golden Gate Fields. Chairman Brackpool stated the Board would encourage the parties to continue discussions. Perhaps an interim agreement that did not require Hollywood Park's consent for Golden Gate Fields could be reached. Perhaps there was something that could be done to show good faith on the industry's part. The first time Hollywood Park's consent would matter was the fall meeting. Commissioner Winner asked if part of the problem was that TVG was in line with Hollywood Park on the issue. Was Golden Gate Fields being held up because of the Hollywood Park relationship with TVG Betfair? Chairman Brackpool stated the inability to close the transaction was the problem. In the short term the situation was really whether HRTV would be prepared to allow Golden Gate Fields to be shown on TVG, and if TVG would show Golden Gate Fields while the parties were working towards a resolution. Chairman Brackpool said the Board would not impose business decisions on commercial parties. That was something for the parties to work out. The Board wished to promote the continued stability of horseracing and to revive the sport where there was a

downward turn. The Board wished to see an agreement reached. It was pleased with the negotiations, but the issue had to be resolved. That would happen when the Board approved the 2013 race dates, but it would be nice if it were decided prior to that time. Vice-Chairman Israel **motioned** to approve the application for license to conduct a horse racing meeting of the LATCII at Santa Anita and to reallocate the September 28, 2012 through November 4, 2012 race dates from Los Angeles Turf Club to LATCII. Commissioner Choper **seconded** the motion, which was **unanimously carried**. George Haines of Santa Anita stated his organization wished to thank the Board for its support in getting the 2012 Breeders' Cup. He added the thoroughbred horsemen's and trainers' organizations were also a great help.

MEETING ADJOURNED AT 12:19 P.M.

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

Chairman

Executive Director

CALIFORNIA HORSE RACING BOARD

AUGUST 23, 2012
REGULAR BOARD MEETING

There is no board package material for Item 2

STAFF ANALYSIS

August 23, 2012

Issue: APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE BIG FRESNO FAIR AT FRESNO OCTOBER 4-14, 2012.

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

- October 4-14, 2012, or 9 days, the same as 2011. The fair proposes to race a total of 100 races, the same as 2011.
- The proposed race dates are the approved dates allocated to the fair.

October – 2012						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

- Racing 5 days the first week and 4 days the second week. Ten races Monday, Thursday, and Fridays and twelve races Saturday, October 6 and Sunday, October 7. 13 races Saturday, October 13th and Sunday, October 14th.
- Number of horses available determines the number of daily races programmed by breed.
 - 2011 Race Meeting: Average number of runners per race (TB): 7.85
 - 2011 Race Meeting: Average number of runners per race (Arabian): 7.57
 - 2011 Race Meeting: Average number of runners per race (Quarterhorse): 8.17
 - 2011 Race Meeting: Average number of runners per race (Mules): 8.57
- Racing concurrently with the Los Angeles Turf Club II, Inc. racing association at Santa Anita Park.
- First post 12:15 p.m. Saturday and Sunday, 1:15 p.m. Monday, Thursday and Friday.
- Request Darrell Sparks be appointed horse identifier pursuant to CHRB Rule 1525, Racing Officials Appointed by the Board.
- Wagering program will use CHRB and ARCI rules.
 - Early wagering will not be offered.
- The Advance Deposit Wagering (ADW) providers are TVG, Twin Spires and Xpressbet.
- Pursuant to Business and Profession Code section 19604, specific provisions must be met before an ADW provider can accept wagers.

Summary of B&P code 19604

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

- The ADW provider must be licensed by the Board.

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

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

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

Documents received in compliance with Business and Professions code 19604:

- ODS Technologies, L.P. d/b/a TVG Network has submitted all documents required in compliance with Business and Professions code 19604.
- XpressBet LLC. dba XpressBet.com, has submitted all documents required in compliance with Business and Professions code 19604.
- Churchill Downs Technology Initiatives Company, dba Twinpires, has submitted all documents required in compliance with Business and Professions code 19604.
- Simulcasting conducted with other out-of-state racing jurisdictions pursuant to Business and Professions Code Section 19602; and with authorized locations throughout California.
- Inspection of backstretch worker housing has been requested and will be completed prior to start of race meet.
- Track safety inspection has been requested and will be completed prior to start of race meet.

RECOMMENDATION:

Staff recommends the Board approve the application.

APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF A CALIFORNIA FAIR
CHRB-18 (Rev.07/11)

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

1. APPLICANT FAIR ASSOCIATION

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

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

B. Fair association is a: District Fair County Fair Citrus Fruit Fair
 California Exposition and State Fair Other qualified fair

C. Provide the name, telephone, and email address for the fair contact person:

John C. Alkire, CEO, 559-650-3355; jalkire@fresnofair.com

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 race meeting: **October 4 – October 14, 2012**

B. Actual dates racing will be held: **October 4 - 8 & October 11 – 14, 2012**

C. Dates racing will NOT be held: **October 9 & 10**

D. Total number of racing days: **9**

E. Days of the week races will be held:

Wed - Sun Tues - Sat Other (specify) **Thu-Sun, 1st week; Mon, Thu – Sun,**
2nd week.

CHRB CERTIFICATION

Application received: *7/2/12*
Reviewed: *[Signature]*

Hearing date: *8/28/12*
Approved date:
License number:

3. RACING PROGRAM

A. Total number of races: 100

B. Number of races by breed:

<input type="text" value="78"/>	Thoroughbreds	<input type="text" value="5"/>	Quarter Horses	<input type="text" value="0"/>	Appaloosas
<input type="text" value="9"/>	Arabians	<input type="text" value="0"/>	Paints	<input type="text" value="8"/>	Mules

C. Number of races daily:

	1 st Sun.	2 nd Sun.	Mon.	1 st Thurs.	2 nd Thurs.	1 st Fri.	2 nd Fri.	1 st Sat.	2 nd Sat.
Thoroughbred	9	10	8	8	8	8	8	9	10
Other Breeds	3	3	2	2	2	2	2	3	3
Total	12	13	10	10	10	10	10	12	13

D. Total number of stakes races by breed:

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

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

EMERGING BREEDS OVERNIGHT STAKES SCHEDULE

Saturday, October 6, 2012
Arabians, 3 Years Old & Up
Six Furlongs
California ARC Gold Cup \$ 7,000 Guaranteed

Sunday, October 7, 2012
Mules, 3 Year Olds
350 Yards
AMRA World Championship Futurity \$ 7,000 Guaranteed

Sunday, October 14, 2012
Quarter Horses, 2 Years Old
400 Yards
Fresno Quarter Horse Futurity 18th Running \$ 8,000 Guaranteed

Sunday, October 14, 2012
Mules, 3 Years Old & Up
440 Yards
Fresno AMRA Gold Cup 16th Running \$ 7,000 Guaranteed

Saturday, October 13, 2012
Arabians, 3 Years Old & Up
1 1/16 Miles
K Cuch Jedah Stakes 15th Running \$7,000 Guaranteed

THOROUGHBRED STAKES SCHEDULE

Charlie Palmer Futurity **\$75,000 Guaranteed**
 Two-year olds – One Mile Saturday, Oct 6

Bulldog Hdcp, 18th Running **\$75,000 Guaranteed**
 Three-Year Olds & Upward, One & 1/8 Miles Sunday, Oct 14

F. Will provisions be made for owners and trainers to use their own registered colors?
 Yes No If no, what racing colors are to be used:

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

** As much as possible, we intend to align our post times to compliment the Santa Anita post times*

	MON//THURS/FRI	SATURDAY/SUNDAY
Race #1,	1:15 p.m.	12:15 p.m.
Race #2	1:45 p.m.	12:45 p.m.
Race #3	2:15 p.m.	1:15 p.m.
Race #4	2:45 p.m.	1:45 p.m.
Race #5	3:15 p.m.	2:15 p.m.
Race #6	3:45 p.m.	2:45 pm
Race #7	4:15 p.m.	3:15 p.m.
Race #8	4:45 p.m.	3:45 p.m.
Race #9	5:15 p.m.	4:15 p.m.
Race #10	5:45 p.m.	4:45 p.m.
Race #11		5:15 p.m.
Race #12		5:45 p.m.
Race #13		6:15 p.m.

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

4. FAIR ASSOCIATION

A. Names of the fair directors: **William "Bill" White, President**
Elizabeth Hudson, Vice-President **Ron Barsamian**
Leta Ciavaglia **Debbie Jacobsen**
Jerry Pacheco **Larry Serpa**
Ricky Vang **A.J. Yates**

B. Names of the directors serving on the Racing Committee or otherwise responsible for the conduct of the racing program:
Chief Executive Officer John C. Alkire; Past Director Ardie Der Manuel

C. Name and title of the fair manager or executive officer and the names and titles of all department managers and fair staff, other than those listed in 12B, who will be listed in the official program:
John C. Alkire, CEO **Stacy Rianda, Deputy Manager II**
Bryan Wayte, Pari-Mutuel Manager **Lauri King, Deputy Manager I**

Steve Wood, Track Superintendent
**Frank Mirahmadi, Race Announcer/
 Odds Maker**

John Heinrich, Maintenance Supervisor II
Larry Swartzlander, Director of Racing

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

Chief Executive Officer
John C. Alkire
1121 S. Chance Avenue
Fresno, Ca 93702
jalkire@fresnofair.com

5. TAKE OUT PERCENTAGE

1. 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: _____ Proposed percentage: ____%

- 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 fair association and the horsemen's organization for the meeting of the fair association accepting the wager.

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 the fair association. If your association has been operating for fewer than five years, provide information for the period of time it has been in operation.

Year	Handle	Attendance	Number of Racing Days
2011	\$17,988,069	98,221	9 days
2010	\$17,619,553	102,463	10 days
2009	\$19,600,988	114,994	11 days
2008	\$7,297,871	109,848	11 days
2007	\$7,203,095	116,049	11 days

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

A. Purse distribution:

1. All races other than stakes:

Current meet estimate: \$1,189,591

Prior meet actual: \$1,003,219

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

Current meet estimate: \$132,176

Prior meet actual: \$111,469

2. Overnight stakes:

Current meet estimate: \$36,000

Prior meet actual: \$136,000

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

Current meet estimate: \$4,000

Prior meet actual: \$15,111

3. Non-overnight stakes:

Current meet estimate: 150,000

Prior meet actual: \$150,000

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

Current meet estimate: \$16,667

Prior meet actual: \$16,667

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

Current meet estimate: \$1,375,591

Prior meet actual \$1,289,219

B. Funds to be generated for all California-bred incentive awards (including breeder awards and owners premiums):

Current meet estimate: \$86,887

Prior meet actual: \$90,038

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

Current meet estimate:

CTT \$ 8,567

TOC \$ 2,855

NTRA \$ -0-

PCQHRA \$ 1,082

CWAR \$ -0-

Prior meet actual:

\$ 8,878

\$ 2,959

\$ 2,143

\$ 1,081

\$ -0-

ARAC	\$ 2,781	\$ 2,882
AMRA	\$ 3,602	\$ 3,733
CHBPAPEN	\$ 8,567	\$ 8,878
CTHF	<u>\$ 8,567</u>	<u>\$ 8,878</u>
Total	\$36,021	\$39,432

D. Amount from all sources to be distributed at the meeting in the form of purses or other benefits to horsemen (7A+7B+7C):

Current meet estimate: \$1,498,499

Prior meet actual: \$1,418,689

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

Current meet estimate: \$166,500

Prior meet actual: \$157,632

E. 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: \$1,037,830

Prior meet actual: \$1,079,907

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

Current meet estimate: \$115,314

Prior meet actual: \$119,990

F. Purse funds to be generated from interstate handle:

Current meet estimate: \$116,520

Prior meet actual: \$120,747

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

Current meet estimate: \$12,947

Prior meet actual: \$13,416

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

West America Bank (C.A.R.F.) TOC Account No. **On File** Emerging Breeds Account No. **On File**.

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

Disher Accountancy Corporation, 1816 Maryal Drive, Sacramento, CA. 95864, (916) 482-4224

NOTICE TO APPLICANT: All funds generated and retained from on-track pari-mutuel handle which are obligated by law for distribution in the form of purses, breeders' awards or other benefits to horsemen, **shall not** be deemed as income to the fair and **shall**, within 3 calendar days following receipt, be deposited in a segregated and separate liability account in a depository approved by the CHRB and shall be at the disposition of the Paymaster of Purses, who shall pay or distribute such funds to the persons entitled thereto. All funds generated from off-track simulcast wagering, interstate wagering, and out-of-state wagering which are obligated by law for distribution in the form of purses and breeders' awards, shall also be deposited within 3 calendar days following receipt into such liability account. In the event the fair is obligated to the payment of purses prior to those obligated amounts being retained from pari-mutuel wagering for such purpose, or as a result of overpayment of earned purses at the conclusion of the meeting, the fair shall transfer from its own funds such amounts as are necessary for the Paymaster of Purses to distribute to the horse owners statutorily or contractually entitled thereto. The fair is entitled thereafter to recover such transferred funds from the Paymaster of Purses' account; and if insufficient funds remain in the account at the conclusion of the meeting, the fair is entitled to carry forward the deficit to its next succeeding meeting as provided by 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 fair may carry forward the surplus

amount to its next succeeding meeting; provided, however, that the amount so retained does not exceed an amount equivalent to the average daily distribution of purses and breeders' awards during the meeting. All amounts in excess shall be distributed retroactively and proportionally in the form of purses and breeders' awards to the horse owners and breeders having earned purses or awards during the conduct of the meeting.

8. STABLE ACCOMMODATIONS

- A. Number of usable stalls available for racehorses at the track where the meeting is held:
624 plus 80 porta stalls
- B. Minimum number of stalls believed necessary for the meeting:
624
- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers:
None
- D. Name and location of each off-site auxiliary stabling area and the number of stalls to be maintained at each site:
n/a
- E. Attach each contract or agreement between the fair and the person(s) furnishing off-site stabling accommodations for eligible racehorses that cannot be provided stabling on-site.
n/a

Complete subsections F through H if the fair will request reimbursement for off-site stabling as provided by 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).
1,037
- G. Estimated cost to provide off-site stalls for this meeting. Show cost per-day per stall:
n/a
- H. Estimated cost to provide vanning from off-site stalls for this meeting. Show fees to be paid for Vanning per-horse: **-0-**

9. PARI-MUTUEL WAGERING PROGRAM

- A. Is the fair applicant a member of the California Authority of Racing Fairs (CARF)? If yes, attach a copy of the CARF recommended wagering format. Yes No
- B. Pursuant to Business and Professions Code section 19599, and with the approval of the CHRB, fairs may elect to offer wagering programs using CHRB Pari-mutuel Rules, the Association of Racing Commissioners International (RCI) Uniform Rules of Racing, Chapter 9, Pari-mutuel Wagering, or a combination of both. Please complete the following schedule for the types of wagering other than WPS and the minimum wager amount for each. If applicant is a member of CARF, also indicate if wager is a part of the CARF recommended wagering format:

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	Rule Number
Exacta (1E)	1959
Quinella (2Q)	1958
Trifecta (1TRI)	1979
Daily Double (2DD)	1957
Superfecta (.10SF)	1979.1
Pentafecta (.50 PF)	ARCI 004-105
PK 3 (1PK3)	1977
PK 4 (.50PNP4)	1976.9
PK 5 (.50PNP5)	1976.9
PK 6 (2PNP6)	1976.9
PLACE PICK (1PPN)	1976.8
ALL	

Example Race	TYPE OF WAGERS	APPLICABLE RULES
	\$1 E; \$1 Double	CHRB #1959; RCI #VE
Race #1	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$1PPN% \$.50PNP4	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.8, CHRB #1976.9
Race #2	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF,	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1
Race #3	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF,	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979
Race #4	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$.50PNP5	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB 1976.9
Race #5	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$.50PNP4, \$2PNP6	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB 1976.9,
Race #6	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$.50PNP4, \$.50PNP5	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.9
Race #7	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$.50PNP4,	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9
Race #8	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF,	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1
Race #9	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF,	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1
Race #10	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$.50 SUPER HIGH 5	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1 ARCI 004-105 T-Pick (N) POSITION (X) POOLS
Race #11	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$.50 SUPER HIGH 5	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1 ARCI 004-105 T-Pick (N) POSITION (X) POOLS
Race #12	\$1E, \$1TRI, \$2Q \$2DD, \$.10SF, \$.50 SUPER HIGH 5	CHRB #1959, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1 ARCI 004-105 T-Pick (N) POSITION (X) POOLS



March 20, 2012

To Whom It May Concern:

The following is the CARF wagering format:

Example Race	TYPE OF WAGERS \$1 E; \$1 Double	APPLICABLE RULES CHRB #1959; RCI #VE
Race #1	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$1PPN% \$.50PNP4	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.8, CHRB #1976.9
Race #2	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1, CHRB 1976.8
Race #3	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$1PPN% \$2PNP6	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB 1976.8, CHRB #1976.9
Race #4	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$.50PNP5 \$2PNP6	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB 1976.9, CHRB 1976.9
Race #5	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$.50PNP4, \$.50PNP5, \$2PNP6	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.9, CHRB 1976.9,
Race #6	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$.50PNP4, \$.50PNP5, \$2PNP6	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.9, CHRB 1976.9,
Race #7	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$.50PNP4, \$.50PNP5, \$2PNP6	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.9, CHRB 1976.9,
Race #8	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$.50PNP4, \$.50PNP5, \$.50 SUPER HIGH 5	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB 1976.9, ARCI 004-105 T-Pick (N) POSITION (X) POOLS
Race #9	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$.50PNP4, \$.50 SUPER HIGH 5	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, ARCI 004-105 T-Pick (N) POSITION (X) POOLS
Race #10	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$1PPN% \$.50 SUPER HIGH 5	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1 ARCI 004-105 T-Pick (N) POSITION (X) POOLS
Race #11	\$1E, \$1TRI, \$2Q \$2DD, \$.10SF, \$.50 SUPER HIGH 5	CHRB #1959, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1 ARCI 004-105 T-Pick (N) POSITION (X) POOLS
Race #12	\$1E, \$1TRI, \$2Q, \$.10SF, \$.50 SUPER HIGH 5	CHRB #1959, CHRB #1979, CHRB #1958, CHRB #1979.1 ARCI 004-105 T-Pick (N) POSITION (X) POOLS

This format will be used at the following fairs: Alameda County Fair, Sonoma County Fair, Humboldt County Fair, San Joaquin County Fair and the Big Fresno Fair.

9B: Super High wager refers to rule: ARCI 004-105 T-Pick (N) POSITION (X) POOLS



10C: The Audio Visual Agreement on file dated 2005 is current.

11B: The NCOTWINC agreement you attached is current.

11G and 11H should be listed N/A.

Respectfully Yours,

A handwritten signature in cursive script, appearing to read "Larry A. Swartzlander".

Larry A. Swartzlander
Chief Operating Officer

Race #13

\$1E, \$1TRI, \$2Q
 \$.10SF,
 \$.50 SUPER HIGH 5

CHRB #1959, CHRB #1979,
 CHRB #1958,
 ARCI 004-105 T-Pick (N) POSITION (X) POOLS

C. Maximum carryover pool to be allowed to accumulate before its distribution OR the date(s) designated for distribution of the carryover pool: **October 14th, 2012 (Closing Day of The Big Fresno Fair)**

D. List any options requested with regard to exotic wagering:
\$1 PPN when applicable; \$1 TRI and \$0.10 SF when applicable
\$0.50 PNP4 on the first four races and the last four thoroughbred races each day
\$0.50 PNP5 on the last five thoroughbred races each day, with 100% major pool paid for 5 of 5. If no 5 of 5, 75% carryover and 25% minor pool to most winners.
\$2 PNP6 on the last six thoroughbred races each day, with 70% major pool paid or a carryover and a 30% minor pool paid.
\$0.50 Pentafecta (Super High 5) selecting the first five finishers in the same race. 100% payout on all tickets selecting five winners. No consolation or minor pool; 100% carryover if no ticket has five winners. Note: Superfecta will be offered in the race. Super High-5 will be carded on the last race of the day.

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:

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

Sportstech (Tom Kelso) Expiration: September 30, 2015.
Equipment description on file with Board.

10. ADVANCE DEPOIST WAGERING (ADW)

A. Identify the ADW provider(s) to be used by the fair for this race meeting:
Express Bet, T.V.G.(Television Games Network), Twin Spires

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

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

Yes No

If yes, attach a copy of the approval.

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.

11. SIMULCAST WAGERING PROGRAM

- A. Simulcast organization engaged by the fair to conduct simulcast wagering:
Northern California Off-Track Wagering, Inc. (NOCTWINC)
- B. Attach the agreement between the fair and simulcast organization permitting the organization to use the fair's live audiovisual signal for wagering purposes and providing access to its totalizator for the purpose of combining on-track and off-track pari-mutuel pools.
On File
- C. California simulcast facilities the fair proposes to offer its live audiovisual signal:

NORTHERN CALIFORNIA

Alameda County Fair, Pleasanton
 Big Fresno Fair, Fresno
 California State Fair & Exposition, Sacramento
 Club One, Fresno
 Golden Gate Fields, Albany
 *Humboldt County Fair, Ferndale
 Jockey Club at San Mateo, San Mateo
 Kern County Fair, Bakersfield
 Monterey County Fair, Monterey
 San Joaquin County Fair, Stockton
 Santa Clara County Fair, San Jose
 Shasta District Fair, Anderson
 Solano County Fair, Vallejo
 Sonoma County Fair, Santa Rosa
 Stanislaus County Fair, Turlock
 Tulare County Fair, Tulare

SOUTHERN CALIFORNIA

Barona Valley Ranch Resort & Casino, Lakeside
 Cabazon Fantasy Springs Casino, Indio
 Commerce Casino Racebook, Commerce
 Derby Club, Seaside Park, Ventura
 Fairplex Park, Pomona
 Los Alamitos Race Course, Los Alamitos
 OC Tavern & Sports Bar, San Clemente
 Santa Anita Park, Arcadia
 Shalimar Sports Center, Indio
 Sports Center, San Bernardino
 Sports Pavillion at The Farmers Fair, Lake Perris
 Sports Pavillion, San Bernardino Cty. Fair, Victorville
 Surfside Race Place at Del Mar, Del Mar
 Sycuan Gaming Center, El Cajon
 Viejas Casino & Turf Club, Alpine
 Watch & Wager, Antelope Valley Fgds, Lancaster

*Open during Humboldt/Ferndale Fair Racing

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

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

<u>DOMESTIC</u>	
ARLINGTON	10/4-10/14
BELMONT	10/4-10/14
CALDER RACECOURSE	10/4-10/14
CANTERBURY DOWNS	10/4-10/14
CHARLES TOWN	10/4-10/14
CHURCHILL DOWNS	10/4-10/14
COLONIAL DOWNS	10/4-10/14
DELAWARE	10/4-10/14
EMERALD DOWNS	10/4-10/14
EVANGELINE DOWNS	10/4-10/14
INDIANA DOWNS	10/4-10/14
LONE STAR	10/4-10/14
LOUISIANA DOWNS	10/4-10/14
MONMOUTH	10/4-10/14
MOUNTAINEER	10/4-10/14
PENN NATIONAL	10/4-10/14
PHILADELPHIA PARK/PARX	10/4-10/14
PIMLICO	10/4-10/14
PRAIRIE MEADOWS	10/4-10/14
PRESQUE ISLE DOWNS	10/4-10/14
RIVER DOWNS	10/4-10/14
RUIDOSO	10/4-10/14
SUFFOLK DOWNS	10/4-10/14
THISTLEDOWN	10/4-10/14
YAVAPAI DOWNS	10/4-10/14
<u>INTERNATIONAL</u>	
ASSINIBOIA	10/4-10/14
AUSTRALIAN RACING	10/4-10/14
FORT ERIE	10/4-10/14
HASTINGS	10/4-10/14
NORTHLANDS PARK	10/4-10/14
SOUTH AMERICAN RACING	10/4-10/14
UNITED KINGDOM	10/4-10/14
WOODBINE	10/4-10/14

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

**2012 CARF
Commingled Locations**

AmWest Entertainment	Delta Downs	Meadows The	Scioto Downs
Amwest Accounts	Dover Downs	Meadows The (ADW)	Seabrook Greyhound
Greenbrier (WV)	Ebet	Millers OTB	Sol Mutuel
Riders Up (SD)	Elite Turf Club (1 to 10)	Mobile Greyhound	Southland Greyhound
Time Out Lounge (SD)	Ellis Park	Monmouth Park	Sports Creek Raceway
Triple Crown (SD)	Emerald Downs	Montana OTB	State Fair (Lincoln , NE)
Arapahoe-Mile High	Euro Wagering Services	Monticello	Suffolk District OTB
Colorado phone	Evangeline Downs	Mountaineer Park	Suffolk Downs
Arima Race Club	Fair Grounds	Mt. Pleasant Meadows	Pat's Pizza
Arlington I	Fair Grounds ADW	Nassau Regional OTB	Sunland Park
Atlantic City Racecourse	Fair Meadows	New Jersey Casino Assoc.	SunRay Park & Casino
Atokad	Finger Lakes	Nevada Pari-Mutuel Assoc.	Tampa Bay Downs

Balmoral	Fonner	Newport Jai Alai	Taunton Acct Wagering
Balmoral ADW (BETZOTIC)	Freehold	NJ Mobile	Taunton Dog Track Inc.
Bangor Raceway	Gillespie County Fair	Northfield	The Downs at Albuquerque
Batavia	Global Wagering Solutions	Cedar Downs OTB	Thistledown
Bet Fair Games Limited	Bwin International Ltd.	Northville	Tioga Downs
Beulah Park	Intl Betting Assoc. Ltd	NYRA	Tri-State GH (Mardi Gras)
Birmingham	Magna Bet	NYRA Account	Turf Paradise
Bluffs Run Greyhound	Racebets, etc	Wagering	Turfway Park
Buffalo Raceway	Greenetrack	Oaklawn.	TVG Network
Calder Racecourse	Greyhound @ Post Falls	Ocean Downs	TVG Yonkers
Canterbury Day	Gulf Greyhound	Panama	Twin River Greyhound
Capital District OTB	Gulfstream	Penn National	TwinSpires
Catskills OTB	Harrington Raceway	Penn National Telebet	TwinSpires High Volume
Charles Town Race Course	Hawthorne Race Course	Peru	Venezuela OTB
Chester Downs & Marina LLC	Hawthorne ADW	Philadelphia Park	Vernon Downs
Chéster Downs Acct Wagering	Hazel Park	Philly Park Phone Bet	Western OTB
Churchill Downs	Hoosier Park	Phumelela	Wheeling Downs
Club Hipica InTurf	Horseman's Park	Pinnacle Race Course	Will Rogers Downs
Coeur d' Alene Casino	Indiana Downs	Plainridge Race	Wyoming
Coeur d' Alene Account	Evansville OTB	Course	XpressBet
Colonial Downs	Clarkesville OTB	Plainridge Telephone	Yavapia Downs
Colonial Downs Phone Bet	Intermountain Racing	Wagering	Yonkers Raceway
Columbus Raceway	Keeneland	Player Management	Yonkers Account
Connecticut OTB	Keeneland Select ADW	Group	Youbet Group 1
Bradley Teletheater, Bristol	Kentucky Downs	Pocono Account	Youbet Illinois
New Britain, Norwalk, Milford	Kentucky OTB	Wagering	Zia Park
East Haven, Hartford, Putnam	Lebanon	Pocono Downs and	
Shoreline Star, Sports Haven	Les Bois (Treasure Valley)	OTB	
Torrington, Waterbury	Lewiston OTB's	Portland Meadows	
Manchester, New London	Lien Games	Potawatomi Casino/	
Willimantic	Chips Lounge and Casino	OTB	
John Martin's Manor Restaurant	Howard Johnsons OTB	Prairie Meadows	
Connecticut OTB ADW	Rumors OTB	Premier Turf Club	
Paragon Casino	Skydancer Casino OTB	Presque Isle Downs	
Ho-Chunk Casino and Racebook	BetAmerica and Win2wager	Raceway Park	
Mohegan Sun Casino	Lone Star	Racing2Day LLC	
Oneida Bingo and Casino	Louisiana Downs	Racing2Day Intl. (Stan	
Pony Bar Simulcast Center	LVDC	James)	
Tote Investment Racing	Atlantis Paradise Casino	Remington Park	
Randall James Racetrack	Avatar Ventures	Remington OTB	
Millenium Racing	Pojoaque Cities of Gold	Network	
Royal Beach Casino	Foxwoods Resort Casino	Retama	
Divi Carina Bay Casino	Meskwaki Bingo & Casino	Racing & Gaming	
Fair Chance	Maronas (South America)	Services	
Corpus Christi Greyhound	Maryland Jockey Club	Riplay de Venezuela	
Cypress Bayou OTB	Maywood	(Caliente)	
Delaware	Meadowlands	River Downs	Separate Pool Locations
		Rockingham Park	Caymanas Park, Jamaica
		Ruidoso Downs	Hippodromo Camarero, P
		Running Aces Harness	MIR Books (Caliente)
		Park	LVDC
		Sam Houston	
		Valley Greyhound Park	
		Saratoga Harness	
		Raceway	
		Saratoga Bets (ADW)	
		Scarborough	

Canadian Locations

Assiniboia, Barrie, Charlottetown, Clinton Teletheatre, Dresden, Elmira Raceway, Evergreen Park, Exhibition Park, Flamboro Downs, Fort Erie, Fraser Downs, Fredericton Raceway, Georgian Downs, Grand River, Hanover Raceway, Hastings Park, Hiawatha, Inverness Raceway, Kawartha Downs, Marquis Downs, Mohawk, New Brunswick, Northlands, Northside Downs, Picov Downs, Quinte Raceway, Rideau Carlton, Rocky Mountain Turf Club, Royal Britiana Hub, St. Johns, Sudbury Downs, Summerside, TBC Sandown, TBC Teletheaters, Truro Raceway, Western Fair, Windsor Raceway, Woodbine, Woodstock/Ontario

- F. California mini-simulcast facilities the fair proposes to offer its live audiovisual signal:
OC Tavern & Sports Bar, San Clemente; Commerce Club, City of Commerce; Original Road House Grill, Santa Maria
- G. List the host tracks from which the fair proposes to import out-of-state and/or out-of-country thoroughbred races. Include the dates imported races will be held and whether or not a full card will be accepted. If the full card will not be imported, state "selected feature and/or stakes races":

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
See 11D above.	TBD	

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

OTHER BREED SIMULCAST RACES TO BE IMPORTED

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

- I. 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 agreement by the appropriate racing association(s).
N/A

NOTICE TO APPLICANT: All interstate wagering to be conducted by a fair is subject to the provisions of Title 15, United States Codes, which require specific **written** approval of the CHRB and of the racing commission having jurisdiction in the out-of-state venue. All international wagering to be conducted by a fair is subject to the provisions of 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 fair shall pay to the simulcast organization within 3 calendar days following the closing of wagering for each racing program, or upon receipt of the proceeds, such amounts that are retained from off-track simulcast wagering, interstate and out-of-state wagering and which are obligated by statute for guest commissions, simulcast operator's expenses and promotions, equine research, local government in-lieu taxes, and stabling and vanning deductions. Every fair shall pay to its Paymaster of Purses' account within 3 calendar days following the closing of wagering for each racing program, or upon receipt of the proceeds, such amounts that are retained or obligated from off-track simulcast wagering, interstate and out-of-state wagering for purses, breeders' awards or other benefits to horsemen. (See Notice to Applicant, Section 7.)

12. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT

A. Racing officials nominated:

Association Veterinarian(s)	Shan Collette - DVM Track & Fitness Veterinarian Don Dooley – CHRB Veterinarian
Clerk of Scales	Cheryl White
Clerk of the Course TB	Dawn Schmid
Clerk of the Course EB	Dolores Collins
Film Specialist/Asst Clerk of Scales	Matt Nichols
Horse Identifier	Darrell Sparks
Horseshoe Inspector	Maurice Fitzpatrick
Paddock Judge/Patrol Judge	Linda Anderson
Patrol Judge	Ross Allyrdice
Placing Judges	Danny Winnick/Myra Pronsky
Starter	Robert Mooneyhan
Timer	Melody Truitt

B. Management officials in the racing department:

Director of Racing – **Larry Swartzlander**
 Racing Secretary – **Tom Doutrich**
 Assistant Racing Secretary – **Lisa Jones**
 Paymaster of Purses – **Victoria Layne (C.A.R.F.)**
 Others (identify by name and title)
 Mutual Manager – **Bryan Wayte**

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

Esquire Deposition Services, 155 E. Shaw Ave, Suite 201, Fresno, Ca. 93704 (559) 261-2324
Tricia Martinez

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

Plusmic Corporation USA – Bill O'Brien (Expires 12/7/12)

E. Photopatrol video equipment to be used to record all races, name of the person supplying the service, and expiration date of the service contract. Specify the number and location of cameras for dirt and turf tracks.

Pegasus Communication, Inc. – Jim Porep) Contract Expires: April 30, 2013
Equipment description on file with the Board: 5 Cameras – (3 Tower, 1 Pan, 1-Hand Held)

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

Pegasus Communication, Inc. – Jim Porep - Contract Expires April 30, 2013

13. 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.

Larry Swartzlander, Director of Racing

Cell: (916) 799-7084

Organizational Chart Attached

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

Grandstand Security Guards: 4 Security Guards plus 2 Fresno Police Officers.

Stable Gate Area Security Guards: 6 Gatemen; 2 Stable Area Patrol; 4 Security Guards; and an on-grounds stall superintendent lives in the backside area and makes rounds throughout the night checking the horses and stalls.

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

N/A

2. Detention Stalls:

(The Fair is not running graded stakes)

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

N/A

- B. Number of security guards in the detention stall area during a 24-hour period.

N/A

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

N/A

3. TCO2 Testing:

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

All horses in thoroughbred races where the number is determined by a random algorithm generator.

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

Trainer with high test results will be moved to the detention area.

- C. Plan for detention stalls for repeat offenders.

Ten (10) stalls adjacent to Test Barn, which are under 24-hour video surveillance

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

One (1) 24-hour security guard when detention stalls are occupied.

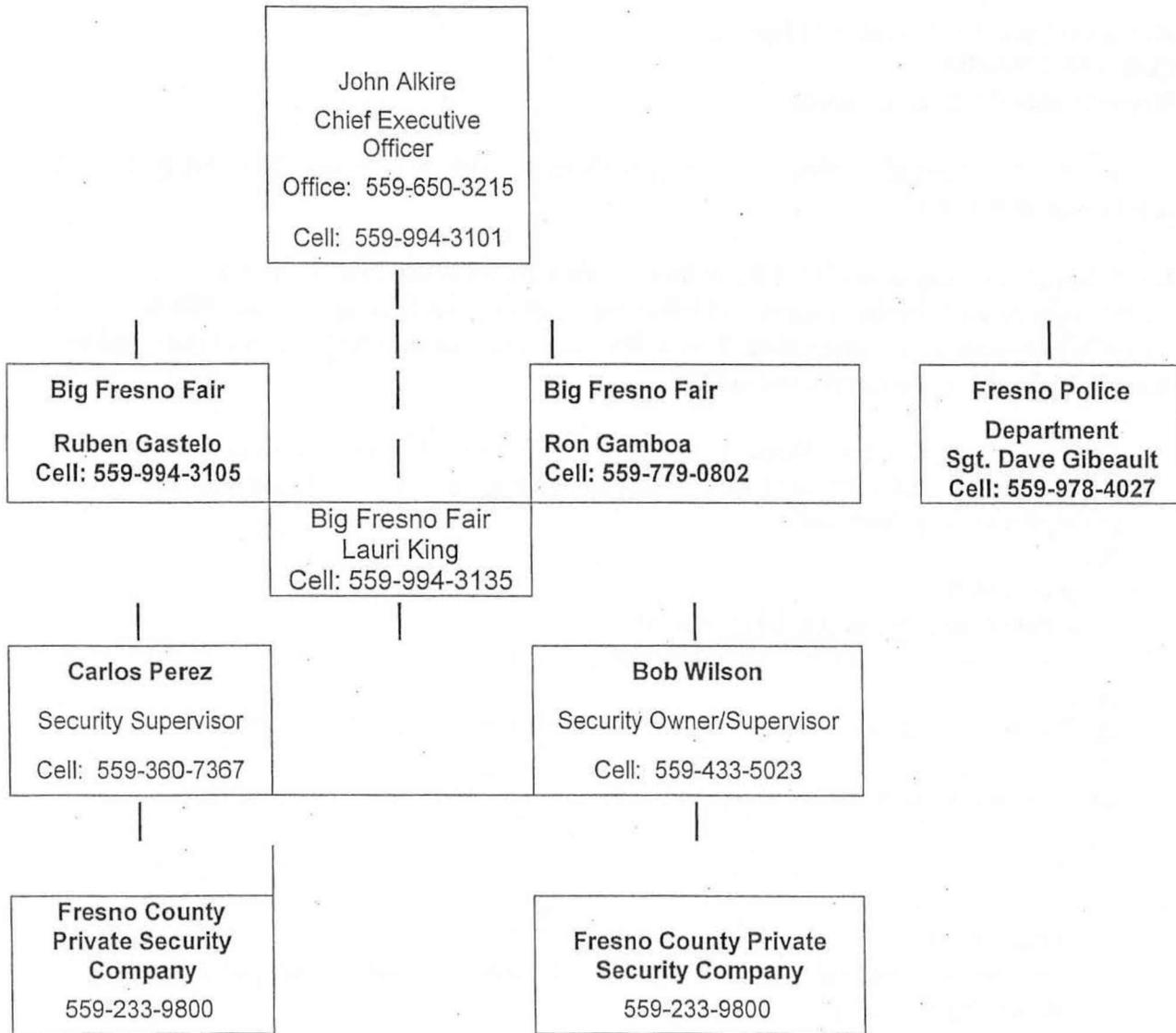
- C. Describe the electronic security system.

C.A.R.F. surveillance equipment and program that travels between racing Fairs.

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

4 surveillance cameras monitoring this area

13 A. FRESNO SECURITY ORGANIZATION CHART



14. EMERGENCY SERVICES

- A. Name, address and emergency telephone number of the ambulance service to be used during workouts and the running of the races:

American Ambulance, 2011 E. Tulare Street, Fresno, CA 93721 (559) 443-5900

Emergency Contact Numbers:

CCEMSA Communications Center Supervisor: (559) 600-7406 or 911

American Ambulance Field Supervisor: (559) 259-0054

Fresno Fair First-Aid Station: (559) 253-7417

American Ambulance shall provide an Advanced Life Support (ALS) ambulance with minimum staffing of one paramedic and one emergency medical technician at racetrack workouts from 06:30 hours until 10:00 hours daily and from 12 Noon to end of racing each day for the duration of the Big Fresno Fair, October 4-14, 2012:

1. Attach a certification from the Ambulance Company(s) listed in 14A, certifying that the paramedic staff are licensed with the California Emergency Medical Services Authority.

See Attached Letter from American Ambulance.

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

American Ambulance, 2011 E. Tulare Street, Fresno, CA 93721 (559) 443-5900

Emergency Contact Numbers:

CCEMSA Communications Center Supervisor: (559) 600-7406 or 911

American Ambulance Field Supervisor: (559) 259-0054

Fresno Fair First-Aid Station: (559) 253-7417

The Fresno Fair First-Aid Station is manned by 2 medical teams during Fair hours of 11:00am-11:00pm on weekdays and 10:00am-12:00am on weekends. These teams have a minimum staffing of one paramedic and one emergency medical technician.

Please See Attached FORM 200 & FORM 547 in this section with Fresno County Procedures.

1. Attach a certification from the Ambulance Company(s) listed in 14B, certifying that the paramedic staff are licensed with the California Emergency Medical Services Authority.

See Attached Letter from American Ambulance.

Fresno County Contract 07-292 and CCEMSA policy 200, specifies American Ambulance as the paramedic provider servicing the "Fresno County Exclusive Operating Area", including the area of the Big Fresno Fair. Licensing and certification, as well contract compliance is monitored by the Central California Emergency Medical Services Authority. See Attachment from Fresno County.



August 3, 2012
 Lauri King
 Deputy Manager
 Big Fresno Fair
 1121 S. Chance Ave
 Fresno, CA 93702

Dear Lauri:

All of the personnel staffing ambulances supplied by American Ambulance are currently certified and have met the certification requirements set forth by the Central California Emergency Medical Services Agency (CCEMSA) in addition to meeting the licensure and/or certification requirements of the California Emergency Medical Services Authority.

Paramedic's meet all of the requirements outlined in CCEMSA policy 133 (attached).

Emergency Medical Technician's meet all of the requirements outlined in CCEMSA policy 112 (attached).

All of the paramedic ambulances providing service to the Big Fresno Fair are defined as Advanced Life Support Unit (ALSU): An ambulance unit (including EMS helicopters) which is equipped and staffed to provide Paramedic level patient care. This is outlined in CCEMSA policy 291 (attached).

Please contact me if you require further information about the credentialing or licensure of EMT's and Paramedics that will be providing emergency medical services to participants and patrons of the Big Fresno Fair.

Russ Richardson
 Quality Improvement Manager
 American Ambulance
 2911 East Tulare Ave
 Fresno, CA 93721
 (559) 443-5915



2911 East Tulare Street

Fresno, CA 93721

559 443-5900

559 441-0283 FAX

www.americanambulance.com

**CENTRAL CALIFORNIA
EMERGENCY MEDICAL SERVICES**

Manual	Emergency Medical Services Administrative Policies and Procedures	Policy Number 541 Page 1 of 1
Subject	Identification of EMS Personnel	
References	Division 2.5 of the Health and Safety Code	Effective 01/01/82

I. POLICY

All Fresno/Kings/Madera/Tulare EMS personnel shall be properly identified, including their level of certification, when operating within the scope of their employment to deliver patient care.

II. PROCEDURE

- A. All EMS personnel operating in the prehospital setting shall wear an EMS Certification/Accreditation card. This card shall be worn on the person of all certified personnel (EMT-I, EMT-II, EMT-P, MICN, Base Hospital Physician, and EMS-Dispatcher) so it is prominently displayed and easily readable. This card shall be worn at all times on the front of the uniform or uniform jacket, in plain view, and free of any stickers, pins, or ornamentation.
- B. An approved uniform patch shall be worn on the right shoulder of the uniform shirt of all certified EMT-I's, EMT-II's, and EMT-P's. The uniform patch shall display the individual's level of certification.
- C. Any person who represents or "holds themselves out" to be a certified EMS-Dispatcher, EMT-I, EMT-II, EMT-P, MICN or Base Hospital Physician and is not duly and currently certified/accredited shall be subject to disciplinary action according to local EMS Policy and local and State regulations/laws.
- D. Requests for exception of this policy should be made in writing to the appropriate EMS Medical Director.

Approved By EMS Division Manager	Signatures on File at EMS Agency	Revision 04/19/2005
EMS Medical Director	Signatures on File at EMS Agency	

Please See Attached FORM 200 & FORM 547 in this section with Fresno County Procedures.

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

Each paramedic ambulance is equipped to provide Advanced Life Support as outlined in CCMESA policy 291, including ECG monitoring, defibrillation, endotracheal intubation, needle thoracostomy, intravenous fluid, medications, spinal immobilization, splinting and hemorrhage control.

- D. Name and emergency telephone number of the licensed physician on duty during the race meeting:

**Breana Siliznoff
1933 N. Trinity
Kerman, CA 93630
559-977-8477**

- E. Name, address and emergency telephone number of the hospital to be used for admittance and treatment of emergency injuries in the event of an on-track injury to a jockey:

Community Medical Centers, 2823 Fresno Street, Fresno, Ca. 93715 (559) 459-6000.

- F. Attach, in English and Spanish, the emergency medical plan procedures that will be posted in each jockey's room to be used in the event of an on-track injury to a jockey:

See Attached

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

John C. Alkire, CEO, Stacy Rianda, Deputy Manager II and Lauri King, Deputy Manager I

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

See Attached – Cleared on July 9th, 2012 by Deputy Fire Marshal Ed Gonzales (DSFM III Spec.)

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

See Attached letter from California Fair Service Authority for General Liability and Workers Compensation coverage.

- 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 fair for payment of workers' compensation.

See Attached letter from California Fair Service Authority for General Liability and Workers Compensation coverage.

14C First aid and Medical Staffing

The Big Fresno Fair provides emergency medical services which support comprehensive care for jockeys, track staff and allied personnel. Emergency care focuses on immediate stabilization, comfort and transportation of injured racetrack personnel to appropriate local hospitals.

The on-track ambulance is a paramedic staffed, advanced life support unit, dedicated solely to racing and racing related events. The ambulance is present trackside during training and on the track during racing. This ambulance is responsible for providing emergency medical services and transportation. When the services of the on-track ambulance are required, an additional ambulance will immediately be sent to replace the on-track ambulance.

During regular fair hours, at least one or more advanced life support ambulances are available onsite, as well as a fully staffed first-aid station that can provide advanced and basic life support.

Additional EMS resources, including rescue and air ambulance, are immediately available in the local area.

Patients will be transported per CCEMSA policy 547, based on medical necessity and/or patient preference. There are 4 local receiving facilities that provide comprehensive emergency medical services, including a Level One Trauma Center.

Community Regional Medical Center (Level One Trauma Center),
2823 Fresno St. Fresno CA 93721
(559) 459-33308.

Saint Agnes Medical Center. 1303 E. Herndon, Fresno, CA 93711
(559) 449-3205

Clovis Community Hospital, 2755 Herndon, Clovis CA 93611
(559) 324-4040

Kaiser Foundation Medical Center, 7300 N Fresno St. Fresno, CA 93720
(559) 448-5555

Onsite communication services are provided to ensure contact between all emergency care personnel. Communications are maintained between racing operations and the on-track ambulance via VHF radio, utilizing cell phones as a secondary resource. The on-track ambulance, additionally, maintains contact with the CCEMSA communications center through VHF and UHF radio, utilizing cellular service as a backup system.

The CCEMSA communications center is a Public Safety Answering Point. All personnel are informed to call 911 in the event emergency medical services are needed and other communications systems are not functional, and/or the on-track ambulance is disabled or otherwise unavailable.

The Big Fresno Fair Fair provides the services of a Kimzey Horse Ambulance, as well as a senior experienced driver who is responsible for the evacuation and disposition of injured horses.

14F Medical Protocols and Procedures: English

In case of an accident on the racetrack, the following procedures shall be implemented:

Track Ambulance

The track ambulance will travel immediately to the scene of an accident and assume triage and patient care responsibilities and evacuated.

Security

1. As soon as possible, a member of the track security staff shall report to the scene of the accident and thereafter take direction from the EMT responsible for management of the accident scene. The track security representative shall be responsible for keeping bystanders away from the accident scene.
2. A member of the track security staff shall proceed to the Jockey's Room to secure the ambulance transfer area, as well as prevent visitation from bystanders from entering the accident area.
3. A member of the track security staff shall be responsible for escorting emergency vehicles.
4. The security staff shall be responsible for all crowd control activities.

Racing Staff/Track Veterinarian

1. Upon arrival at the scene, the Outrider should hold the injured horse in order to prevent further harm to people, horses or property.
2. Horses with severe injuries should be transported off the track via the horse ambulance, whenever it is practical to do so.
3. The track veterinarian shall make the decision as to the necessity of euthanasia on the track.
4. A screen blocking the public's view of the injured horse shall be set up prior to the euthanasia procedure.
5. Outriders are responsible for the removal of any debris from the racetrack following the removal of the injured person or horse from the track.

Plant Staff

1. The Horse Ambulance shall travel immediately to the scene of an accident whenever it appears that a horse will require transport.
2. Members of the plant department who are near the accident site shall assist in screening the accident scene from the public view and shall take direction from the EMT that is responsible that is responsible for the management of the accident scene.

Announcer

1. The announcer shall make riders aware of the details of the situation (such as the location of a loose horse, the necessity to pull up, etc.), enabling them to take the necessary steps to mitigate additional problems.

Senior Management

1. A senior management representative should quickly proceed to the location on the racetrack where the accident has occurred. The manager should report to other members of the management team as to the accident status.
2. An additional member of the management team should report to the video department in order to monitor the scene and access the extent of video coverage to be transmitted to the public.
3. A member of the management team should provide input as to announcements to be made by the track announcer.
4. A member of the senior management team should be responsible for seeing that information regarding the accident is communicated to the family member of the injurec. Efforts need to be made to escort family members to the hospital, if necessary. In this regard, a current compilation as to who should be notified in the case of an injured jockey is kept on file.
5. All public address announcements and responses to press inquiries are within the sole purview of the senior members of the management team then available.

All Department Heads

All department heads shall communicate to their employees that, although intentions are good, the treatment of the injured rider must be left up to trained personnel, and all other employees must stay away from the scene of an accident.

STATE OF CALIFORNIA – NATURAL RESOURCES AGENCY
 DEPARTMENT OF FORESTRY AND FIRE PROTECTION
OFFICE OF THE STATE FIRE MARSHAL
 FIRE AND LIFE SAFETY DIVISION
INSPECTION REPORT
 EN-2 (12/08)



INSPECTION REPORT

FILE NUMBER 04-10-04-0001-040 thru 064		PAGE 1	OF 1	PAGE 1
NAME OF FACILITY The Big Fresno Fair		HOURS 2	MINUTES 0	
NAME OF BUILDING Horse Barns #18 - 42				
ADDRESS 1121 S. Chance Ave. Fresno, CA 93702-3707				
DISCUSSED WITH John Heinrich (559)994-3111		TITLE Maintenance & Operations Supervisor		
ACCOMPANIED BY Same as above		TITLE Same as above		

An annual fire & life safety inspection was conducted on 7/9/12 of the above state-owned buildings. Accompanied by John Heinrich; the location of fire extinguishers, automatic sprinkler riser gauges, general overall condition of the barns (interior/exterior) and the the annual fire sprinkler inspection records (6/26/12) were checked for accuracy and compliance. No deficiencies were noted. Mr. Heinrich to make contact for the annual fairgrounds inspections in August 2012.

RECEIVED BY John Heinrich	DATE July 9, 2012
DEPUTY STATE FIRE MARSHAL Ed Gonzalez (DSFM III Spec.)	DATE OF INSPECTION July 9, 2012



June 8, 2012

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

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

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

I. COMPREHENSIVE GENERAL LIABILITY PROGRAM

- A. Primary Coverage \$750,000 self-insured retention California Fair Services Authority
Coverage continuous until cancelled
- B. Excess Coverage \$9,250,000 in excess of \$750,000
Coverage provided by Allied World Assurance Company
Term: 01/01/2012 to 01/01/2013

II. WORKERS' COMPENSATION AND EMPLOYERS' LIABILITY

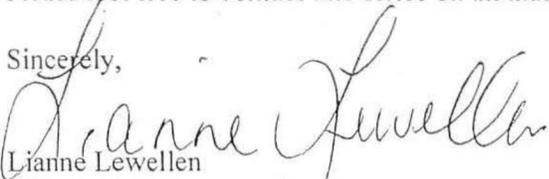
- A. Primary Coverage \$500,000 self-insured retention California Fair Services Authority
Coverage continuous until cancelled
- B. Excess Coverage (a) Workers' Compensation: Statutory Limit in excess of \$500,000
(b) Employers' Liability: \$4,500,000 in excess of \$500,000
Coverage provided by CSAC Excess Insurance Authority
Term: 07/01/2012 to 07/01/2013

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

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

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

Sincerely,


Lianne Lewellen
Risk Analyst

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.

15. CONCESSIONAIRES AND SERVICE CONTRACTORS

- A. 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:
Food & Non-Alcoholic Beverages

COMPANY	OWNER	ADDRESS	CONCESSION SERVICE
Pardini Fair Ventures, L.P.	James Pardini	2257 W. Shaw Fresno, CA 93711	Food & Beverage, Alcoholic & Non-Alcoholic Beverage
Speeda Sound	Mike King	5617 W. San Madele Fresno, Ca. 93722	Sound Equipment
Winner's Circle Restaurant	James Pardini	2257 W. Shaw Fresno, CA 93711	Cafe
Bob's Card, Inc.	Tiffany Bohland	6288 Highland Meadows Medina, OH 44256	Tip Sheets
Cal Horse	Rick Harris	26807 Proveda Mission Viejo, Ca. 92691	Tip Sheets
Vassar Photography	Bill Vassar	5075 Double Point Way Discovery Bay, CA 94505	Winner's Circle Photos
Stall West Inc.	Jim Costigan	4149 Burnett Road, Lincoln, Ca 95648	Portable Stalls
1 Sound View Loop	CARF Contract	South Salem, NY 10590	Starting Gate
Bailey Mobile Laundry	Frances Lorene Dutton	1129 Avenida Sevilla #7-B Walnut Creek, Ca. 94595-3741	Jockeys Laundry
Delmar Graphics	Del Scott	7806 Honors Court Pleasanton, CA 94588	Program Printing
NOTWINC	Bryan Wayte	11875 Dublin Blvd. Dublin, Ca. 94568	Armored Car Service

- B. Does the fair plan to provide its own concessions? Yes No

16. ON- TRACK ATTENDANCE/FAN DEVELOPMENT

A. Attach a copy of the promotional and marketing plans for the race meeting:
Please See Attached Marketing Plan

B. Promotional/ Marketing budget for this race meeting:

As noted in our plan, the overall Operating Expense of Live Horse Racing is \$1,203,300. The overall Operating Expense of the Fair is \$10,241,360. The Live Racing expenses accounts for 11.75% of total Fair expenses. The overall Revenue from Live Horse Racing is \$1,827,000. The overall Revenue of the Fair is \$11,514,749. The Live Horse Racing revenue accounts for 15.75% of total revenue.

Please See Attached Promotional & Marketing budget for 2011 & 2012.

C. Number of hosts and hostesses employed for meeting:
12

D. Describe facilities set aside for new fans:
Weekend and Holiday Handicapping Seminars, Created Beginner's Guide to Betting that will be available at each window.

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

In the past few years we have been able to complete the following capital improvements:

- More than 6,250 trees planted.
- Backstretch improvements to the tack rooms and new stall doors.
- Grandstand second floor restrooms, new tile floors and painted.
- Permanent grass planted in the infield; over two miles of sprinklers installed.
- Paddock: New recycled rubber tile floor and drainage system installed.
- New VIP paddock deck installed.
- Grandstand murals.
- Tote Board upgraded (electronically) plus a new water and rock feature.
- New 1890 Grandstand replica constructed for Kings Canyon customer gate entrance.
- Completely re-built seven barns and built 40 wash racks.
- Remodeled backside restaurant and new Satellite Wagering facility.
- Completely painted all barns and buildings on the backstretch.

Please See Attached Photos.

17. SCHEDULE OF CHARGES

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

Admission (general)	-	\$10.00	\$7.00 Child	\$7.00 Seniors
Admission (clubhouse)		\$10.00		
Reserved seating (general)		\$4.00		
Reserved seating (clubhouse)		\$10.00		



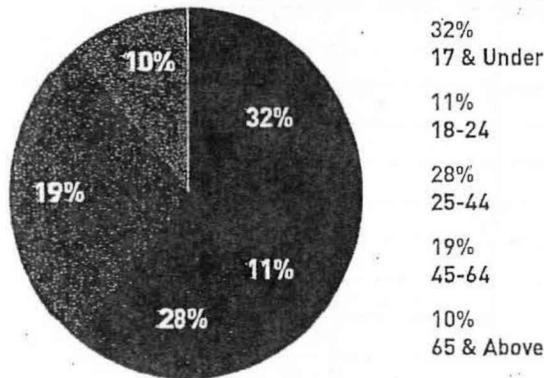
PROMOTION OF LIVE HORSE RACING AT THE 2012 BIG FRESNO FAIR

The tradition of live horse racing at The Big Fresno Fair is an extremely important part of our Fair celebration and is therefore integrated into all global Fair positioning as it relates to marketing and advertising of our annual Fair event. Listed below are the more concentrated efforts to help promote the Live Racing attraction at the 2012 Big Fresno Fair.

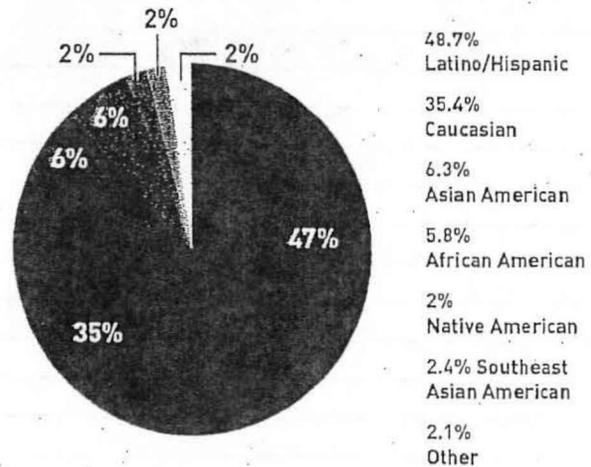
Audience Demographic & Operating Budget:

- Fair Dates: October 3 – 14, 2012
- Fresno County Population: 909,153
- Fresno City Population: 494,665
- Fair 5-year Average: 543,758
- Interim Fairgrounds Attendance: 1,520,000

Age

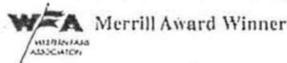


Ethnicity



- 16.7% of Fair goers attend the Fair specifically for the Horse Races
- 32% of all Fair goers attended the races and another 12.1% were undecided about going to the races at the time they were surveyed. (44.1% attended, were going to attend, or might possibly attend the Horse Races)
- Those who attended live horse racing did so an average of 1.9 times
- Live horse racing attendees spent an average of \$83 each visit to the track
- 13.3% of patrons used the Fair website to get information about Live Horse Racing

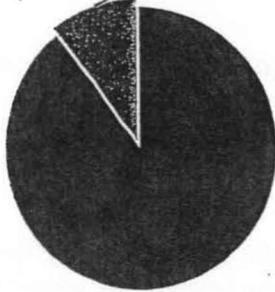
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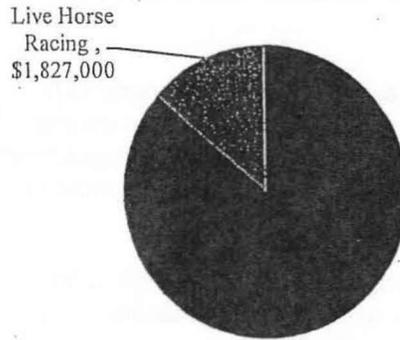


Budget Comparison – Overall Fair & Live Horse Racing

Overall Operating Budget (Expenses)
Live Horse Racing, \$1,203,300



Overall Operating Budget (Revenue)
Live Horse Racing, \$1,827,000

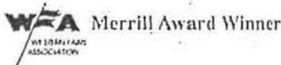


Paid Buy

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

- TV
 - o Dedicated Horse Racing TV Spot is run on English & Spanish language local broadcast and cable TV. Minimum \$19,000 paid schedule with an anticipated \$40,000 or more in promotional added value.
- Radio
 - o Live Horse Racing to be promoted on the top Fresno Stations. Minimum of \$18,000 paid schedule with an anticipated \$40,000 or more in promotional added value.
- Print
 - o Spadea Wrap – The signature Fair print piece will include Live Horse Racing Section – Will Run (2) times; distribution 200,000 per run. Approximate value \$14,000.
 - o Dedicated Horse Racing ads to run on front page of the Sports section of local newspaper. Approximate value \$7,200.
 - o Live Horse Racing included in approx. \$4,000 of advertising in local Spanish Language newspaper, Vida En El Valle.
 - o Live Horse Racing to be included in approximately \$10,000 of additional global Fair print promotion in The Fresno Bee.
- Transit Panels
 - o For the first year, the Fair will introduce racing into the creative for the outdoor transit panels.
 - o The “Only in Fresno” horse racing transit advertisements promoting live racing at The Big Fresno Fair is valued approximately at \$2,500.
 - o It will provide a heightened visibility to the live horse racing aspect of The Big Fresno Fair.

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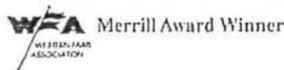
Existing On Grounds Promotion

- KMJ as an official Radio sponsor of Live Horse Racing at The Big Fresno Fair with 50,000 watts is the largest radio signal from Sacramento to L.A.
 - o KMJ AM – Most widely listened to local news station broadcasts the most popular local news talk radio show live from the infield/VIP suite in the Grandstand the 9 racing days of Fair.
 - o Track announcer feed plugged into live feed for race updates to station throughout the day.
- Bulldog Stakes
 - o Contest – Patrons are encouraged to wear red to celebrate the Fresno State Bulldog Stakes & be entered to win cash prizes at the races. Bulldog Stakes Race is held on Sunday, October 14
 - o Race is promoted through on-grounds announcements, Daily Schedules distributed on grounds and through proactive media outreach.
- VIP Suite
 - o Sponsors, Friends of the Fair & Satellite Wagering VIPs are offered a private location where they can enjoy the live racing venue effectively working as additional incentive for securing sponsorship funding.
- Live Horse Racing Sponsorship
 - o Sponsors and cities within the County of Fresno are included in race sponsorship packages which help stimulate interest in the live horse racing venue as a place to entertain business partners and encourages additional parties during live horse racing.

Additional Promotional Advertising

- Website
 - o Dedicated page to promote Live Racing at The Big Fresno Fair.
 - o URL links offered as added value from several live racing sponsor sites.
 - o Dedicated email blasts to Fair's email newsletter subscriber list promoting live racing at the Fair.
- Social Networking
 - o Utilize the Fair's What's New blog on the website, Facebook page and Twitter page to post information on live racing at The Big Fresno Fair. Including but not limited to online horse racing ticket sales, favorite horses and jockeys to watch, post times, etc.
- Collateral
 - o Reference to Horse Racing in all collateral and print promotion created for global Fair initiatives--Daily schedules, flyers & posters.

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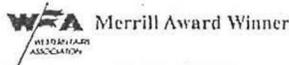
Outreach and Incentive to Horsemen

- Horsemen Racing Postcard
 - o Copy included in attachment.
- Personal outreach to all trainers and owners done annually inquiring about any customer service items The Big Fresno Fair could help with such as hotel bookings, admission tickets, concert tickets, etc.
- Each horseman and trainer receives a customized Big Fresno Fair hoof pick.
- Appreciation BBQ held during Fair
 - o An appreciation BBQ is catered by the Fair for all the horsemen, trainers and jockeys during the annual race meet thanks to support by John Harris with Harris Ranch Beef.
- Awards & Incentives
 - o Saddle Rack Give-A-Way
 - o Saddle Give-A-Way
 - o Champion Trainer - \$10,000 Incentive Program
 - o Buckle Give-A-Way
 - o Bronze Jockey Give-A-Way
 - o Horse Trailer Award
- ❖ Post-Fair thank you cards sent to all jockeys, horse owners and trainers that took part in The Big Fresno Fair. Utilized as a way to show them how important they are to the Fair's race meet.
- ❖ Top Trainers that bring 15 or more horses to The Big Fresno Fair receive turkeys/ham at Thanksgiving compliments of the Fair. Utilized as a way to stay in touch with the owners and horsemen throughout the year.
- ❖ Send all horsemen and trainers Christmas cards.

New Items for 2012 Fair & Returning Items Introduced in 2011

- New in 2012: Strategic Planning Meetings
 - o In an effort to spur ideas in how we can not only promote live horse racing, but racing throughout the year through our Satellite Wagering facilities, the Fair has been holding quarterly strategic planning meetings.
 - o These meetings are to create an environment in which to come up with new ideas, identify issues and create resolutions.
 - o A result of our first strategic planning meeting was the creation of our "How to Bet" brochure and our weekly "Hot Ticket" social networking posts with tips on races to watch, etc.

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- New in 2012: "How to Bet" Brochure
 - o This year the Fair created a "How to Bet" brochure that shows how to read a racing program, a glossary of racing terms and tips on the different ways people can wager.
 - o We utilize this brochure at both of our Satellite Wagering facilities and will use it during the Fair as a resource for people who are looking for betting tips.

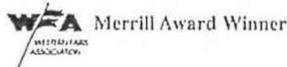
- Online Ticket Sales
 - o In 2011, The Big Fresno Fair transitioned to sell the daily horse racing tickets online, in addition to Box Seats, VIP suite passes, tables on the Luxury Deck and Turf Club. By allowing Fair patrons the opportunity to purchase Fair tickets online, the Fair is making it more convenient and accessible for patrons. Additionally, it will cut down on lines at the entrance to the Grandstand on race days. For 2012, we are continuing to streamline the process and institute some changes to the structure of the online ticketing system to ensure the best experience possible for our horse racing fans.

- Social Networking Outreach
 - o The Fair will utilize the Fair's flip video camera to film Fair patrons at the horse races (with their permission) talking about their favorite things about the horse racing, how they pick a winner, etc. Then videos will be posted to the Fair's Facebook and Twitter for additional exposure for live horse racing at The Big Fresno Fair.
 - This same concept can also be applied to interviews with jockeys, horse owners and trainers leading into the opening race day at the Fair. Will combine this with shots of horses warming up on the track.
 - o New in 2012: Throughout the year the Fair has instituted a "Hot Ticket" post every Thursday, promoting the big races coming up that week that racing enthusiasts will want to watch and wager on. This is a way to keep the sport top of mind and increase the visibility of it among gambling enthusiasts to catch the "next generation" of horse racing wagers.

- Special Races
 - o Charlie Palmer Futurity – Stakes Race
 - \$75,000 purse
 - 2 year olds
 - One & 1/16 miles
 - Sunday, October 13
 - Eligibility Required

 - o 1962 Kentucky Derby Winner "Decidedly" – Dedicated Race
 - The 1962 Kentucky Derby Winner "Decidedly" was raised in the San Joaquin Valley and trained at The Big Fresno Fair. At this special dedicated race on October 12, 2012, owner Patricia Pope will be recognized and we will all take a moment to remember what an incredible feat this local horse – "Decidedly" – accomplished decades ago on the national stage at the Kentucky Derby.

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- K9 Dog Demonstrations (See attached photo.)
 - o In collaboration with the K9 Unit of the Fresno Police Department, there will be special K9 demonstrations in between horse races on both Thursdays during the Fair.
 - o Will be promoted in all possible collateral to get the word out, as well as email blasts, Social Networking and PR outreach.
 - o The challenge in horse racing is to create excitement in between races. These events will be between races to create added excitement for horse racing enthusiasts.

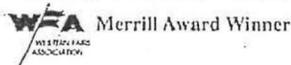
- Jumping Horses (See attached photo.)
 - o An obstacle course and special jumping demonstrations will be held in between horse races on Fridays and Saturdays of the Fair.
 - o Local competitors and the Fresno State equestrian team will produce this new entertainment.
 - o Will be promoted in all possible collateral to get the word out, as well as email blasts, Social Networking and PR outreach.
 - o The challenge in horse racing is to create excitement in between races. These events will be between races to create added excitement for horse racing enthusiasts.

- Ayala Dancing Horses (See attached photo.)
 - o In an effort to further reach out to the Hispanic audience, which is a large part of the Fair's horse racing wagerers, the Fair will have special shows from Ayala Dancing Horses in between races on both Sundays.
 - o Will be promoted in all possible collateral to get the word out, as well as email blasts, Social Networking and PR outreach.
 - o After the races in the Cantina/Paddock Area, there will be a Meet & Greet with a trained horse that sits on a couch for pictures.
 - o The challenge in horse racing is to create excitement in between races. These events will be between races to create added excitement for horse racing enthusiasts.

- Big Band Review
 - o To ensure we are utilizing the horse racing track and Grandstand area on a dark day and continuing to bring large audiences into our racing facility, the Fair established the first annual Big Fresno Fair Big Band Review in 2011 and is expanding upon it in 2012.
 - o The marching band competition is for high school and junior high marching bands in the state.
 - o Up to \$13,500 in cash prizes are being awarded.
 - o Competition is being promoted through earned media, social networking, email blasts and direct outreach to bands.
 - o Anyone that attends the Big Band Review will receive a free pass to the horse races.

- 4.0 & Above Program
 - o To ensure we are utilizing the horse racing track and Grandstand on a dark day and continuing to bring large audiences into our racing facility, the Fair established the 4.0 & Above Program.
 - o This is a scholastic achievement program that rewards all Fresno County High School students who have achieved a cumulative GPA of 4.0 or above as of June 2012 with free admission to the Fair on Opening Day, Wednesday, October 3. Not only will they get free admission to the Fair, but they have a chance to win BIG prizes – including a new car!

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- 4.0 & Above Program cont....
 - o The school administrators, teachers, parents and students will gather in the Grandstand for a special drawing to see who wins the various prizes – including the grand prize of a new car.
 - o A total of 19 School Districts within Fresno County will be directly reached out to for participation. There are a total of 51 schools that will be invited.
 - o Competition is being promoted through earned media, social networking, email blasts and direct outreach to schools.

- New in 2012: American Heroes' Day
 - o To honor and show appreciation for those who bravely work to protect the public from abroad and at home, The Big Fresno Fair is holding a special American Heroes' Day on Wednesday, October 10. This is a dark day at our track.
 - o On this day all members of the military as well as police, sheriff and fire departments will receive free admission into the Fair. To redeem their free admission they will just need to present their badge at the ticket booth. This day is also \$1 Carnival Ride Wednesday, in which each ride is just \$1! Valid for all carnival rides in Kiddie Land and the main carnival area.
 - o The goal is to use this day to create a very warm and fuzzy discount day that will drive attendance to the Fairgrounds on a day that we do not have racing.

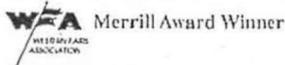
- New in 2012: Brosi Memorial Waterfall
 - o In honor of a longtime Fair supporter and racing enthusiast Tommy Brosi, his brother Louie Brosi has commissioned a memorial waterfall. The new structure will feature a 14 foot waterfall spilling into a small pool of water with a fire pit integrated into the 840 gallon per minute unit.
 - o This waterfall will be built into to the south side of the tote board.
 - o The Brosi Memorial Waterfall will be formally revealed at the 2012 Big Fresno Fair and a special race dedicated to Tommy Brosi will be held on October 5, 2012.

Public Relations/Earned Media

The Big Fresno Fair Public Relations Department strategically plans news coverage suggestions and organizes interviews, information and planning for on-site media prior to and during The Big Fresno Fair. As part of planning, an entire section of the annual media kit is designated to include live horse racing information and is distributed to all local TV and Radio stations and print media. Examples from 2011 include:

- Minimum 4 stations broadcast their morning news shows live from The Big Fresno Fair's race track including interviews with trainers, experts on betting and jockeys.
- Minimum 8 packaged news stories were aired during the event. Topics included backstretch improvements, local racing horse owners and trainers, wagering tips, track safety and information for the layperson.
- Special hour-long horse racing show is filmed and then broadcast from the Fair on a daily basis. A longtime horseracing supporter provides the financial backing for the show to be produced and to air. Segments are taped from his horse racing box at the finish line. Segments include tips from the Fair's track handicapper, commentary from Fair racing staff, horse owners, jockeys and trainers.

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- Fair track handicapper has a daily column in local newspaper, The Fresno Bee. Tips and picks for the day's races are included in the column, as well as upcoming special events and track promotions. The handicapper will have a new 10' x 10' covered structure in the main Grandstand entrance, which should provide a higher level of customer service.

Schedule of Pre-Fair Promotions & Fair-time Discount Days

PRE-FAIR SAVINGS

"Pint for a Pass" Blood Drive: June 4 – July 28

We have increased the timeframe of our annual "Pint for a Pass" Blood Drive! It will now be an 8-week promotion that will run June 4 – July 28! The Big Fresno Fair in partnership with the Central California Blood Center and CBS 47 are encouraging new and returning donors to turn out and give the "gift of life" during the 3rd annual "Pint for a Pass" Blood Drive. For those individuals that donate blood at any of the Central California Blood Center's donor centers or mobile units during this timeframe, they will receive a voucher good for a "Buy One, Get One Free" ticket to the 2012 Fair. For a complete list of donor centers and mobile drive locations, please visit www.donateblood.org. There will also be a special Fresno State Drive-in September that will offer the same great deal!

Tickets on Sale

- Big Fair Fan Club Pre-Sale: July 30 – August 5
 - The Big Fresno Fair will offer an exclusive opportunity to Big Fair Fans to not only purchase their concert tickets early, but to receive 50 % off a single Fair admission ticket with each concert ticket they buy in the same transaction from July 30 – August 5. The BFF Club Pre-Sale offer will be online only. During BFF Club Pre-Sale, all Fair tickets will be available for purchase; including Unlimited Carnival Ride Wristbands, Season Pass, Horse Racing tickets, etc.
- General Public Tickets On-Sale: August 6
 - All Fair tickets will be available for purchase online, by phone or at the Fairgrounds Box Office; including Unlimited Carnival Ride Wristbands, Season Pass, Horse Racing tickets, etc.

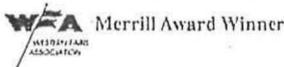
Save Mart Supermarkets & FoodMaxx Pre-Sale

Save BIG when you purchase early at participating Save Mart Supermarkets or FoodMaxx stores! From September 5 – October 2, purchase your Fair admission tickets and Unlimited Carnival Ride Wristbands for a discounted price - \$2 off admission (all ages) and up to \$10 off an Unlimited Carnival Ride Wristband!

Season Pass

Back by popular demand, purchase a Season Pass for only \$25 and visit the Fair every day if you want! Season Passes will be available from August 6 (July 30 for BFFs) until October 2. Photo ID is required for use. Purchase at www.FresnoFair.com, (559) 650-FAIR or at the Fairgrounds' Ticket Box Office.

1121 S. Chance Avenue, Fresno, California, 93702-3707
559 650-3247 • FAX 559 650-3226 • www.FresnoFair.com





Unlimited Carnival Ride Wristband

Save BIG when you purchase early! Starting August 6 (July 30 for BFFs) until October 2, Unlimited Carnival Ride Wristbands are only \$25. That's up to a \$10 discount off the regular Fair-time price! Purchase at www.FresnoFair.com, (559) 650-FAIR or at the Fairgrounds' Ticket Box Office.

FAIR-TIME SAVINGS:

\$1 Wednesday Mania

Wednesday, October 3

On this day only, Fairgoers will have the chance to get into the Fair for only \$1 all day long! Plus, special food items will be available throughout the grounds for just \$1. Check back soon for information on how you can qualify for this amazing offer! Don't forget, this day is also \$1 Carnival Ride Wednesday where every ride is just \$1 per ride! Valid for all carnival rides in Kiddie Land and the main carnival area. What a great day to save BIG money at the Fair!

Kids' Day

Thursday, October 4

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

Eye-Q Seniors' Day presented by Humana

Monday, October 8

Seniors 62 and BETTER are able to enjoy the Fair for free on Eye-Q Seniors' Day presented by Humana! Remember, gates will open at 9 a.m. on this day only. Also, don't miss the special Seniors' Lifestyle Expo from 9 a.m. to 1:30 p.m. at the Pavilion Stage featuring a variety of organizations focused on senior health, wellness and financial support.

Special Interest Day

Monday, October 8

Admission is FREE to persons with disabilities. One chaperone is admitted for free with each person that requires assistance. Remember, gates will open at 9 a.m. on this day only.

Save Mart Supermarkets & FoodMaxx \$2 Tuesday

Tuesday, October 9

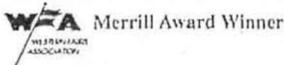
Bring a receipt from any Save Mart Supermarkets or FoodMaxx location to get \$2 admission. Or join The Big Fair Fan Club at www.FresnoFair.com and receive a printable coupon via email for the same great deal! One coupon or receipt required for each ticket purchased. Offer valid only on Tuesday, October 9.

\$1 Carnival Ride Wednesdays

Wednesday, October 3 & 10

Enjoy \$1 carnival rides on both Wednesdays of the Fair! Yes, that's just \$1 per ride! Valid for all carnival rides in Kiddie Land and the main carnival area.

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559 650-3247 • FAX 559 650-3226 • www.FresnoFair.com





American Heroes' Day

Wednesday, October 10

To honor and show appreciation for those who bravely work to protect the public from abroad and at home, The Big Fresno Fair is holding a special American Heroes' Day on Wednesday, October 10. On this day all members of the military (including military veterans who proudly served our country) as well as police, sheriff and fire departments will receive free admission into the Fair. To gain free entry, just present your badge or valid Military ID at the ticket booth. Don't forget this day is also \$1 Carnival Ride Wednesday, in which each ride is just \$1! Valid for all carnival rides in Kiddie Land and the main carnival area.

"Feed the Need" Community Food Drive presented by Kaiser Permanente Fresno

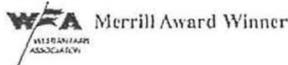
Thursday, October 11

Be part of the largest single day, single location food drive in the nation! This award-winning food drive has newly expanded hours! Bring 4 or more canned food items per person between the hours of 11 a.m. and 10 p.m. and receive FREE admission into the Fair. Food will be donated to The Salvation Army and Community Food Bank, to support their efforts to feed those individuals and families in need within our community.

Catfish Falls Attraction

Catfish Falls, which is located in the Table Mountain Rancheria Park, is a place for kids to enjoy a barbless hook catch and release fishing pond. After the kids (and the adults) have enjoyed this attraction during the Fair, the pond is drained and all the fish are harvested and donated to the Poverello House. This will be the 5th year we've done this event and last year we fed 1,353 homeless people.

1121 S. Chance Avenue, Fresno, California, 93702-3707
559 650-3247 • FAX 559 650-3226 • www.FresnoFair.com



2012 Owner & Trainer Post Card
Sent out to over 400 owners and trainers

2012 Condition Book
Awards Information



**WE WANT YOU
& YOUR HORSES!!!**

OCTOBER 3-14, 2012

(Dark Days - October 3, 9 & 10)

Track Opens September 24!



If you Need:

- Stall Applications
- Condition Books
- Hotel Recommendations
- Turf Club Reservations
- Concert Tickets

CALL ME FOR ASSISTANCE

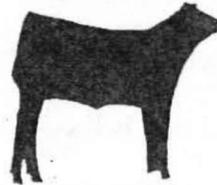
Larry Swartzlander,
Live Racing Director
Cell: 916-799-7084



**NEW 2012 - More Trees Planted,
And A New 14 Foot Waterfall Added To The Tote Board**



THE BIG FRESNO FAIR



**OWNER-TRAINER
APPRECIATION BBQ!**

Join us for a special BBQ dinner appreciation
of our entire live horse racing family!

Thursday, October 4, 2012

6:00 p.m. - Located in the Backstretch Area

SPECIAL AWARDS

For the 9th year, The Big Fresno Fair will be
offering special awards that will be given out
closing day of the Fair, October 14.

THESE AWARDS WILL INCLUDE:

Ardie Der Manouel

Special Trainer Award

*A commemorative trophy saddle will be
given to a selected trainer in recognition of
his/her commitment to live horse racing
excellence at The Big Fresno Fair.*



Top Jockey Thoroughbred

*A commemorative belt-buckle
award will be given to the top
jockey thoroughbred.*

Top Jockey Mixed Breed

*A commemorative belt-buckle
award will be given to the top
jockey mixed breed.*



Top Groom

*A commemorative belt-buckle award
will be given to the top groom.*

Saddle Racks

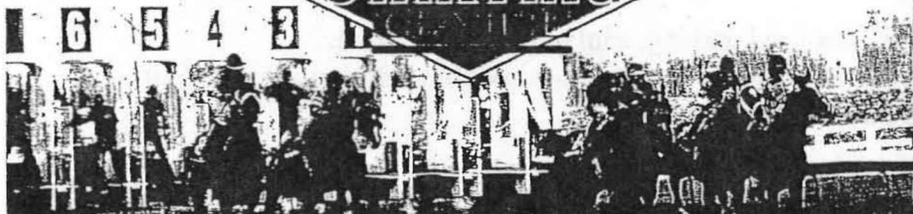
*Four Custom Saddle Racks will be given away
at the discretion of The Big Fresno Fair
Management team.*

High Point Trainer

*A custom horse trailer will be given to the top
horse trainer.*



FRESNO



October 3-14, 2012

Track Opens September 24!

Incentive Program*

2012 Owner/Trainer Incentive Program

1st Prize	\$10,000.00
2nd Prize	A Two-Horse Trailer
3rd Prize	\$2,500.00
4th Prize	\$1,750.00
5th Prize	\$1,000.00

2012 Mixed Breeds Owner/Trainer Incentive Program

1st Place	\$2,500.00
2nd Place	\$1,500.00
3rd Place	\$1,000.00

Winners will be determined by points earned:

1st Place	8 Points
2nd Place	5 Points
3rd Place	3 Points
4th Place	2 Points
5th Place	1 Point

Special Awards

To be given out the last day of the Fair Sunday, October 14

Ardie Der Manuel Special Trainer Award

A commemorative trophy saddle will be given to a selected trainer in recognition of his/her commitment to live horse racing excellence at The Big Fresno Fair.

Top Jockey Thoroughbred

A commemorative belt-buckle award will be given to the top jockey thoroughbred.

Top Jockey Mixed Breed

A commemorative belt-buckle award will be given to the top jockey mixedbreed.

Top Groom

A commemorative belt-buckle award will be given to the top groom.

Saddle Racks

Four Custom Saddle Racks will be given away at the discretion of The Big Fresno Fair Management team.

High Point Trainer

A custom horse trailer will be given to the top horse trainer.

*For Rules and Regulations please refer to the 2012 Big Fresno Fair Condition Book.

Stakes Schedule

- \$75,000 Charlie Palmer Futurity, Two-Year Olds One Mile
- \$75,000 Bulldog HDCP, 18th Running, Three-Year Olds & Up One and 1/8 Mile
- \$7,000 California ARC Gold Cup Three-Year Olds & Up Six Furlongs
- \$7,000 AMRA World Championship Futurity Three-Year Olds 350 Yards
- \$7,000 K Cuch Jedah Stakes 15th Running, Three-Year Olds One & 1/16 Mile
- \$8,000 Fresno Quarter Horse Futurity 18th Running, Two-Year Olds 400 Yards
- \$7,000 Fresno AMRA Gold Cup 16th Running, Three-Year Old & Up 440 Yards

Don't miss the
**Owner Trainer
Appreciation BBQ**

Thursday, Oct. 4
at 6 p.m.

The Big Fresno Fair would like to thank our Live Horse Racing sponsors:



For more information, contact:

Larry Swartzlander,
Racing Director
Cell: 916-799-7084

Tom Doutrich,
Racing Secretary

1121 S. Chance Avenue Fresno, CA 93702
www.FresnoFair.com • 559-650-FAIR

Parking (general)	\$5.00
Parking (preferred)	\$8.00
Parking (Chance Lot)	\$12.00
Parking (valet)	N/A
Programs (on-track)	\$2.00
(off-track)	\$2.50

B. Describe any "Season Boxes" or other special accommodation fees:

Box seats are sold in advance - \$642.00 (Box of 4)
Daily box seats are sold individual at \$5/ea. (if available)

C. Describe any "package" plans such as combined parking, admission and program:

Season Passes will be sold for only \$25.00 which allows the horse players admission to the Fair everyday of the Fair, a total of 12 days for only \$25.00

18. JOCKEYS' QUARTERS

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

<input checked="" type="checkbox"/> Corners (lockers and cubicles)	How many	<input type="text" value="23"/>
<input checked="" type="checkbox"/> Showers	<input checked="" type="checkbox"/> Steam room, sauna or steam cabinets	<input checked="" type="checkbox"/> Lounge area
<input 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:

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

19. BACKSTRETCH EMPLOYEE HOUSING

A. Inspection of backstretch housing has been requested and will be completed prior to the beginning of the race meet.

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

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

Five trailers—one, 20-foot restroom trailers with two restrooms each available for both men and women; and two, 28-foot shower trailers with four showers and 1 restroom each available for both men and women and two 40-foot trailers with two restrooms and four showers each available for both men and women.

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

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

20. TRACK SAFETY

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

5,129

 feet.
- B. Describe the type of track surface at the facility, including the specific track surface composition:
Organic dirt, silt, clay, sand, and Fir bark
- C. The percent of cross slope in the straight-aways is: **5.3% - 5.4%**
The percent of cross slope in the center of the turns is: **5.6%**
- 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.
Inner rail, metal (powder coated); outer rail, metal, aluminum and galvanized chainlink; inner rail supports, metal gooseneck; inner rail top shield is made of sheet metal; shield is 39" above the track surface.
- E. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474: **Steve Wood, Track Master**
- F. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474. **On file.**
- G. If the fair is requesting approval to implement alternate methodologies to the provisions of Article 3.5, Track Safety Standards, pursuant to CHRB Rule 1471, attach a Certificate of Insurance for liability insurance which will be in force for the duration of the meeting specified in Section 2. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of liability insurance. Additionally, the CHRB must be listed as additionally insured on the liability policy at a minimum amount of \$3 million per incident. The liability insurance certificate must be on file in the CHRB headquarters office prior to the conduct of any racing.

21. DECLARATIONS

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

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

22. CERTIFICATION BY APPLICANT

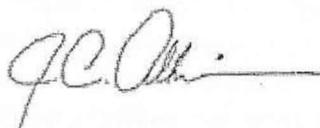
I hereby certify under penalty of perjury that I have examined this application, that all of the foregoing statements in this application are true and correct, and that I am authorized by the fair to attest to this application on its behalf.

John C. Alkire

Print Name

Chief Executive Officer

Print Title



Signature

June 29, 2012

Date

STAFF ANALYSIS

August 23, 2012

Issue: APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE PACIFIC RACING ASSOCIATION AT GOLDEN GATE FIELDS OCTOBER 17, 2012 THROUGH DECEMBER 16, 2012.

- Pacific Racing Association (PRA) filed its application to conduct a thoroughbred horse racing meeting at Golden Gate Fields. PRA reported it's owned by TSG Developments Investments Inc., which is owned by TSG Developments US Financial Inc., which is owned by TSG Developments US Holdings Inc., which is owned by the Stronach Trust. The current Stronach trustees are Frank Stronach, Elfriede Stronach, Belinda Stronach and Andrew Stronach.
- PRA proposes to conduct a thoroughbred race meeting October 17, 2012 through December 16, 2012, or 34 days. PRA proposes to race a total of 292 races, or 8.59 races per day. In the fall of 2011, PRA ran 36 days at GGF from October 19, 2011 through December 18, 2011. It ran a total of 306 races, or 8.50 races per day with an average of 6.76 runners per race during the 2011 fall meet. The average daily purse for the 2011 fall race meeting was \$155,354. The (estimated) average daily purse for this meet is \$155,012.

October - 2012						
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			

November - 2012						
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 - 2012						
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 4 days per week, Thursday through Sunday, except dark on Thursday, December 13, 2012 and Friday, December 14, 2012.
- 7 races on Thursdays except Thursday, November 22, 2012 where 8 races will be conducted, 8 races on Fridays except Friday, November 2, 2012 and Friday, November 23, 2012 where 9 races will be conducted, 9 races on Saturdays and Sundays, except Saturday, October 20, 2012, October 27, 2012, November 3, 2012, December 8, 2012, December 15, 2012, and Sunday, November 4, 2012 and December 16, 2012 where 10 races will be conducted. If the horse population permits, PRA may run additional races as long as it does not exceed an average of 8.59 races per day for the meet. If PRA plans to exceed this amount, it will request administrative approval.
- First post 12:45 p.m. daily with the following exceptions:
 - Saturday, November 3, 2012 (Breeders' Cup) – 12:00 p.m.
 - Thursday, November 22, 2012 (Thanksgiving) – 11:15 a.m.
 - Saturdays, December 8 & 15, 2012 (10 Race Card) – 12:15 p.m.
 - Sunday, November 4 & December 16, 2012 (10 Race Card) – 12:15 p.m.

- Request the option to change post times to coordinate north/south and Breeders' Cup signals.
- Wagering program will use CHRB and ARCI rules.
 - Early wagering will not be offered.
- The Advance Deposit Wagering (ADW) providers are Xpressbet, TwinSpires and TVG.

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

Summary of B&P code 19604

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

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

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

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

Documents received in compliance with Business and Professions code 19604:

- ODS Technologies, L.P. d/b/a TVG Network has submitted all documents required in compliance with Business and Professions code 19604.
- XpressBet, LLC has submitted all documents required in compliance with Business and Professions code 19604.
- Churchill Downs Technology Initiatives Company, dba TwinSpires, has submitted all documents required in compliance with Business and Professions code 19604.
- Simulcasting conducted with out-of-state racing jurisdictions pursuant to Business and Professions Code Section 19602; and with authorized locations throughout California.
- Request Darrell Sparks be appointed horse identifier pursuant to CHRB Rule 1525.
- 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.
- A California Authority of Racing Fairs (CARF) representative has reported that the auxiliary

site will have two emergency medical technicians (EMT's) in the on-track ambulance for the morning workouts during the PRA race meet.

RECOMMENDATION:

Staff recommends that 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: **Pacific Racing Association**
1100 Eastshore Highway
Berkeley, CA 94710
Phone (510) 559-7300 Fax (510) 559-7464
joe.morris@goldengatefields.com

B. Breed of horse: TB QH H

C. Racetrack name: **Golden Gate Fields**

C. 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: **October 17 through December 16, 2012**

B. Actual dates racing will be held: **October 18-21, 25-28; November 1-4, 8-11, 15-18, 22-25, 29-30; December 1-2, 6-9, 15-16**

C. Total number of days or nights of racing: **34 days**

CHRB CERTIFICATION

Application received: **7-20-12**
Deposit received:
Reviewed: *GW*

Hearing date: **8-23-12**
Approved date:
License number:

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

Racing Thursdays through Sundays

Exceptions: Dark on Thursday, December 13, 2012 and Friday, December 14, 2012

- E. Number of days or nights of racing per week: **4 days per week except as set forth in Item D above**

3. RACING PROGRAM

- A. Total number of races: **292**

B. Number of races for each day or night: **8.59 will be the average throughout the meet; we propose to conduct 7 races on Thursdays except Thursday, November 22, 2012 where 8 races will be conducted, 8 races on Fridays except Friday, November 2 and Friday, November 23, 2012 where 9 races will be conducted, 9 races on Saturdays and Sundays, except Saturdays, October 20, October 27, November 3, December 8, December 15 and Sundays, November 4 and December 16, 2012 where 10 races will be conducted. If the horse population permits, we may run additional races as long as we do not exceed an average of 8.59 races per day for the meet. If we plan to exceed this amount, we will request administrative approval.**

- C. Total number of stakes races: **7 (3 Non-Overnight and 4 Overnight)**

- 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.
Attached

- E. Will provisions be made for owners and trainers to use their own registered colors?
 Yes No If no, what racing colors are to be used:

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

Race	Post Time All days Except days listed below	12:15 Post Time 11/4, 12/8, 12/15, & 12/16
1st	12:45 p.m.	12:15 p.m.
2nd	1:15 p.m.	12:45 p.m.
3rd	1:45 p.m.	1:15 p.m.
4th	2:15 p.m.	1:45 p.m.
5th	2:45 p.m.	2:15 p.m.
6th	3:15 p.m.	2:45 p.m.
7th	3:45 p.m.	3:15 p.m.
8th	4:15 p.m.	3:45 p.m.
9th	4:45 p.m.	4:15 p.m.
10 th (when applicable)	5:15 p.m.	4:45 p.m.

Exceptions:

Saturday, November 3, 2012	Breeders' Cup	12:00 noon
Thursday, November 22, 2012	Thanksgiving	11:15 a.m.
Saturdays, December 8 & 15, 2012	10 Race Card	12:15 p.m.
Sunday, November 4 & Decemer16, 2012	10 Race Card	12:15 p.m.

Request the option to change post time schedules in order to coordinate North/South signals

Pacific Racing Association / Golden Gate Fields
Fall Meet 2012 Stakes Schedule

4-6

Miss America
Fillies and Mares, Three Year Olds and Upward
\$50,000 Added (Overnight)
1 1/16 Turf
Saturday, October 20, 2012
Closes on Thursday, October 11

Pike Place Dancer
Fillies, Two Years Old
\$100,000 Guaranteed (includes \$35,000 from CMC)
1 Mile Turf
Saturday, October 27, 2012
Closes on Thursday, October 18

Golden Nugget
Two Years Old
\$50,000 Added (Overnight)
6 furlongs
Saturday, November 10, 2012
Closes on Thursday, November 1

All American GIII
Three Years Old and Upward
\$100,000 Guaranteed
1 1/16 All Weather
Friday, November 23, 2012
Closes on Thursday, November 15

Golden Gate Debutante
Fillies, Two Years Old
\$50,000 Added (Overnight)
6 Furlongs
Saturday, December 1, 2012
Closes on Thursday, November 22

Gold Rush
Two Year Olds
\$75,000 Guaranteed
1 Mile All Weather
Saturday, December 8, 2012
Closes on Thursday, November 29

Oakland
Three Years Old and Upward
\$50,000 Added (Overnight)
6 Furlongs
Saturday, December 15, 2012
Closes on Thursday, December 6

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. **Addendum on file with the Board**

C. CORPORATION

1. Registered name of the corporation: **Pacific Racing Association**
2. State where incorporated: **California**
3. Registry or file number for the corporation: **Federal ID #94-1585367**
California ID #173-1919-5
4. Names of all officers and directors, titles, and the number of shares of the corporation held by each:
George Haines, President (Officer); 0 Shares
Mike Rogers, Vice President, Operations (Director); 0 Shares
Peter W. Tunney, Executive Vice President (Officer); 0 Shares
Joe Morris, Interim General Manager, VP Operations/Sales (Officer); 0 Shares
Lyle Strachan, Executive Vice President, Finance (Director); 0 Shares
Frank DeMarco, Jr., VP Regulatory Affairs and Secretary (Officer); 0 Shares
Calvin Rainey, Vice President & Assistant General Manager (Officer), 0 Shares
Gina Lavo, Vice President, Finance (Officer); 0 Shares
5. Names (true names) of all persons, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the corporation and the number of shares held by each: **TSG Developments Investments, Inc.**
 Number of outstanding shares in the corporation: **69,347 Shares**
6. 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: **Jane Lynn, General Counsel in Toronto, Canada**
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: **TSG Developments Investments, Inc. (see attached Supplement)**
 - 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:
11. State where incorporated:
12. Registry or file number for the corporation:
13. Names of all officers and directors, titles, and the number of shares of the corporation held by each:
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

Pacific Racing Association License Application

4. RACING ASSOCIATION – C. CORPORATION – 9. Supplement

Corporation	State of Inc./ File Number	Officers/Directors/Titles/Shares	Outstanding Shares	Publicly Traded	Custodian of Shareholder List
Pacific Racing Association	California/ #0480316	Mike Rogers-VP, Operations, Director; 0 shares	69,347	No	Jane Lynn, General Counsel
		Lyle Strachan-Exec VP, Finance, Director; 0 shares			
		George Haines-President; 0 shares			
		Joe Morris, Interim GM, VP Ops/Sales; Officer, 0 Shares			
		Peter Tunney-Exec VP; 0 shares			
		Frank De Marco, Jr.-VP, Regulatory Affairs & Secretary; 0 shares			
		Calvin Rainey-VP & Asst General Manager; 0 shares			
		Gina Lavo-VP, Finance; 0 shares			
TSG Developments Investments Inc.	Delaware/ #4792150	Belinda Stronach-Director; 0 shares	1,000	No	Jane Lynn, General Counsel
		Mike Rogers-President; 0 shares			
		Tim Ritvo-COO; 0 shares			
		Lyle Strachan-Exec VP, Finance; 0 shares			
TSG Developments US Financing Inc.	Delaware/ #4759939	Belinda Stronach-Director; 0 shares	1,700	No	Jane Lynn, General Counsel
		Lyle Strachan-Exec VP, Finance; 0 shares			
		Mike Rogers-VP, Operations; 0 shares			
TSG Developments US Holdings Inc.	Delaware/ #4759934	Belinda Stronach-Director; 0 shares	Not Applicable	No	Jane Lynn, General Counsel
		Lyle Strachan-Exec VP, Finance; 0 shares			
		Mike Rogers-VP, Operations; 0 shares			
Stronach Trust	Province of Ontario	Frank Stronach, Trustee	Not Applicable	N/A	Jane Lynn, General Counsel
		Elfriede Stronach, Trustee			
		Belinda Stronach, Trustee			
		Andrew Stronach, Trustee			

Pacific Racing Association is owned by TSG Developments Investments Inc., which is owned by TSG Developments US Financial Inc., which is owned by TSG Developments US Holdings Inc., which is owned by the Stronach Trust (current Trustees are Frank Stronach, Elfriede Stronach, Belinda Stronach and Andrew Stronach).

by each:

15. Number of outstanding shares in the corporation:
16. Are the shares listed for public trading? Yes No
If yes, on what exchange and how is the stock listed:
17. Name of the custodian of the list of shareholders and/or the transfer agent for the share holdings of the corporation:

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 with the Board**
 - 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:

George Haines, President
Lyle Strachan, Executive Vice President, Finance
Mike Rogers, Vice President, Operations
Joe Morris, Vice President Operations/Sales and Interim General Manager
Frank DeMarco, Jr., Vice President, Regulatory Affairs and Secretary
Peter W. Tunney, Executive Vice President
Gina Lavo, Vice President, Finance
Calvin Rainey, Vice President and Assistant General Manager
Adam Njaa, Controller
Jerry Aldoroty, Director of Hospitality and Sales
Bryan Wayte, Mutuel Manager
Tom Ferrall, Publicity Manager
Merry Scalzo, Director of Operations
Dan Cirimele, Director of Marketing
T.W. Johnson, Security Manager
Michael Wrona, Announcer
Juan Meza, Track Superintendent
Steve Martinelli, Price Maker
William Vassar, Track Photographer
Robert Hemmer, Operations Manager
David Seftel, M.D., Track Physician

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

Joe Morris, Vice President Operations/Sales and Interim General Manager
Pacific Racing Association
1100 Eastshore Highway
Berkeley, CA 94710
joe.morris@goldengatefields.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: _____ Proposed percentage: _____%

- 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. N/A

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.

Year	Handle	Attendance
2011 (10/19 -12/18/11)	\$ 14,141,548.10	80,148 (36 live race days)
2010 (10/20-12/19/10)	\$ 14,489,746.70	82,919 (42 live race days)
2009 (10/21-12/20/09)	\$ 17,259,602.40	90,856 (42 live race days)
2008 (9/17-12/21/08)	\$ 32,893,242.30	147,684 (67 live race days)
2007 (11/7-12/22/07)	\$ 16,108,510.50	67,164 (32 live race days)

7. PURSE PROGRAM (Excluding supplements, nominations, sponsorships and starter fees.):
Prior meet represents October 20, 2011 through December 18, 2011 (36 days)

A. Purse distribution:

- 1. All races other than stakes:
 Current meet estimate: \$4,282,470.00
 Prior meet actual: \$4,575,890.00

Average Daily Purse (7 A1 ÷ number of days):
 Current meet estimate: \$125,955.00
 Prior meet actual: \$127,108.06

- 2. Overnight stakes:
 Current meet estimate: \$200,000.00
 Prior meet actual: \$200,000.00

Average Daily Purse (7 A2 ÷ number of days):
 Current meet estimate: \$5882.35
 Prior meet actual: \$5,555.56

- 3. Non-overnight stakes: **(Doesn't include \$35,000 from CMC)**
 Current meet estimate: **\$240,000.00**
 Prior meet actual: **\$233,100.00**

Average Daily Purse (7 A3 ÷ number of days):
 Current meet estimate: **\$7,058.82**
 Prior meet actual: **\$6,475.00**

- 4. Total Purses: (7A1+7A2+ 7A3)
 Current meet estimate: **\$4,722,470.00**
 Prior meet actual: **\$5,008,990.00**

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: **0.00%**
 Prior meet actual: **11.5%**

Average Daily Purse (7 B1 ÷ number of days):
 Current meet estimate: **0.000%**
 Prior meet actual: **0.319%**

- C. Funds to be generated for all California-bred incentive awards (including breeder awards and owners premiums):
 Current meet estimate: **\$383,370.00**
 Prior meet actual: **\$406,153.45**

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

Recognized Horsemen's Organization

Current meet estimate:		Prior meet actual:	
TOC (NTRA contribution)	\$67,772.15	TOC (NTRA contribution)	\$73,131.93
TOC	\$38,726.94	TOC	\$41,789.67
CTT (Administration)	\$19,363.47	CTT (Administration)	\$20,894.83
CTT (Pension)	\$38,726.94	CTT (Pension)	\$41,789.67
Total	\$164,589.50	Total	\$177,606.10

- 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: **\$5,270,429.50**
 Prior meet actual: **\$5,592,749.55**

Average Daily Purse (7 E ÷ number of days):
 Current meet estimate: **\$155,012.63**
 Prior meet actual: **\$155,354.15**

- 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: **\$3,365,631.00**
 Prior meet actual: **\$3,542,363.86**

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

Current meet estimate: **\$98,989.15**

Prior meet actual: **\$98,399.00**

G. Purse funds to be generated from interstate handle:

Current meet estimate: **\$1,224,273.00**

Prior meet actual: **\$1,394,193.88**

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

Current meet estimate: **\$36,008.03**

Prior meet actual: **\$38,727.61**

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

Wells Fargo - Account # On File.

I. Name, address, email and telephone number of the pari-mutuel audit firm engaged for the meeting: **Bowen & McBeth, 10722 Arrow Route, Suite 110, Rancho Cucamonga, California 91730, (909) 944-6465; email: craigmiller@verizon.net**

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: **1,325**

B. Minimum number of stalls believed necessary for the meeting: **2,000**

C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers: **680**

D. Name and location of each off-site auxiliary stabling area and the number of stalls to be maintained at each site: **Pleasanton - 680 Stalls**

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

On file

Complete subsections F through H if the association will request reimbursement for off-site stabling as provided by 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): **1,405**

- G. Estimated cost to provide off-site stalls for this meeting. Show cost per day per stall:

Stabling costs for this meet: \$451,008.00

Stabling costs per day per stall: \$9.21

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

Vanning fees for this meet: \$21,150.00

Vanning fee per horse: \$75.00

9 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 WAGERS	APPLICABLE RULES
Example Race:	\$1 E; \$1 Double	CHRB #1959; RCI #VE
Race #1	\$2 DD*; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$1 PPN%; \$.10 SF#; \$.50 PNP4	CHRB#1957; 1959; 1958; 1977; 1979; 1976.8; 1979.1; 1976.9
Race #2	\$2 DD*; \$2 PNP6; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10 SF#	CHRB#1957; 1976.9; 1959; 1958; 1977; 1979; 1979.1
Race #3	\$2 DD*; \$2 PNP6; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10SF#; \$.50 PNP5	CHRB#1957; 1976.9; 1959; 1958; 1977; 1979; 1979.1; 1976.9
Race #4	\$2 DD*; \$2 PNP6; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10 SF#; \$.50 PNP4; \$.50 PNP5	CHRB#1957; 1976.9; 1959; 1958; 1977; 1979; 1979.1; 1976.9; 1976.9
Race #5	\$2 DD*; \$2 PNP6; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10 SF#; \$.50 PNP4; \$.50 PNP5; Super H5^^	CHRB#1957; 1976.9; 1959; 1958; 1977; 1979; 1979.1; 1976.9; 1976.9; ARCI #004-105 Subsection T Pick (n) Position (x) Pools)
Race #6	\$2 DD*; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10 SF#; \$.50 PNP4; \$.50 PNP5	CHRB#1957; 1959; 1958; 1977; 1979; 1979.1; 1976.9, 1976.9
Race #7	\$2 DD*; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10 SF#; \$.50 PNP4	CHRB#1957; 1959; 1958; 1977; 1979; 1979.1; 1976.9
Race #8	\$2 DD*; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10 SF#	CHRB#1957; 1959; 1958; 1977; 1979; 1979.1
Race #9	\$2 DD*; \$1 E; \$2 Q; \$1 TRI++; \$.10 SF#	CHRB#1957; 1959; 1958; 1979; 1979.1
Race #10	\$1 E; \$2 Q; \$1 TRI++; \$.10 SF#	CHRB#1959; 1958; 1979; 1979.1

* - \$2 Daily Double on all races
 PNP6 - \$2 Pick 6 on last six races
 + - \$1 Pick 3 on every race

- ++ - \$1 Trifecta on every eligible race
- # - \$.10 cent Superfecta on all eligible races
- % - \$1 Place Pick All on all races carded
- PNP4 - \$.50 Pick 4 on first four and last four races
- PNP5 - \$.50 Pick 5 on last five races
- ^^ - \$1 Pentafecta (Super High 5) in the 5th race only selecting the first five finishers in a same race. 100% payout on all tickets selecting five winners. No consolation; 100% carryover if no ticket has five winners.
- PNP5 – \$.50 Pick 5 will be offered with 100% payout to all tickets selecting five winners. No consolation; 100% carryover if no ticket has five winners. 14% takeout.
- PNP6 - 2 Tier – 70%/30% split \$2 Pick 6 will be offered on the final six races of each card, with 70% to the major pool or carryover, and 30% to the minor pool.

- B. Maximum carryover pool to be allowed to accumulate before its distribution **OR** the date(s) designated for distribution of the carryover pool: **December 16, 2012 for the period of October 18, 2012 through December 16, 2012**
- C. List any options requested with regard to exotic wagering: **2 Tier – 70%30% split (see above)**
- D. 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:
- E. Type(s) of pari-mutuel or totalizator equipment to be used by the association and the simulcast organization, name of the person(s) supplying equipment, and expiration date of the service contract: **Sportech (previously Scientific Games, LLC) Expires: September 2015**

10. ADVANCE DEPOSIT WAGERING (ADW)

- A. Identify the ADW provider(s) to be used by the association for this race meeting:
 - Xpressbet**
 - TwinSpire**
 - TVG**
- 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. **On file**

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 provides 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.

11. SIMULCAST WAGERING PROGRAM

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

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

On file

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

Northern California

Alameda County Fair, Pleasanton
 Bankers Casino, Salinas (mini-satellite)
 Big Fresno Fair, Fresno
 CA. State Fair & Exposition, Sacramento
 Club One, Fresno
 Jockey Club, San Mateo
 Kern County Fair, Bakersfield
 Monterey County Fair, Monterey
 San Joaquin County Fair, Stockton
 Santa Clara County Fair, San Jose
 Shasta District Fair, Anderson
 Solano County Fair, Vallejo
 Sonoma County Fair, Santa Rosa
 Stanislaus County Fair, Turlock
 Tulare County Fair, Tulare

Southern California

Barona Casino, Lakeside
 Cabazon Fantasy Springs Casino, Indio
 Commerce Casino, Commerce (mini-satellite)
 Derby Club at Seaside Park, Ventura
 Fairplex, Pomona
 Hollywood Park, Hollywood
 Los Alamitos Racecourse, Los Alamitos
 OC Tavern, San Clemente (mini-satellite)
 Original Roadhouse Grill, Santa Maria (mini)
 Santa Clarita Lanes, Saugus (mini-satellite)
 Shalimar Sports Center, Indio
 Sports Center, San Bernardino
 Sports Pavilion, Perris
 Sports Pavilion, Victorville
 Surfside Race Place, Del Mar
 Sycuan Gaming Center, El Cajon
 Viejas Casino & Turf Club, Alpine
 Watch & Wager Antelope, Lancaster

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

**Pacific Racing Association / Golden Gate Fields
 October 17, 2012 through December 16, 2012**

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

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

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

Am West Entertainment	Fonner Park	Potawatomi Bingo Casino
Arapahoe Park	Freehold Racing	Portland Meadows
Arima Race Club	Gillespie County Fair	Prairie Meadows
Arlington Park	Greenetrack Greyhound	Premier Turf Club
Atlantic City Racecourse	Greyhound @ Post Falls	Presque Isle Downs
Atokad	Gulf Greyhound	Racebets
Balmoral Park	Global Wagering Solutions	Raceway Park
Bangor Raceway	Gulfstream Park	Racing2Day, LLC
Batavia	Harrington Raceway	Remington Park
Bettor Racing	Hawthorne Racecourse	Retama Park
Beulah Park	Hazel Park	Racing & Gaming Services
Birmingham Greyhound	Hoosier Park	River Downs Jockey Club
Bluffs Run Greyhound	Horseman's Park	Rockingham Park
Buffalo Raceway	Indiana Downs	Ruidoso Downs
Bwin International Ltd.	International Betting Assoc. Ltd.	Running Aces Harness
Calder Racecourse	Intermountain (Sandy Downs)	Sam Houston Park
Canterbury Park	Keeneland Association	Saratoga Raceway
Capital District OTB	Kentucky Downs	Scarborough Downs
Catskills OTB	Kentucky OTB	Scioto Downs
Charlestown Race Course	Lebanon Raceway	Seabrook Greyhound
Chester Downs	Les Bois (Treasure Valley)	Sol Mutuel
Churchill Downs	Lewiston OTB's	Southland Park
Club Hipica In Turf	Lein Games, LLC	Sportech Venue
Coeur d' Alene	Lone Star	Sports Creek Raceway
Colonial Downs	Louisiana Downs	State Fair (Lincoln Racecourse)
Columbus Raceway	LVDC (NV)	Suffolk Downs
Connecticut OTB	Magna Bet	Sun Gaming of NM
Corpus Christi Greyhound	Maronas (South America)	Sunland Park
Cypress Bayou OTB	Maryland Jockey Club	Tampa Bay Downs
Delaware Park	Maywood	Taunton
Delta Downs	Meadowlands	The Downs at Albuquerque
Dover Downs	Meadows The	Thistledown
eBet Technology	Millers OTB	Tioga Downs
Elite Turf Club	Mobile Greyhound	Tri-State GH (Mardi Gras)
Ellis Park	Monmouth Park	Turf Paradise
Emerald Downs	Montana OTB	Turfway Park
European Wagering Service	Monticello Raceway	TVG Network
Evangeline Downs	Mt. Pleasant Meadows	Twin River Greyhound
Fair Grounds	Mountaineer Park	TwinSpires
Fair Meadows	Nassau Regional OTB	Venezuela OTB
Finger Lakes	Nevada Pari-Mutuel Assoc.	Vernon Downs
	New Jersey Casino Assoc.	Western OTB
	Newport Jai Alai	Wheeling Downs
	NJ Mobile	Will Rogers Downs
	Northfield Park	XpressBet, Inc.
	Northville Downs	Yavapia Downs
	NYRA	Yonkers Raceway
	Oaklawn	Zia Park
	Ocean Downs	
	Panama	Separate Pools:
	PARX Racing (Philadelphia Park)	Camarero
	Penn National Race Course	Jamaica
	Peru	MIR Brooks (Caliente)
	Phumelela Gold International	
	Plainridge Racecourse	
	Pocono Downs and OTB	
<u>Canadian Locations:</u>		
Assiniboia, Charlottetown, Clinton TeleTheatre,		
Dresden, Elmira Raceway, Evergreen Park, Exhibition		
Park, Flamboro Downs, Fort Erie,		
Fraser Downs, Fredericton Raceway, Georgian Downs		
Grand River, Hanover Raceway, Hastings Park,		
Hiawatha Horse Park, Inverness Raceway,		
Kawartha Downs, Marquis Downs, Mohawk, New		
Brunswick, Northlands, Northside Downs, Picov		
Downs, Quinte Raceway, Rideau Carlton, Rocky		
Mountain Turf Club, Royal Britiana Hub, St. Johns		
Raceway, Sudbury Downs, Summerside, TBC Sandowr		
and TBC Teletheatres, Truro Raceway,		
Western Fair, Windsor Raceway, Woodbine,		
Woodstock/Ontario		

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

Bankers Casino, Salinas (scheduled opening Summer 2012)
Commerce Casino, Commerce
OC Tavern Grill & Sports Bar, San Clemente
Original Roadhouse Grill, Santa Maria
Santa Clarita Lanes, Saugus (scheduled opening Summer 2012)

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": **See 11D above. Full/partial card TBD**

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
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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":

QUARTER HORSE SIMULCAST RACES TO BE IMPORTED

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

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":

HARNESS SIMULCAST RACES TO BE IMPORTED

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

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

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

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). **Not applicable**

NOTICE TO APPLICANT: All interstate wagering to be conducted by an association is subject to the provisions of Title 15, United States Codes, which require specific written approval of the CHRB and of the racing commission having jurisdiction in the out-of-state venue. All international wagering to be conducted by an association is subject to the provision of 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.)

12. CHARITY RACING DAYS

- A. Name and address of the distributing agent (charity foundation) for the net proceeds from charity racing days held by the association:
Pacific Racing Association is agent for distribution, 1100 Eastshore Hwy., Berkeley, CA 94710
- B. Names and addresses of the trustees or directors of the distributing agent:
Pacific Racing Association will act as its own distributing agent, 1100 Eastshore Hwy., Berkeley, CA 94710
- 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).

13. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT

- A. Racing officials nominated:

Association Veterinarian(s)	Sara Sporer, D.V.M (Track Veterinarian)
	Forrest Franklin, D.V.M. (CHRB Veterinarian)
	Diane Isbell, D.V.M. (Examining Veterinarian)
Clerk of Scales	Ken Sjoldal
Assistant Clerk of Scales	Ross Allardyce
Clerk of the Course	Tina Walker-Bryant
Film Specialist	Ella Robinson
Horse Identifier	Darrell Sparks
Horseshoe Inspector	Butch Fyellingness
Paddock Judge	Linda Anderson
Patrol Judge/Steward's Aide	Tammy McDuffie-Morris
Patrol Judge	Joshua Wyatt
Placing Judges	Ella Robinson & Steve Martinelli
Starter	Todd Stephens
Timer	Pedro Mercado
- B. Management officials in the racing department:

Racing Secretary/Stakes Coordinator	David Jerkens
Assistant Racing Secretary	C. Gregory Brent, Jr. & Linda Anderson
Paymaster of Purses	Patricia Prospero

Others (identify by name and title)

Main Track Superintendent

Juan Meza

Turf Track Superintendent

Calvin Rainey

Price Maker

Steve Martinelli

Stable Superintendent

Carrie Fawcett

- C. Name, address, email and telephone number of the reporter employed to record and prepare transcripts of hearings conducted by the stewards: **Christine Niccoli
Niccoli Reporting Service, 619 Pilgrim Drive, Foster City, CA 94404-1707, (650) 573-9339**
- D. Photographic device to be used for photographing the finish of all races, name of the person supplying the service, and expiration date of the service contract: **Plusmic Corp., USA, Bill O'Brien, Expires: December 31, 2012**
- E. Photo patrol video equipment to be used to record all races, name of the person supplying the service, and expiration date of the service contract. Specify the number and location of cameras for dirt and turf tracks. **Pegasus Communications, Inc, Jim Porep, Jr., System maintained in house, Equipment contract expires: March 5, 2013**
- F. Type of electronic timing device to be used for the timing of all races, name of the person supplying the service, and expiration date of the service contract: **Electronic timer is installed and maintained by on-site staff**

14. SECURITY CONTROLS

- A. Name and title of the person responsible for security controls on the premises. Include an organizational chart of the security department and a list of the names of security personnel and contact telephone numbers.
**T.W. Johnson, Security Manager is responsible for security on site.
Security Department organizational chart is attached.
Security Department phone number (510) 559-7370
Stable Security phone number (510) 542-4235
T.W. Johnson cell phone number (510) 418-3161**
- B. Estimated number of security guards, gatemen, patrolmen or others to be engaged in security tasks on a regular full-time basis: **34**
- | | |
|-------------------------------------|--|
| 1 – Security Manager | 14 – Grandstand Security Officers |
| 1 – Security Lieutenant | 5 – Stable Security Officers |
| 1 – Security Sergeant | 5 – Stable Gate Personnel |
| 1 – Stable Security Sergeant | 5 – Fire Guards |
| 1 – Fire Guard Lieutenant | |
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: **Attached**
2. Detention Stalls:
- A. Attach a plan for use of graded stakes or overnight races.
**6 hour surveillance prior to race in Graded Stakes with purses of \$100,000 or over
24 hour surveillance in detention barn for Trainers with high-test results and repeat**

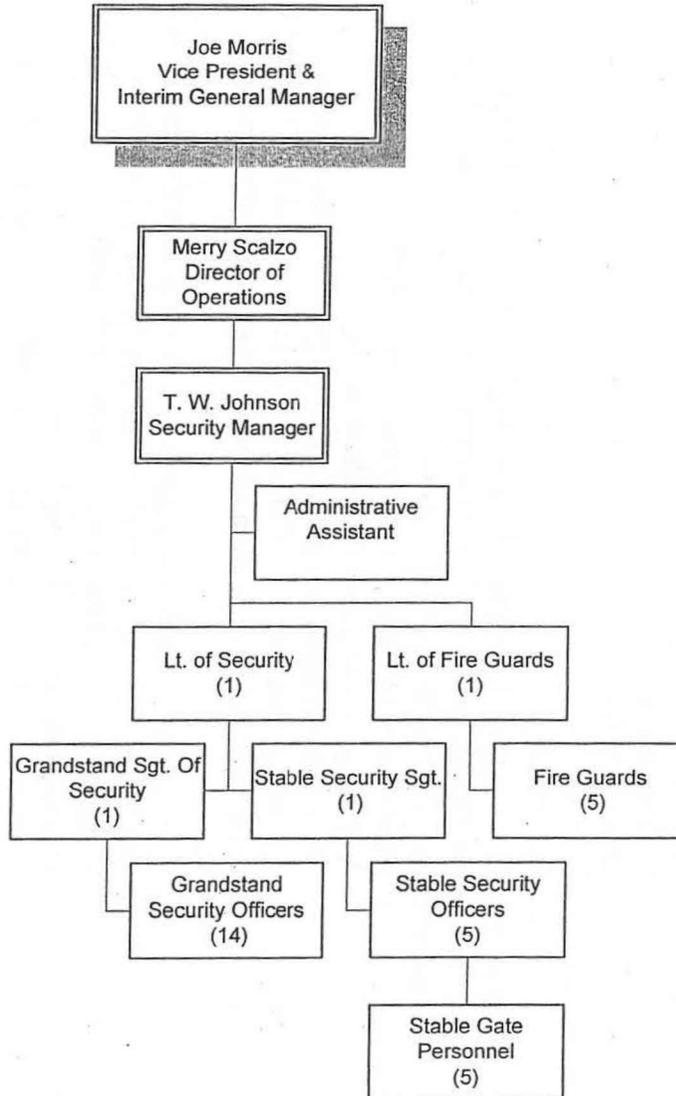
**Attachment to PRA / Golden Gate Fields License Application
13 (E):**

Track Camera Equipment:

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

7/8 Pole
3/8 Pole
1/4 Pole
Paddock
Starting Gate
(2) Pan Cameras on Roof

PACIFIC RACING ASSN / GOLDEN GATE FIELDS
SECURITY DEPARTMENT ORGANIZATIONAL CHART
ATTACHMENT 14A



Attachment to PRA / Golden Gate Fields License Application

14B (1) and 14B (2):

SECURITY CONTROLS

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

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

- Carrie Fawcett, Stable Superintendent, provides a list of starters to T. W. Johnson, Director of Security which includes the following information:
 1. Name of horse
 2. Name of trainer
 3. Barn number
 4. Stall number
- Supplemental security staff, provided by a licensed security contractor and licensed by the CHRB, are called in the morning of the race to meet with the Director of Security for the following instruction:
 - A. An overview of the race track operating procedures
 - B. A briefing of their duties throughout the day
 - C. All guards are asked to sign out for their specific video camera
 - D. A form is provided by the CHRB to each guard which is to be signed by the attending veterinarian when administering medication to bleeders.
 - E. Each guard is given a video camera to record ALL activities involving individuals entering and exiting their assigned stall. Instruction is given to first record the posted number on the stall to confirm that the camera is directed at the assigned horse.
 - F. Instruction is given to monitor any and all suspicious activity and to contact the Director of Security if and when suspicious activity occurs.
 - G. Guards are instructed to position themselves as close to the horse's stall without jeopardizing safety.
 - H. The horse and handler will be followed on foot by each guard to the receiving barn before the race.
 - I. After all horses are safely in the receiving barn, the guards are instructed to meet in the Security office with the Director of Security. The guards sign that they have returned their video camera and participate in a discussion of the day's surveillance activities.
- Surveillance videotapes are saved until all test results have received a negative result.
- There are 2 armed Security Guards on duty per 8 hour shift in the barn area within a 24 hour period and 2 additional armed Security Guards during live racing hours in the barn area which includes coverage of stakes races of \$100,000 or more.

**Attachment to PRA / Golden Gate Fields License Application
14B (2) and 14C (1):**

Detention Barn Surveillance:

Barn #44 contains 27 stalls and is utilized as our Transit and Detention Barn. The surveillance system in place contains cameras strategically placed to monitor entrances and exits of the barn area along with a camera monitoring each designated detention stall within the barn.

Detention Stall Camera Locations:

There are a total of 16 surveillance cameras in place within stalls 4, 5, 6, 7, 8, 9, 10, 11, and 12 on the west side of the barn and within stalls 13, 14, 15, 16, 17, 18, and 19 on the east side of the barn. The camera equipment is connected to a digital recording system which is kept in a secured area with a power back-up in place.

Stable Gate & Parking Lot Surveillance:

Cameras are strategically placed to monitor all activities at the Main Stable Gate (1), O/T Parking Lot (1) and Horsemen Walk-In Gate (1) providing 24/7 surveillance.

offenders

- B. Number of security guards in the detention stall area during a 24-hour period.

Four Security Guards

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

Attached

3. TCO2 Testing:

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

Will follow CHRB staff directives

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

Contractual obligations with TOC, CTT, and CHRB directives will be followed

- C. Plan for detention stalls for repeat offenders.

In compliance with our Race Meet Agreement with TOC and at the direction of the CHRB

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

As needed per the advice of CHRB staff

- C. Describe the electronic security system:

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

Attached

- D. For night racing associations. Describe emergency lighting system: **Not Applicable.**

15. EMERGENCY SERVICES

- A. Name, address and emergency telephone number of the ambulance service to be used during workouts and the running of the races:

**Brad Winding Turf Rescue, LLC, 19615 Barclay Road, Castro Valley, CA 94546,
(510) 581-8470**

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.

Attached

Turf Rescue Ambulance service staffs one (1) licensed Paramedic and one (1) EMT 1A on a daily basis in the GGF ambulance during morning training hours and during live race days.

- B. Name, address and emergency telephone number of the ambulance service to be used during workouts at auxiliary sites: **Westmed Ambulance Service, 2424 Whipple Road, Hayward, CA 94544, (510)-504-3616**

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.

Attached

TURF RESCUE, LLC.
4470 HILLSBOROUGH DRIVE
CASTRO VALLEY, CA 94546
510. 581.8470

March 21, 2012

California Horse Racing Board
1000 Eastshore Hwy.
Berkeley, CA 94710

To Whom It May Concern,

Please be advised that Turf Rescue, LLC., operations and procedures are well within the standard care Operating Procedures set forth by Alameda County E.M.S.

Turf Rescue employs only licensed Paramedics and Emergency Medical Technicians that meet and follow the licensing requirements for Alameda County E.M.S.

If you have any further questions, please feel free to contact me.

Sincerely,



Brad Winding, Owner
Turf Rescue, LLC



March 22, 2012

To Whom It May Concern:

This letter shall serve as a statement of affirmation that Westmed Ambulance Service is certified provider of Basic Life Support Non Emergency Service in the County of Alameda certified through the Alameda County Emergency Medical Services Agency. Every Emergency Medical Technician employed by Westmed Ambulance is trained, background checked and state certified in order to fulfill their job duties as authorized by the State of California Emergency Medical Services Authority.

Should you need any additional information please feel free to contact me.

A handwritten signature in cursive script that reads "Christopher A. Seymour".

Christopher A. Seymour

Director of Advanced Life Support Services

2424 Whipple Rd. Hayward CA.

EMT-P, BA



August 2, 2012

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

To Whom It May Concern:

In reference to Section 15B of the Pacific Racing Association Fall License Application, the auxiliary site at Pleasanton currently has 2 EMTs in the Westmed ambulance posted during morning workouts since this site is utilized for morning training only during the Pacific Racing Association race meet.

Respectfully Yours,

Larry A. Swartzlander
Chief Operating Officer

The auxiliary site at Pleasanton currently has 2 EMTs in the Westmed ambulance posted during morning workouts

- C. Describe the on-track first aid facility, including equipment and medical staffing: **Attached**
- D. Name and emergency telephone number of the licensed physician on duty during the race meeting: (If quarter horse racing association sees D (1) :
Dr. David Seftel
Office Number: 510-559-7375, Cell Number: 650-520-6204
1. Name address and emergency telephone number of hospital located within 1.5 miles of the racetrack, which whom an agreement is in place to provide emergency medical services, 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:
Alta Bates Summit Medical Center, 2450 Ashby, Berkeley, CA 94705 (510) 204-4444
- F. Attach, in English and Spanish, the emergency medical plan procedures that will be posted in each jockey's room to be used in the event of an on-track injury to a jockey: **Attached**
- G. Name of health and safety manager and assistant manager responsible for compliance of health and safety provisions pursuant to Business and Professions Code section 19481.3(d):
Roy Roenbeck, Director of Safety and Compliance
Calvin Rainey, Assistant General Manager, serves as Assistant Safety Manager.
- H. Attach a fire clearance from the fire authority having jurisdiction over the premises.
Berkeley fire clearance letter attached
Albany fire clearance letter attached
- I. Name of the workers' compensation insurance carrier for the association and the number of the insurance policy (if self-insured, provide details): **Liberty Mutual Fire Insurance Co., Policy # WC2-B71-170912-012 expires June 30, 2013**
- J. Attach a Certificate of Insurance for workers' compensation coverage. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of insurance that secures the liability of the association for payment of workers' compensation.
Workers' Compensation certificate of insurance attached

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



GOLDEN GATE FIELDS
Description of GGF Medical Clinic
(Live Racing)

Services (Mission)

- Pre-race examinations on jockeys;
- Preventive & curative medical services for jockeys;
- Urgent care facility for jockeys;
- Assist CHRB in assessment of any impaired individuals.

Staffing

- Physician Medical Director (“Track Physician”).

Equipment

- Advanced cardiac life support (ACLS) equipment;
- 12-Lead EKG;
- Lung function testing equipment;
- Ultrasound (for internal organ injury assessment);
- Blood work & hematology supplies & equipment;
- Basic surgical care supplies & equipment.

Availability

- One-hour before first posted race until one-to-two hours following last posted race;
- Extended hours for necessary follow-up care and/or upon request from track management or CHRB.



EMERGENCY MEDICAL PROCEDURES

-LIVE RACING-

FOR ON-TRACK INJURY TO JOCKEYS

"FIRST RESPONSE"

- In the event of an accident, the Stewards and/or Outriders shall immediately contact the Track Physician ("Jockey Down") using Radio Channel #7 (*or the accident may very well be witnessed directly by the Track Physician*);
- The on-track GGF Human Ambulance (manned by GGF-contracted contracted medical personnel) and the Track Physician (transported via the GGF "chase" or "Vet" truck) shall respond immediately to the site of the accident;
- The attending medical professionals shall arrive equipped with advanced cardiac life support (ACLS) and other necessary acute medical treatment equipment & supplies;
- An "on-site evaluation" of injuries to the jockey(s) shall be made by the Track Physician.



"ON-SITE EVALUATION"

- Based on the Track Physician's "on-site evaluation" of injuries, a decision shall be made to either treat the injured jockey(s) on-site or to request emergency medical transport for off-site treatment at a hospital trauma center;
 - If on-site treatment is deemed sufficient, the GGF Human Ambulance shall transport the injured jockey(s) directly to the GGF Medical Clinic; or,
 - If off-site treatment is deemed necessary, "911" shall be used to summon a City of Albany Fire Dept. ambulance (*a Fire Dept. truck shall also respond*).



"INJURY TREATMENT"

- If the injured jockey(s) is treated at the GGF Medical Clinic, the Track Physician shall be the primary care provider unless (or until) the Track Physician surrenders custody of the patient based on his/her medical judgment;
- If the City of Albany Fire Dept. ambulance is summoned to respond, the injured jockey(s) shall be transferred to this ambulance (*accompanied by the Track Physician*) at either of the two following locations for transport to a local hospital;
 - If the injuries are deemed less severe, the jockey will be transported by the GGF Human Ambulance to an off-track location for pick-up by the City of Albany Fire Dept. ambulance; or,
 - If the injuries are deemed severe and the jockey(s) cannot be moved, the City of Albany Fire Dept. ambulance will be escorted by GGF security personnel directly onto the track for patient pickup.



"POST INJURY ACTIVITIES"

- The incident must be reported immediately to the appropriate CHSA representative;
- In consultation with the Track Physician, an "Accident/Injury Investigation Report" must be completed by track management following completion of the above-noted procedures.

Should the GGF Human Ambulance need to leave the track premises, for whatever reason(s), racing must be delayed until a city-chartered or other substitute ambulance is on-site and available for on-track medical service.



EMERGENCY MEDICAL PROCEDURES -MORNING TRAINING-

FOR ON-TRACK INJURY TO JOCKEYS OR EXERCISE RIDERS

"FIRST RESPONSE"

- In the event of an accident, the Outriders shall immediately contact the on-track GGF Human Ambulance using Radio Channel #1 ("Rider Down");
(or the accident may very well be witnessed directly by the Ambulance Crew);
- The on-track GGF Human Ambulance (manned by GGF-contracted medical personnel) shall respond immediately to the site of the accident;
- The attending contracted medical personnel shall arrive equipped with advanced cardiac life support (ACLS) and other necessary acute medical treatment equipment & supplies;
- An "on-site evaluation" of injuries to the jockey(s) or exercise rider(s) shall be made by the attending contracted medical personnel.



"ON-SITE EVALUATION"

- Based on the attending contracted medical personnel "on-site evaluation" of injuries, a decision shall be made to either treat the injured jockey(s) or exercise rider(s) on-site or to request emergency medical transport for off-site treatment at a hospital trauma center;
 - If on-site treatment is deemed sufficient, the GGF Human Ambulance shall provide the injured jockey(s) or exercise rider(s) with appropriate medical treatment; or,
 - If off-site treatment is deemed necessary, "911" shall be used to summon a City of Albany Fire Dept. ambulance *(a Fire Dept. truck shall also respond)*.



"INJURY TREATMENT"

- If an injured jockey(s) is treated on-site:
 - the attending contracted medical personnel shall provide medical treatment until surrendering custody of the patient based on his/her medical judgment;
 - the Track Physician of the GGF Medical Clinic shall likewise be notified either via telephone or when arriving on-site (live race days only).
- If an exercise rider(s) is treated on-site:
 - the attending contracted medical personnel shall provide medical treatment until surrendering custody of the patient based on his/her medical judgment;
- If the City of Albany Fire Dept. ambulance is summoned to respond, the injured jockey(s) or exercise rider(s) shall be transferred to this ambulance at either of the two following locations for transport to a local hospital;
 - If the injuries are deemed less severe, the jockey(s) or exercise rider(s) will be transported by the GGF Human Ambulance to an off-track location for pick-up by the City of Albany Fire Dept. ambulance; or,
 - If the injuries are deemed severe and the jockey(s) or exercise rider(s) cannot be moved, the City of Albany Fire Dept. ambulance will be escorted by GGF security personnel directly onto the track for patient pickup.



"POST INJURY ACTIVITIES"

- The incident must be reported immediately to the appropriate CHSA representative;
- In consultation with the attending contracted medical personnel, an "Accident/Injury Investigation Report" must be completed by track management following completion of the above-noted procedures.

Should the GGF Human Ambulance need to leave the track premises, for whatever reason(s), all morning training must be delayed until a city-chartered or other substitute ambulance is on-site and available for on-track medical service.



PROCEDIMIENTOS MÉDICOS DE EMERGENCIA
-DURANTE LAS CARRERAS-
PARA HERIDAS A JINETES EN LA PISTA

"PRIMEROS AUXILIOS"

- En caso de accidente, los comisarios de carreras y/o los paradores deberán contactarse de inmediato con el médico de la pista (por "jinete caído"), a través del canal de radio n.º 7 (o tal vez el médico de la pista presencia el accidente directamente);
- La Ambulancia para pacientes humanos del Golden Gate Fields (GGF) que se encuentra en la pista (con personal médico contratado del GGF) y el médico de la pista (que se trasladará en el camión escolta o veterinario del GGF) deberán atender al jinete de inmediato en el lugar del accidente;
- Los profesionales médicos que asistan deberán contar con conocimientos en soporte vital cardiovascular avanzado (SVCA) y demás equipos y suministros necesarios de tratamiento médico inmediato;
- El médico de la pista llevará a cabo una "evaluación en el lugar" de las heridas del jinete.



"EVALUACIÓN EN EL LUGAR"

- De acuerdo con la evaluación de las heridas que realice el médico en la pista, se tomará una decisión acerca de tratar al jinete herido en dicho lugar o bien solicitar un transporte médico para emergencias para llevar a cabo un tratamiento en un centro de traumatología;
 - Si se considera suficiente el tratamiento en el lugar, la Ambulancia del GGF deberá trasladar al jinete herido directamente a la Clínica Médica del GGF o
 - Si es necesario un tratamiento fuera del predio, se deberá utilizar el "911" para llamar una ambulancia del Departamento de Bomberos de la ciudad de Albany (también podrá actuar un camión del Departamento de Bomberos).



"TRATAMIENTO DE HERIDAS"

- Si el jinete herido recibe tratamiento en la Clínica Médica del GGF, el médico de la pista deberá ser el que provea asistencia primaria a menos que (o hasta que) derive al paciente de acuerdo con su criterio médico;
- Si se llama la ambulancia del Departamento de Bomberos de la ciudad de Albany para brindar atención, se deberá trasladar al jinete herido en dicha ambulancia (*acompañado por el médico de la pista*) hasta una de las siguientes ubicaciones para trasladarlo a un hospital local;
 - Si las heridas se consideran poco graves, se trasladará al jinete en la Ambulancia del GGF fuera de la pista para que lo recoja la ambulancia del Departamento de Bomberos de la ciudad de Albany o
 - Si las heridas se consideran graves y no se puede movilizar al jinete, el personal de seguridad del GGF escoltará la ambulancia del Departamento de Bomberos de la ciudad de Albany directamente hacia la pista para que recoja al paciente.



"ACTIVIDADES POSTERIORES A LAS HERIDAS"

- Se debe informar el incidente de inmediato al representante correspondiente de la Asociación de jinetes de California (CSHA, por su sigla en Inglés);
- Con el asesoramiento del médico de la pista, la gerencia debe completar un "Informe de investigación de accidentes/ heridas" luego de que se completan los procedimientos que se apuntaron anteriormente.

Si la Ambulancia del GGF debe retirarse del predio, por cualquier motivo, se debe demorar la carrera hasta que una ambulancia de la ciudad u otra de reemplazo se encuentre en el lugar y disponible para brindar servicio médico en la pista.

(REV 2.0, OCTUBRE 2011)



PROCEDIMIENTOS MÉDICOS DE EMERGENCIA -ENTRENAMIENTO MATUTINO-

PARA HERIDAS A JINETES O JINETES DE EJERCICIO EN LA PISTA

"PRIMEROS AUXILIOS"

- En caso de accidente, los paradores deberán contactarse de inmediato con la Ambulancia para pacientes humanos del Golden Gate Fields (GGF) a través del canal de radio n.º 1 (por "jinete caído") (o tal vez el equipo de la ambulancia presencia el accidente directamente);
- La Ambulancia del GGF (con personal médico contratado del GGF) deberá actuar de inmediato en el lugar del accidente;
- El personal médico contratado que asista deberá contar con conocimientos en soporte vital cardiovascular avanzado (SVCA) y demás equipos y suministros necesarios de tratamiento médico inmediato;
- Dicho personal llevará a cabo una "evaluación en el lugar" de las heridas del jinete o del jinete de ejercicio.



"EVALUACIÓN EN EL LUGAR"

- De acuerdo con la evaluación de las heridas que realice el personal médico contratado en el lugar, se tomará una decisión acerca de tratar al jinete o jinete de ejercicio herido en dicho lugar o bien solicitar un transporte médico para emergencias para llevar a cabo un tratamiento en un centro de traumatología;
 - Si se considera suficiente el tratamiento en el lugar, la Ambulancia del GGF deberá proporcionar el tratamiento médico correspondiente al jinete o jinete de ejercicio herido o
 - Si es necesario un tratamiento fuera del predio, se deberá utilizar el "911" para llamar una ambulancia del Departamento de Bomberos de la ciudad de Albany (también podrá actuar un camión del Departamento de Bomberos).



"TRATAMIENTO DE HERIDAS"

- Si se trata un jinete herido en el lugar:
 - el personal médico contratado que asista deberá proveer tratamiento médico hasta que derive al paciente de acuerdo con su criterio médico;
 - también se deberá notificar al médico de la pista de la Clínica Médica del GGF ya sea por vía telefónica o cuando llegue al lugar (únicamente los días de carreras).
- Si se trata un jinete de ejercicio en el lugar:
 - el personal médico contratado que asista deberá proveer tratamiento médico hasta derivar al paciente de acuerdo con su criterio médico;
- Si se llama a la ambulancia del Departamento de Bomberos de la ciudad de Albany para brindar atención, se trasladará al jinete o jinete de ejercicio herido en dicha ambulancia hasta una de las siguientes ubicaciones para trasladarlo a un hospital local;
 - Si las heridas se consideran poco graves, se trasladará al jinete o jinete de ejercicio en la Ambulancia del GGF fuera de la pista para que lo recoja la ambulancia del Departamento de Bomberos de la ciudad de Albany o
 - Si las heridas se consideran graves y no se pueden movilizar al jinete o jinete de ejercicio, el personal de seguridad del GGF escoltará la ambulancia del Departamento de Bomberos de la ciudad de Albany directamente hacia la pista para que recoja al paciente.



"ACTIVIDADES POSTERIORES A LAS HERIDAS"

- Se debe informar el incidente de inmediato al representante correspondiente de la Asociación de jinetes de California (CSHA, por su sigla en inglés);
- Con el asesoramiento del personal médico contratado que asista, la gerencia debe completar un "Informe de Investigación de accidentes/ heridas" luego de que se completen los procedimientos que se apuntaron anteriormente.

Si la Ambulancia del GGF debe retirarse del predio, por cualquier motivo, se deben demorar todos los entrenamientos matutinos hasta que una ambulancia de la ciudad u otra de reemplazo se encuentre en el lugar y disponible para brindar servicio médico en la pista.
(REV 2.0, OCTUBRE 2011)



Department of Fire and Emergency Services
Division of Fire Prevention

Date: 14 December 2011

Merry Scalzo
Director of Operations
Golden Gate Fields
1100 Eastshore Highway
Albany, CA 94706
Phone (510) 559-7325
Fax (510) 559-7465

Subject: Fire & Life Safety Inspection – Golden Gate Fields - Stables

On December 14, 2011 the Berkeley Fire Prevention Division conducted an annual inspection of the Golden Gate Field Horse Stables. This inspection will be valid through December 14, 2012. Our fire life safety report indicates that there are no outstanding violations noted or corrections need to be made at this time.

Should you have any questions regarding the annual inspection please call my office (510.981-5582) at your convenience.

Thank you for your time and I look forward to speaking with you in the near future.

A handwritten signature in black ink, appearing to read "Stan Fernandez".

Stan Fernandez
Fire Inspector / Investigator



City of Albany

1000 SAN PABLO AVE. • ALBANY, CALIF. 94706 • TELEPHONE (510) 528-5775 • FAX (510) 528-5774

FIRE DEPARTMENT
FIRE PREVENTION BUREAU

18 May 2012

Calvin Rainey
Vice-President and Assistant General Manager
Golden Gate Fields
1100 Eastshore Highway
Albany, CA 94706

Dear Mr. Rainey,

The Albany Fire Prevention Bureau conducted a Fire and Life Safety inspection under the Fire Prevention Code, NFPA 1, and the Fundamental Requirements listed in the *Life Safety Code*, NFPA 101, Chapter 2, the 2010 California Fire Code and California Code of Regulations, on December 5, December 7 and December 13, 2011. All areas of Golden Gate Fields Race Track, within the jurisdiction of the Albany Fire Department have been inspected. Areas include the Administration Offices, kitchens, public areas and non-public areas of the Club House & Turf Club, public areas and non-public areas of A & B Decks, snack shops on all levels, underground level, Jockeys building, the Corporation Yard and the Equine Hospital.

GENERAL

These buildings are in good condition. Housekeeping in the public and non-public areas are well maintained, fire extinguishers, exit/panic hardware, egress doors are in operational condition. Multiple exit signs and emergency illumination devices need batteries or bulbs replaced to remain in operational condition. All Fire & Life Safety general requirements are being maintained.

Letter of Correction Notices for GGF Main Building – Administration Offices, kitchens, public areas and non-public areas of the Club House & Turf Club, public areas and non-public areas of A & B Decks, snack shops on all levels, underground level, Jockeys building, Corporation Yard and the Equine Hospital shall follow under separate cover.

Conditional Fire Clearance

Conditional fire clearance is granted to Golden Gate Fields/ Pacific Racing Association for the

June 18, 2012 – December 31, 2012 racing season. During the racing season of the June 2012 – December 2012, the Albany Fire Prevention Bureau will conduct periodic Fire & Life Safety Inspections. If a flagrant Fire or Life Safety violation is discovered during GGF's/PRA racing season, their fire clearance shall be revoked.

If you have any questions, please do not hesitate to contact me at (510) 528-5775.

Sincerely,



Brian J. Crudo
Battalion Chief/Fire Marshal

cc: Ed Tubbs, Fire Chief
Andrea Ogden, C.H.R.B.
Peter Tunney, Executive Vice-President, GGF
Joe Morris, General Manager, GGF
Merry Scalzo, Director of Operations, GGF
Roy Roenbeck, Director of Safety and Compliance, GGF



Certificate of Insurance

No. 2012-126

Dated: June 29, 2012

This document supersedes any certificate previously issued under this number

This is to certify that the Policy(ies) of insurance listed below ("Policy" or "Policies") have been issued to the Named Insured identified below for the policy period(s) indicated. This certificate is issued as a matter of information only and confers no rights upon the Certificate Holder named below other than those provided by the Policy(ies).

Notwithstanding any requirement, term or condition of any contract or any other document with respect to which this certificate may be issued or may pertain, the insurance afforded by the Policy(ies) is subject to all the terms, conditions and exclusions of such Policy(ies). This certificate does not amend, extend or alter the coverage afforded by the Policy(ies). Limits shown are intended to address contractual obligations of the Named Insured.

Limits may have been reduced since Policy effective date(s) as a result of a claim or claims.

Certificate Holder:

California Horse Racing Board
1010 Hurley Way
Sacramento, CA 95825

Attn.: Insurance Department

Named Insured and Address:

445327 Ontario Limited D/B/A The Stronach Group and their subsidiaries
455 Magna Drive
Aurora, ON L4G 7A9

Subsidiary/Division:

Pacific Racing Association dba Golden Gate Fields
1100 Eastshore Highway
Albany, CA 94706

This certificate is issued regarding:

Evidence of Insurance

Type(s) of Insurance	Insurer(s)	Policy Number(s)	Effective/ Expiry Dates	Sums Insured Or Limits of Liability	
COMMERCIAL GENERAL LIABILITY	Zurich American Insurance Company	GLO 9302183-10	Jun 30, 2012 to Jun 30, 2013	Each Occurrence	USD 2,000,000
				Products-Completed Operations Aggregate	USD 2,000,000
				General Aggregate	USD 2,000,000
WORKERS' COMPENSATION & EMPLOYERS' LIAB	LIBERTY MUTUAL FIRE INSURANCE CO	WC2-B71-170912-012	Jun 30, 2012 to Jun 30, 2013	Workers' Compensation	Statutory
				Employers' Liability Each Accident	USD 1,000,000 Bodily Injury by Accident
				Employers' Liability Each Employee	USD 1,000,000 Bodily Injury by Disease
				Employers' Liability Policy Limit	USD 1,000,000 Bodily Injury by Disease

Additional information:

The Commercial General Liability Policy, GLO9302183-10, placement was made by Marsh Commercial Business Center, a Service of Seabury & Smith, Inc., 9830 Colonnade Blvd # 400, San Antonio, TX 78230. Marsh Canada Limited has only acted in the role of a consultant to the client with respect to this placement, which is indicated here for your convenience.

The Workers' Compensation and Employers' Liability Policy, WC2B71170912012, placement was made by Marsh USA Inc. Marsh Canada Limited has only acted in the role of a consultant to the client with respect to this placement, which is indicated here for your convenience.

Notice of cancellation:

The insurer(s) affording coverage under the policies described herein will not notify the certificate holder named herein of the cancellation of such coverage.

Marsh Canada Limited

161 Bay Street, Suite 1400

Toronto, ON M5J 2S4

Telephone: 416-868-7252

Fax: 416-868-7360

antonio.j.hechanova@marsh.com

Marsh Canada Limited

By:

Antonio Hechanova

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.

16. 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:

Armored Car Services Loomis Armored Car, P.O. Box 44196, San Francisco, CA 94144

Track Physician Dr. David Seftel, Conocen Corp., 20066 Austin Lane, Castro Valley, CA 94546

Official Program Del Mar Graphics, 1100 Eastshore Highway, Albany, CA 94706

Jockey's Laundry F. Lorene Dutton, Bailey's Mobile Laundry, 3263 Vineyard Ave., Pleasanton, CA 94566

Starting Gate Mike Costello, United Puett Starting Gate Co., P.O. Box 18, S. Salem, NY 10590

Track Photographer Bill Vassar, Vassar Photography, 1167 Sapphire Drive, Livermore, CA 94550

Does the association provide its own concessions? Yes No

17. ON-TRACK ATTENDANCE/FAN DEVELOPMENT

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

2012 Marketing Plan on file with the Board

The 2012 Fall promotional/giveaway schedule attached (subject to change):

B. Promotional/ Marketing budget for this race meeting: **Attached**

Promotional/Marketing budget for prior race meeting: **Attached**

C. Number of hosts and hostesses employed for meeting:

2 Customer Service Representatives

5 Group Sales Representatives

D. Describe facilities set aside for new fans:

Customer Service – Our customer service center is open year round with trained customer service representatives to assist fans with general racing information, maintain our frequent fan club known as the THOROUGHBREDS, and assist with XpressBet sign ups and account maintenance

Mutuel Newcomer Window - A specific Mutuel teller window has been created which includes a hand-selected Mutuel clerk trained in customer service

Group Sales Contest Area – All group attendees can enter contests for prizes which creates a festive atmosphere where people can mingle and share their handicapping prowess

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

Golden Gate Fields Fall Meet Promotions Schedule
(October 18 – December 16, 2012)

October 19:

Senior Friday

October 20:

Dogtoberfest

Dog Day at the Races

Dog Costume Contest

Beer Garden

Family Fun Day

Golden Gate Gold Voucher Promotion

October 21:

Dollar NFL Sunday

\$1 General Admission

\$1 General Parking

\$1 Programs

\$1 Hot Dogs

\$1 Sodas

\$1 Beers

NFL Sunday Ticket

Golden Gate Gold Voucher Promotion

October 26:

Senior Friday

October 27:

Halloween Family Day

Bounce Houses

Rock Wall

Zip Line

Bungee Walls

Golden Gate Gold Voucher Promotion

Golden Gate Fields Fall Meet Promotions Schedule
(October 18 – December 16, 2012)

October 28:

Dollar NFL Sunday
\$1 General Admission
\$1 General Parking
\$1 Programs
\$1 Hot Dogs
\$1 Sodas
\$1 Beers
NFL Sunday Ticket
Golden Gate Gold Voucher Promotion

November 2:

Senior Friday

November 3:

Breeders' Cup Day 1
On Track Raffle
Golden Gate Gold Voucher Promotion

November 4:

Breeders' Cup Day 2
Dollar NFL Sunday
\$1 General Admission
\$1 General Parking
\$1 Programs
\$1 Hot Dogs
\$1 Sodas
\$1 Beers
NFL Sunday Ticket
Golden Gate Gold Voucher Promotion

November 9:

Senior Friday

Golden Gate Fields Fall Meet Promotions Schedule
(October 18 – December 16, 2012)

November 10:

Hispanic Heritage Day
Live Music
Cultural Dances
Telemundo Money Machine
La Raza remote broadcast
Clown Troop
SJ Earthquakes giveaway booth
Golden Gate Gold Voucher Promotion

November 11:

Veterans' Day Celebration
Dollar NFL Sunday
\$1 General Admission
\$1 General Parking
\$1 Programs
\$1 Hot Dogs
\$1 Sodas
\$1 Beers
NFL Sunday Ticket
Golden Gate Gold Voucher Promotion

November 16:

Senior Friday

November 17:

Food Drive
Golden Gate Gold Voucher Promotion

November 18:

Dollar NFL Sunday
\$1 General Admission
\$1 General Parking
\$1 Programs
\$1 Hot Dogs
\$1 Sodas
\$1 Beers
NFL Sunday Ticket
Golden Gate Gold Voucher Promotion

Golden Gate Fields Fall Meet Promotions Schedule
(October 18 – December 16, 2012)

November 22:

Thanksgiving Turf Club Buffet
Golden Gate Gold Voucher Promotion

November 23:

Senior Friday

November 24:

Toys-for-Tots Toy Drive
Golden Gate Gold Voucher Promotion

November 25:

Dollar NFL Sunday
\$1 General Admission
\$1 General Parking
\$1 Programs
\$1 Hot Dogs
\$1 Sodas
\$1 Beers
NFL Sunday Ticket
Golden Gate Gold Voucher Promotion

November 30:

Senior Friday

December 2:

Dollar NFL Sunday
\$1 General Admission
\$1 General Parking
\$1 Programs
\$1 Hot Dogs
\$1 Sodas
\$1 Beers
NFL Sunday Ticket
Golden Gate Gold Voucher Promotion

December 7:

Senior Friday

Golden Gate Fields Fall Meet Promotions Schedule
(October 18 – December 16, 2012)

December 9:

Dollar NFL Sunday
\$1 General Admission
\$1 General Parking
\$1 Programs
\$1 Hot Dogs
\$1 Sodas
\$1 Beers
NFL Sunday Ticket
Golden Gate Gold Voucher Promotion

December 16:

Dollar NFL Sunday
\$1 General Admission
\$1 General Parking
\$1 Programs
\$1 Hot Dogs
\$1 Sodas
\$1 Beers
NFL Sunday Ticket
Golden Gate Gold Voucher Promotion

Horseman Outreach Program Every Saturday and Sunday:

River Rock Casino Race of the Day – Every Saturday and Sunday during the summer meet at Golden Gate Fields, one race will be designated as the *River Rock Casino Race of the Day* where the winner of the race will receive a premium horse blanket featuring the logo of track sponsor River Rock Casino.

- 1.. Horsemen
 - o Ongoing barn and roadway renovations in the barn area
 - o Jockey room renovation
- 2. Fans
 - o Provide pre-race background music for fans throughout the facility.
 - o Added 40+ Jockey silk graphics to B Deck portraying past winners of the El Camino Real Derby.
 - o Created new outside VIP area on Club House level.
- 3. Facilities in the restricted areas Equine Hospital

18. SCHEDULE OF CHARGES

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

Admission (general)	\$6.00 – Bundled price includes free program
Admission (club house)	\$8.00 – Bundled price includes free program
Admission (turf club)	\$10.00 Weekdays – Bundled price includes free program
Admission (turf club)	\$15.00 Weekends/Holidays – Bundled price includes free program
Reserved seating (general)	N/A
Reserved seating (clubhouse)	\$3.00 (Free with Thoroughbreds card)
Parking (general)	\$4.00
Parking (preferred)	\$8.00
Parking (valet)	\$8.00
Programs (on-track)	\$2.50
(off-track)	\$2.50

Thoroughbred Club Members

Bundled Pricing includes free program

General Admission:		Club House Admission:	
1-10 Visits	\$5.00	1-10 Visits	\$6.00
11-20 Visits	\$4.00	11-20 Visits	\$5.00
21-30 Visits	\$3.00	21-30 Visits	\$4.00
31-40 Visits	\$2.00	31-40 Visits	\$3.00
Over 40 Visits	\$1.00	Over 40 Visits	\$2.00
		Reserved seating	Free

Thoroughbred Club Prepaid Admission/Program Packages

TB Club Members can purchase a minimum of 30 Prepaid G/A admissions @ \$2.00 each
 TB Club Members can purchase a minimum of 15 Prepaid C/H admissions @ 4.00 each

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

Turf Club – Full Season Single Membership	\$ 1,000.00
Turf Club – Full Season Dual Membership	\$ 2,000.00
Top of the Stretch – Full Season Membership	\$ 500.00
Club House Box (4 seats, no admission)	\$ 450.00
Club House Season Pass (Admission only)	\$ 400.00
Grandstand Season Pass (Admission only)	\$ 200.00

- C. Describe any "package" plans such as combined parking, admission and program:
Bundled pricing, except on \$1 Sundays, includes admission and program (see above)

19. JOCKEYS/DRIVERS' QUARTERS

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

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

- B. Describe the quarters to be used for female jockeys/drivers: **Fifteen by twenty foot room accessed from a community hallway. The room as a television and bed with attached shower room, sink, and toilet.**

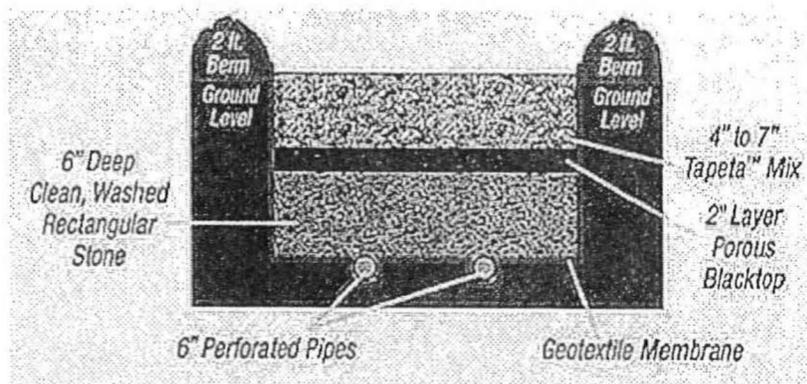
20. BACKSTRETCH EMPLOYEE HOUSING

- A. Inspection of backstretch housing has been requested and will be completed prior to the beginning of the race meet.
- B. Number of rooms used for housing on the backstretch of the racetrack: **128**
- C. Number of restrooms available on the backstretch of the racetrack: **18 with showers, 7 in office areas.**
- D. Estimated ratio of restroom facilities to the number of backstretch personnel:
1 restroom for every 12 people

21. TRACK SAFETY

- A. Total distance of the racecourse - measured from the finish line counterclockwise (3' from the inner railing) back to the finish line: feet.
- B. Describe the type of track surface at the facility, including the specific track surface composition:

Tapeta® Footings Synthetic Track Surface



- C. The percent of cross slope in the straight-aways is: **1.5%**
The percent of cross slope in the center of the turns is: **4%**
- 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.
Inner and outer railings are metal gooseneck. Coverings are Rider Protection Rail by Horsemen's Track & Equipment, Inc. Approximate height of the top of the inner railing is 42 inches.
- E. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474:
Juan Meza
- 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. **Not applicable**

22. DECLARATIONS

- A. All labor and lease agreements and concession and service contracts necessary to conduct the entire meeting have been finalized except as follows (if no exceptions, so state): **No exceptions**
- B. Attach each horsemen's agreement pursuant to CHRB Rule 2044.
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). **N/A**
- 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.

23. 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.

Joseph Morris
Print Name


Signature

J. G.M.
Print Title

7/18/12
Date

STAFF ANALYSIS
August 23, 2012

Issue: APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE WATCH AND WAGER, LLC AT CAL EXPO NOVEMBER 2, 2012 THROUGH DECEMBER 22, 2012.

The Watch and Wager.com, LLC (WAW) is a new racing association applying to run a harness race meeting at Cal Expo. WAW reported it's owned by European Wagering Services Limited (EWS), an Isle of Man, United Kingdom company. EWS is a wholly owned subsidiary of Webis Holdings PLC. EWS holds licenses with the Isle of Man Gambling Supervision Commission and the North Dakota Racing Commission for operating the advance deposit wagering platforms link2bet and Watch and Wager. WAW is seeking the Boards approval to contract the onsite daily management services of the harness race meeting with Golden Bear Racing, LLC (GBR).

Business and Professions Code section 19531 states the Board shall make allocation of racing weeks, including simultaneous racing between zones, as it deems appropriate. The maximum number of racing weeks that may be allocated for harness racing is 25 weeks per year in the northern zone. Business and Professions Code section 19549.6 states that notwithstanding subdivision (b) of section 19531 and sections 19540, 19546, and 19549, the Board may allocate additional weeks of harness racing to the California Exposition and State Fair in Sacramento or its lessee, to be raced at the California Exposition and State Fair in Sacramento.

At the February 23, 2012 Regular Meeting Mr. Dave Elliott of Cal Expo informed the Board that Cal Expo gave the California Harness Horsemen's Association a 180-day notice that it would not be operating a harness meeting beginning fall 2012. The fall harness meeting at Cal Expo traditionally ran from August through December. In June 2012 the Cal Expo board of directors approved terms outlining the major components of a proposed agreement for the operation of a harness race meeting at Cal Expo. The proposed meeting would be operated by EWS. WAW has not conducted harness racing in the northern zone at any time during the calendar year 2012.

At the July 19, 2012 Regular Meeting Cal Expo was allocated 16 harness racing dates to be operated by EWS at Cal Expo from November 2, 2012 through December 22, 2012, inclusive. During the July Meeting Alan Horowitz, California Harness Horsemen's Association alerted the Board that as of July 29, 2012, the fire marshal will no longer allow grooms/caretakers overnight in the Cal Expo tack rooms. The Board discussed the importance of an overnight presence for the safety of the horses. The Cal Expo Board stated that it would work on the tack room issue.

- November 2, 2012 through December 22, 2012, or 16 days, 31 days less than Cal Expo raced in 2011. In 2011 Cal Expo raced August 26, 2011 through December 17, 2011. The association proposes to race a total of approximately 240 races. The (actual) average daily purse for the Cal Expo 2011 meet during the same time period is \$45,848. The (estimated) average daily purse for this meet is \$55,362.
- The race dates proposed are the dates allocated:

November - 2012						
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 - 2012						
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 2 nights per week, Friday through Saturday.
- First post 5:55 p.m. daily.
 - The association requests authorization to alter post times as needed to compliment Los Alamitos, night thoroughbred and imported race schedules.
- Business and Professions Code section 19464(b) specifies no application for license to conduct a horse racing meeting shall be granted unless the applicant has deposited with the Board a surety bond in the amount of \$100,000, or a greater amount, as determined by the Board, which is sufficient to ensure payment of employees 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 that all payments are made. In the event of a dispute over the amount owed, the dispute shall be resolved through the grievance procedures set forth in the labor agreement of the union representing the class of employees affected.

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. Watch and Wagers initial race meeting will be conducted after 2001. Therefore, it is subject to the provisions of the Business and Professions Code section 19464(b).

- Pursuant to Business and Profession Code 19464(b) Watch and Wager is required to submit a \$100,000 surety bond payable to the Treasurer of the State of California to ensure payment of employee wages and benefits. WAW has submitted a \$100,000 cash deposit with the Board until they are able to obtain a surety bond.
- WAW is requesting a takeout reduction for three wagers on its nightly harness racing program. The proposed reduction is being sought for the \$ 1 Pick 4; ¢.50 Pick 5 and the ¢.10 Pentafecta. The Pick 4; Pick 5 and Pentafecta wagers are exotic wagers. The harness takeout for exotic wagers is 24.18% and WAW is seeking a 16% takeout for the three wagers listed. WAW represents that the Pick 4; Pick 5 and Pentafecta wagers are new. The Board's Rules and Regulations show that Rule 1976.9, Pick (n) Pool, was added in 1991 with the latest amendment in 2011. WAW has cited Business and Professions Code section 19610.8 in which they base its reduction request.

Business and Profession Code 19610.8 states upon the joint request of the association or fair accepting the wager, and the organization representing the horsemen and

horsewomen participating in the meeting of the association or fair accepting the wager, the Board may set the total percentage deducted from the parimutuel pool for proposition wagers and any new type of wager introduced after January 1, 2004, in an amount of at least 10 percent and not more than 30 percent of the amount handled in the pari-mutuel pool for the wager.

- Wagering program will use CHRB and ARCI rules.
 - Early wagering will begin at 10:00 a.m. each day.
 - ¢.50 Pick 5 will be offered on the third races with a 16% takeout, one tier payoff 100% carryover.
 - \$ 1 Pick 4 on races 11 through 15 card and 10 through 14 race cards – 16% takeout.
 - ¢.10 Pentafecta selecting the first five finishers. 100% payout, no consolation. 100% carryover if no winner. 16% take out.
- Advance Deposit Wagering (ADW) providers are Xpressbet, TwinSpires and TVG.

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

Summary of B&P code 19604

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

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

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

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

No documents have been received in compliance with Business and Professions Code section 19604.

- Simulcasting conducted with out-of-state racing jurisdictions pursuant to Business and Professions Code Section 19602; and with authorized locations throughout California.
- Request Carl Sobey is appointed as 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.
- A Golden Bear Racing (GBR) representative has reported that the Cal Expo track site will have two emergency medical technicians (EMT's) in the on-track ambulance.

Specific information **still needed** to complete this application includes:

1. Pertinent contract and/or agreements required pursuant to Business and Professions Code section 19604 that allows Watch and Wagers designated ADW providers to accept wagers on races conducted in and outside of California for the applied license term.
2. ADW horsemen approval
3. SCOTWINC simulcast agreement
4. Watch and Wager Financial information
5. Golden Bear Racing Financial information
6. Emergency Response Protocol
7. Name of Health and Safety, Manager and Assistant
8. Description of on-track first aid facility, equipment and staffing

Michael Tanner, US Trotting Association (USTA), submitted a letter dated July 30, 2012, in support of the European Wagering Services (Watch & Wager, LLC) race meet application and for the continuation of Standardbred racing in California. Ralph Scurfield, former member of the California Horse Racing Board, submitted a letter dated August 2, 2012, in support for the continuation of Harness Racing in California. Tom Charters, of The Hambletonian Society, Inc. submitted a letter dated August 6, 2012 in support of Golden Bear Racing LLC to operate upcoming harness racing meeting in California. Nancy Jones, of Chauffeurs, Teamsters and Helpers submitted a letter dated August 8, 2012 in support of the application of Watch and Wager to conduct a harness race meeting at Cal Expo. Paul Estok, Harness Track of America, Inc. submitted a letter dated August 15, 2012 in support of the continuation of harness racing in California and the application of Watch and Wager to conduct a harness race meeting at Cal Expo.

RECOMMENDATION:

If the application is considered for approval, staff recommends a contingent approval pending the submission of outstanding items.



U S T A
US Trotting Association

750 Michigan Avenue
Columbus, Ohio 43215-1191

Toll Free 1-877-800-USTA (8782)
(In The USA & Canada)
Phone 614/224-2291
Fax 614/224-4575
www.ustrotting.com

July 30, 2012

Via fax (916) 263-6042 and E-Mail – Kbrackpool@gmail.com and dichrb@gmail.com

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

Dear Chairman Brackpool:

On behalf of the nearly 20,000 members of the U.S. Trotting Association I would like to offer support for the granting of a pari-mutuel harness racing license for 2012-2013 to European Wagering Services (Watch & Wager LLC).

This endorsement is offered on a number of important grounds:

First, the continuation of Standardbred racing in California will offer stability that would both preserve jobs and protect the investment made by owners, breeders and suppliers of goods and services to the industry—as well as offer the possibility of increasing such investment. It will draw stables dispersed around North America during California's "dark" time back to the state and has the promise of possibly attracting new participants.

Second, the racing plan being proposed, while a departure from the past, promises higher purses during the race meeting, which will surely improve the quality level of the product presented to customers. California harness racing could return to national seasonal prominence with the success of this schedule benefiting California as well as the entire harness racing industry.

Also, Watch & Wager has contracted with Golden Bear Racing LLC for day-to-day racetrack operation. Golden Bear is comprised of Ben Kenney and Chris Schick. Ben is past president of the California Harness Horsemen's Association, has a strong financial background, and is passionate about our sport. Chris has served on our board for the past seventeen years, and has been involved with California harness racing for more than twenty years. Chris's insights into wagering produced the USTA's Strategic Wagering Program, which works with tracks to guarantee wagering pools, and is evidence of his inventive thinking, an indispensable asset to the application under consideration.

In summary, the USTA wholeheartedly endorses the application before you, knowing a strong, innovative and continuing Standardbred industry contributes to a healthy racing industry and strengthens it at all levels.

Respectfully,

THE UNITED STATES TROTTING ASSOCIATION

Michael J. Tanner
Executive Vice President/Chief Executive Officer

Chairman Keith Brackpool
California Horse Racing Board
1010 Hurley Ave, Suite 310
Sacramento, Ca 95825

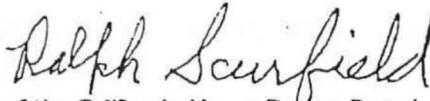
Date: 8/02/2012

Dear Chairman Brackpool,

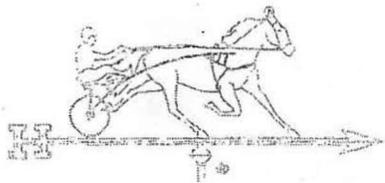
I would like to offer my support for the continuation of Harness Racing in California. It is a long standing legend. I am very familiar with the management team that the applicant Watch & Wager LLC has engaged to operate the proposed meet. Both Ben Kenney and Chris Schick are very passionate about saving the sport. Their experience in this industry is a tremendous asset for the harness racing industry. I have spoken with them regarding the new harness plan and feel confident it will provide stability for the industry. This meet is very important to Cal Expo and to the citizens of California that love to see the sulkies. I hope you and the entire board will back this proposal.

Sincerely,

Ralph Scurfield
Former member of the California Horse Racing Board



RECEIVED
CHRB
2012 AUG -2 PM 2:04



The Hambletonian Society, Inc.

BY FAX: (916) 263-6042

August 6, 2012

Chairman, Keith Brackpool
 California Horse Racing Board
 1010 Hurley Avenue
 Sacramento, Ca 95825
 Fax: 916- 263-6042

Dear Chairman Brackpool,

I write to you in support of Golden Bear Racing LLC's application to operate the upcoming harness racing meeting in California. I needn't tell you of the importance of maintaining harness racing within the state and believe that Golden Bear Racing under the management of Ben Kenney and Christopher Schick would provide the experience, expertise and enthusiasm to sustain and grow the Standardbred industry in California.

I have known Mr. Schick since 1996 when he was selected to be the U.S. Trotting Association Director from California. For the past half dozen years or so we have worked with him to insure that California has been a major part of the national simulcast network for the Hambletonian and the Breeders Crown championship events. In the past two years I believe Mr. Schick has been the one individual most instrumental in initiating, formulating and driving the USTA's Strategic Wagering initiative, a national program targeted at the fans and customers which is designed to promote harness racing at racetracks both large and small in today's simulcasting marketplace. He has demonstrated to me time and again that he understands the business of pari-mutuels as well as the viewpoint and interests of the customer. His passion for the sport is infectious. I have always found him to be informed, industrious and trustworthy. I think he also understands the perspective of horsemen from his active role as a U.S.T.A. director. Although I do not know Mr. Kenney personally, his experience as an owner and breeder, and president of the California horsemen's group will also serve him well in facing the challenges that confront harness racing, let alone all of horse racing, in California.

It is not only important -- but essential -- that the C.H.R.B. provide continuity for the Standardbred industry in California by granting dates to an experienced and dynamic Standardbred operator and I believe the Golden Bear Racing LLC management team of Mr. Kenney and Mr. Schick are well qualified and deserving.

If you require any further information, please feel free to contact me. I remain

Sincerely yours

THE HAMBLETONIAN SOCIETY, INC.

Tom Charters
 President & C.E.O.

JIM TOBIN
SECRETARY - TREASURER



CHAUFFEURS, TEAMSTERS AND HELPERS

LOCAL NO. 150
7120 EAST PARKWAY - SACRAMENTO, CALIFORNIA 95823
TELEPHONE (916) 392-7070 FAX 392-7675



AFFILIATED WITH THE INTERNATIONAL BROTHERHOOD OF TEAMSTERS

August 8, 2012

Certified Mail: 7010 1060 0002 4700 8444
& Fax: (916) 263-6042

Chairman Keith Brackpool
California Horse Racing Board
1010 Hurley Ave., Suite #300
Sacramento, CA 95825

Dear Mr. Brackpool:

My name is Nancy Jones and I am the Business Agent with Teamsters, Local 150 representing the track maintenance employees for Harness Racing at Cal Expo. The continuation of the harness racing industry at Cal Expo is of vital importance to the families of the dedicated professional staff we represent.

This letter is on behalf of Chris Schick and Ben Kenny with Golden Bear Racing. I am proud to say I have had the opportunity and pleasure of working with Chris Schick in the past with Sacramento Harness Association while at Cal Expo in Sacramento, California. We had a great professional relationship without any issues whatsoever.

I am hopeful you will provide licensing to Mr. Schick and his group. I know he is honest, hardworking and has passion about this industry. Hopefully, he will be allowed this opportunity to turn the Sacramento area harness racing around and make it excel. This would allow consistency with the employees and provide a seamless transition into the existing collective bargaining agreement.

Please feel free to contact me if you have any questions or if I can be of any assistance.

Sincerely,
Nancy Jones
Business Representative

NJ/lmb

cc: Jim Tobin, Secretary-Treasurer



**HARNESSTRACKS
OF AMERICA**

12025 EAST DRY GULCH PLACE / TUCSON, ARIZONA 85749
(520) 529-2525 • Fax (520) 529-3235 • e-mail: info@harnesstracks.com
www.harnesstracks.com

Paul J. Estok, Executive Vice President and General Counsel
paul.estok@azbar.org • Cell (520) 907-5726

August 15, 2012

VIA FAX, E-MAIL AND U.S. MAIL

Chairman Keith Brackpool
California Horse Racing Board
1010 Hurley Avenue, Suite 300
Sacramento, CA 95825

Dear Chairman Brackpool:

I write to you as Executive Vice President of Harness Tracks of America ("HTA"), a trade association of North America's finest harness racetracks, in support of the continuation of harness racing in California and the application to race at Cal Expo made by Watch and Wager LLC scheduled for consideration at the August 23, 2012, meeting of the California Horse Racing Board ("CHRB").

Harness racing and Standardbred horses have a long history in California. Business titan Leland Stanford was an innovative 19th century horse owner and breeder who built a world-renowned Standardbred nursery in Northern California where he put his pioneering equine theories into practice. And harness racing was conducted and prospered at many locations in California over the course of the 19th and 20th centuries. My good friend, colleague and predecessor at HTA, the late Stanley Bergstein, began his career at a Western Harness race meet at Santa Anita Park not long after World War II and California harness racing continued to hold a special place in his heart throughout his life.

While the business climate may be difficult for the pari-mutuel industry in 2012, it is my belief that every feasible opportunity to perpetuate California's storied

harness racing industry should be explored. For example, given an opportunity to race for six months a year, a Cal Expo harness racing operator could take advantage of the Sacramento area's relatively mild winters to become a major player and simulcast exporter during a time when racing facilities in the Midwest and on the East Coast are fighting snow and sub-freezing temperatures.

Revitalizing harness racing in California will also require managers with knowledge and creativity. For this reason it is fortunate that Golden Bear Racing LLC and its principals, Mr. Chris Schick and Mr. Ben Kenney are central to Watch and Wager's license application. Few individuals have more experience in California harness racing than these two gentlemen. Mr. Kenney, as a horse breeder and owner and as past president of the California Harness Horsemen's Association, possesses substantial business skills as well as working relationships with horsemen in California and around the United States. Mr. Schick has been and continues to be one of the most well-regarded racing executives and harness racing promoters in North America. As a friend of horsemen and as a track manager, Mr. Schick's knowledge, integrity and creativity are respected across the country, as evidenced by his appointment by the directors of the United States Trotting Association to lead that association's Strategic Wagering Initiative, a wildly successful effort to implement new wagering opportunities such as guaranteed-pool wagers as a means of promoting increased pari-mutuel handle and attracting new players while continuing to serve harness racing's core customer base.

Harness racing in California is at a crossroads, just as racing is in many jurisdictions in North America. It is fortunate that at this time of crisis, Watch and Wager LLC and the principals of Golden Bear Racing LLC have come forward with a plan to revitalize and rebuild harness racing in the state. Their efforts should be encouraged and applauded. It is my hope that after careful examination, you will look favorably upon Watch and Wager and Golden Bear Racing and approve their application for a racing permit.

Thank you for your consideration.

Sincerely,



Paul J. Estok

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: Watch and Wager.com LLC, 20 California St 7th Floor, San Francisco, Ca, 94111 415-503-4041, Ed Comins, ecomins@link2bet.com
- B. Breed of horse: TB QH H
- C. Racetrack name: California Exposition & State Fair (Cal Expo)
- 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.
- 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 2nd, 2012 thru December 22, 2012
- B. Actual dates racing will be held: November 2, 3, 9, 10, 16, 17, 23, 24, 30. December 1, 7, 8, 14, 15, 21, 22.
- C. Total number of days or nights of racing: 16
- D. Days or nights of the week races will be held:
 Wed - Sun Tues - Sat Other (specify) Friday & Saturday
- E. Number of days or nights of racing per week: 2

CHRB CERTIFICATION

Application received: 7/23/12
Deposit received: JOK
Reviewed: *app*

Hearing date: 8/23/12
Approved date:
License number:

3. RACING PROGRAM

- A. Total number of races: Up to 240.
- B. Number of races for each day or night: Up to 15 nightly.
- C. Total number of stakes races: 12.
- 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. Attached
- E. Will provisions be made for owners and trainers to use their own registered colors?
 Yes No If no, what racing colors are to be used: Drivers and Trainers will use their own registered colors.
- F. List all post times for the daily racing program: First Post 5:55 pm. Post times to be coordinated with Los Alamitos, and Hollywood Park Friday evening programs. See attached schedule.

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.

C. CORPORATION

1. Registered name of the corporation:
2. State where incorporated:
3. Registry or file number for the corporation:
4. Names of all officers and directors, titles, and the number of shares of the corporation held by each:
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:
6. Number of outstanding shares in the corporation:
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:
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:

Cal Expo Harness Fall 2012 Stakes Schedule

California Sire Stakes (CSS)

Date TBD: CSS 3yo filly pace \$15,000

Date TBD: CSS 3yo colt pace \$15,000

Date TBD: CSS 3yo colt trot \$15,000

Date TBD: CSS 3yo filly trot \$15,000

Date TBD : CSS 3yo filly pace \$15,000

Date TBD : CSS 3yo colt pace \$15,000

Date TBD : CSS 3yo colt trot \$15,000

Date TBD : CSS 3yo filly pace \$15,000

Date TBD : CSS 3yo filly pace \$15,000

Date TBD : CSS 3yo colt pace \$15,000

Date TBD : CSS 3yo colt trot \$15,000

Date TBD : CSS 3yo filly trot \$15,000

Please note that association is currently discussing with the CHHA options for overnight stakes (late closing events) . We expect to have a reasonably aggressive program.

Watch & Wager LLC @ Cal Expo

Fall Post Time Schedule

Friday & Saturday

Race 1: 5:55

Race 2: 6:18

Race 3: 6:42

Race 4: 7:06

Race 5: 7:28

Race 6: 7:52

Race 7: 8:15

Race 8: 8:38

Race 9: 9:01

Race 10: 9:24

Race 11: 9:46

Race 12: 10:07

Race 13: 10:29

Race 14 :10:49

Race 15: 11:09 (if applicable)

Notes: Cal Expo will coordinate its post times with Los Alamitos.
Cal Expo will schedule around Hollywood Park and Los Alamitos
on Friday night overlap.

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:
- 11. State where incorporated:
- 12. Registry or file number for the corporation:
- 13. Names of all officers and directors, titles, and the number of shares of the corporation held by each:
- 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:
- 15. Number of outstanding shares in the corporation:
- 16. Are the shares listed for public trading? Yes No
If yes, on what exchange and how is the stock listed:
- 17. Name of the custodian of the list of shareholders and/or the transfer agent for the share holdings of the corporation:

D. LLC

- 1. Registered name of the LLC: **Watch & Wager .com LLC**
- 2. State where articles of organization are filed: **Nevada**
- 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: **Ed Comins, Managing Member, Chief Operating Officer 0 Shares**
- 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:
European Wagering Services 100 % Shareholder

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: **European Wagering Services Ltd.**
- 8. State where articles of organization are filed: **Isle of Man, United Kingdom**
- 9. Registry or file number for the LLC: **IOM Registration # 0984CC2**
- 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: **D H N Eke, Executive Chairman, 0 Shares – Ed Comins, COO, 0 Shares.**

European Wagering Services LTD is a wholly owned subsidiary of Wedis Holdings PLC, a company listed on AIM (London) United Kingdom

- 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:
 - 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: **Ed Comins- Managing Member & Chief Operating Officer, Watch & Wager.com LLC.**

Watch & Wager.com LLC has entered into a management agreement with Golden Bear Racing LLC. Golden Bear Racing LLC is registered in California. There are two members of Golden Bear LLC, Benjamin Kenney and Christopher Schick. Golden Bear will operate on behalf of Watch & Wager .com LLC the day to day operations of the proposed harness meeting.

Christopher Schick,	General Manager
Benjamin Kenney,	Operations Manager
Glen Harris,	Mutuel Manager
J. R. Williams,	Track Superintendent
Scott Ehrlich,	Announcer
Marty Bridges,	Program Director
Mark Ratzky,	Publicity

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). **Ed Comins – Managing Member & Chief Operating Officer, Watch and Wager .com LLC, 20 California St. 7th Floor, San Francisco, Ca 94111. ecomins@link2bet.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: _____ Proposed percentage: ____%

- 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.

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.

Figures below for previous racing association.

Year	Handle	Attendance
2012 (YTD) 49 Days	31,548,231	131,750
2011 (117 Days)	69,237,361	304,981
2010 (134 Days)	77,767,118	389,129
2009 (138 Days)	88,225,844	474,422
2008 (142 Days)	97, 847,893	494,338

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

- A. Purse distribution: Proposed Current Meet – November 2, 2012 thru December 22, 2012, 16 Racing Nights. Prior meet comparison August 26, 2011 thru Dec 17, 2011. 42 Racing Nights.
 1. All races other than stakes:
 Current meet estimate: \$648,000
 Prior meet actual: \$ 1,380,927

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

Current meet estimate: \$40,500

Prior meet actual: \$ 32,879

2. Overnight stakes: None
 Current meet estimate: None
 Prior meet actual: None

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

Current meet estimate: None

Prior meet actual: None

3. Non-overnight stakes:
 Current meet estimate: \$180,000
 Prior meet actual: \$ 410,000

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

Current meet estimate: \$11,250

Prior meet actual: \$ 9,761

4. Total Purses: (7A1+7A2+ 7A3)
 Current meet estimate: \$ 828,000
 Prior meet actual: \$ 1,790,927

B. California-bred Stakes Races:

1. Percentage of the purse distribution for all stakes races that will be distributed for California-bred stakes races: California Sires Stakes 3Yo Pacers and Trotters.

Current meet estimate: \$ 180,000

Prior meet actual: \$ 410,000

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

Current meet estimate: \$ 11,250

Prior meet actual: \$ 9,761

- C. Funds to be generated for all California-bred incentive awards (including breeder awards and owners premiums):

Current meet estimate: \$19,400

Prior meet actual: \$ 48,256

- D. Recognized Horsemen's Organization: California Harness Horseman's Association

Current meet estimate:

Prior meet actual:

Total \$ 38,400

Total \$ 86,454

- 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: \$ 885,800

Prior meet actual: \$ 1,925,637

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

Current meet estimate: \$ 55,362

Prior meet actual: \$ 45,848

- 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: \$ 462,592

Prior meet actual: \$ 848,037

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

Current meet estimate: \$28,912

Prior meet actual: \$ 20,191

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

Current meet estimate: \$51,392

Prior meet actual: \$ 106,918

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

Current meet estimate: \$3212

Prior meet actual: \$ \$2,545

- H. Bank and account number for the Paymaster of Purses' purse account: US Bank # On file

- I. Name, address, email and telephone number of the pari-mutuel audit firm engaged for the meeting: Disher Accountancy Corp. 1816 Maryal Dr. Sacramento, Ca. 95864 916- 482-4224

NOTICE TO APPLICANT: All funds generated and retained from on-track pari-mutuel handle which are obligated by law for distribution in the form of purses, breeders' awards or other benefits to horsemen, **shall not** be deemed as income to the 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: 1020
- B. Minimum number of stalls believed necessary for the meeting: 675
- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers: NA
- D. Name and location of each off-site auxiliary stabling area and the number of stalls to be maintained at each site: NA
- 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. NA

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):
- G. Estimated cost to provide off-site stalls for this meeting. Show 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:

9 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)

Proposed Wagering Format

The following CHRB and ARCI wagering rules are requested.

Type	Rule Number
Exacta (1E)	1959
Daily Double (1DD)	1957
Trifecta (1 Tri)	1979
Superfecta (.10SF)	1979.1
Pick-3 (1PK3)	1977

Pick-4 (1PK4) 1976.9
 Pick-5 (.50 P5) 1976.9
 Pentafecta (.10 Super H5) ARCI 004-105
 Race 1: 1E, 1DD, 1Tri
 Race 2: 1E, 1Tri, .10 SF
 Race 3: 1E, 1Tri, .50 PNP5
 Race 4: 1E, 1T, .10SF, 1P3
 Race 5: 1E, 1T, .10SF
 Race 6: 1E, 1T, .10SF
 Race 7: 1E, 1T, .10SF, 1P3
 Race 8: 1E, 1T, .10SF
 Race 9: 1E, 1T, .10SF
 Race 10: 1E, 1T, .10SF, 1P3
 Race 11: 1E, 1T, 1PNP4
 Race 12: 1E, 1T, .10SF
 Race 13: 1E, 1T, .10SF, 1P3
 Race 14: 1E, 1T, .10SF, 1DD
 Race 15: 1E, 1T, .10 Super H5

- * \$0.50 PNP5 starting on the third race. 16% takeout, One tier payoff 100% carryover.
- * \$1 PNP4 beginning on race 11 on 15 race card, race 10 on 14 race card. 16% takeout.

\$.10 Pentafecta selecting the first five finishers in the same race. 100% payout to all tickets selecting five winners. No consolation. 100% carryover if no ticket has five winners. 16% takeout. Super High-5 will be carded as the last race. ARCI-004-105 T-Pick (N) Position (X) Pools.

- B. Maximum carryover pool to be allowed to accumulate before its distribution **OR** the date(s) designated for distribution of the carryover pool: December 22, 2012
- C. List any options requested with regard to exotic wagering:
 Request for 16 % Takeout on .50 Pick-5
 Request for 16% Takeout on \$1 Pick-4
 Request for 16% Takeout on .10 Super Hi-5
 Request for Friday \$20,000 Guaranteed Pick-4 Pool
 Request for Saturday \$25,000 Guaranteed Pick-4 Pool
 Request permission to add a Guaranteed Pool to the .50 cent Pick-5 wager.
- D. Will "advance" or "early bird" wagering be offered? Yes No
 If yes, when will such wagering begin? **10 am** Specify days and time for "early bird" wagering:
All days.
- E. Type(s) of pari-mutuel or totalizator equipment to be used by the association and the simulcast organization, name of the person(s) supplying equipment, and expiration date of the service contract: **Sportech (Formerly Scientific Games) Statewide contract, Contract expires Sept 2015.**

watch wager

1.415.503.4041 (US)

1.415.677.9798 (US)

www.watchandwager.com

20 California Street 7th Floor,
San Francisco, CA 94111

Letter requesting takeout reduction

Watch and Wager.com LLC, and the California Harness Horsemen's Association jointly request the reduction in takeout for three wagers on the nightly program. The new wagers that are requested for reduction are the \$0.50 Pick-5 wager, the \$1.00 Pick-4 wager, and the new \$.10 pentafecta on the final event. The normal takeout for these wagers would be 24.18%, we are requesting a 16% takeout on these three wagers.

Business and Professions 19610.8 states that upon the joint request of the association or fair accepting the wager, and the organization representing the horseman and horsewomen participating in the meeting of the association or fair accepting the wager, the board may set the total percentage deducted from the pari-mutuel pool for proposition wagers and any new type of wager introduced after Jan 1, 2004 in an amount of at least 10% but not more than 30% of the total amount handled in the pari-mutuel pool for the wager.

The California Harness Horseman's Association has approved this joint request of reduction of takeout on the above stated wagers.

The previous harness association Cal Expo had in their preceding two meets received approval under this section for a nightly takeout reduction to 15% for both of that associations two nightly Pick-4 wagers. These wagers were very popular with the public, and provided a good marketing tool. Those wagers were also approved by the CHHA.

10. ADVANCE DEPOSIT WAGERING (ADW)

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

TVG

Xpressbet

Twinspires

B. Attach a copy of the agreement/contracts with each ADW provider to be used for this race meeting. **Agreements are in negotiation.**

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

Yes

No

If yes, attach a copy of the approval.

If no, explain the status of the approval. **Contracts have not finished negotiation. Will be presented as soon as completed.**

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.

11. SIMULCAST WAGERING PROGRAM

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

B. Attach the agreement between the 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.
Association represents that it has spoken to Scotwinc leadership, and they will as they always have, represent the night industry.

C. California simulcast facilities the association proposes to offer its live audiovisual signal: **All CHRB licensed California simulcast wagering facilities, card rooms, Indian gaming centers, mini satellites, and racetracks.**

D. Out-of-state wagering systems the association proposes to offer its live audiovisual signal: See **Attachment 11D**

E. Out-of-state wagering systems that will combine their pari-mutuel pools with those of the association: **Attachement 11E**

F. California mini-simulcast facilities the association proposes to offer its live audiovisual signal: **All licensed California mini-satellite sites.**

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":

NOTICE TO APPLICANT: Business and Professions Code section 19596.2(a) stipulates that on days when live thoroughbred or fair

Attachment 11D

Watch & Wager LLC @ Cal Expo Harness

OUT OF STATE SIMULCAST WAGERING LOCATIONS

American Tab, Oregon	New Jersey Casinos, New Jersey
Atlantic City, New Jersey	New York City OTB, New York
Balmoral Park, Illinois	Northfield Park, Ohio
Capitol District OTB, New York	Northlands Park, BC, CAN
Catskill Region OTB, New York	Northville Downs, Michigan
Connecticut OTB, Connecticut	Ocean Downs, Maryland
Diaryland Greyhound, Wisconsin	Penn National Gaming, Pennsylvania
Downs at Albuquerque, New Mexico	Philadelphia Park, Pennsylvania
ExpressBet, California	Plainridge Racecourse, Massachusetts
Euro Off Track, NA	Pompano Park, Florida
European Wagering Services, LTD. Oregon	Racing Channel, Oregon
Fire Lake Casino, Oklahoma	Raceway Park, Ohio
Foxwoods Casino, Connecticut	Racing & Gaming Services, St. Kitts
Fraser Downs, BC, CAN	Rosecroft Raceway, Maryland
Freehold Raceway, New Jersey	Sam Houston Park, Texas
Harrington Raceway, Delaware	Saratoga Harness, New York
Hastings Park, BC, CAN	Scioto Downs, Ohio
Hawthorne Racecourse, Illinois	Southland Greyhound, Arkansas
Hazel Park, Indiana	Sports Creek Raceway, Michigan
Hippodrome de Montreal, QUE, CAN	Suffolk Downs, MA
Hoosier Park, Indiana	Suffolk Regional OTB, New York
Illinois OTB, Illinois	Sunland Park, New Mexico
Indianapolis Downs, Indiana	Television Games Network (TVG)
International Racing Group, Curacao	Thistledown, Ohio
Ladbrokes at Meadows, Pennsylvania	The Downs at Albuquerque, New Mexico
Las Vegas Dissemination, Nevada	The Red Mile, Kentucky
Les Bois Park, Idaho	Tri-State Greyhound, WV
Lone Star Park, Texas	TwinSpires.com
Maywood Park, Illinois	Western Fair, ONT, CAN
Meadowlands Race Track, New Jersey	Western Region OTB, New York
Mesquaki Casino, Iowa	Windsor Raceway, ONT, CAN
Mohawk Racetrack, ONT, CAN	Woodbine Entertainment. Group, ONT, CAN
Nassau Region OTB, New York	Yonkers Raceway, New York
Nevada Pari-mutuel Association, Nevada	XPressBet.com

Attachment 11E

Watch & Wager LLC @Cal Expo Harness Meet

OUT OF STATE SIMULCAST WAGERING LOCATIONS THAT WILL COMBINE THEIR POOLS WITH CAL EXPO.

American Tab, Oregon	New Jersey Casinos, New Jersey
Atlantic City, New Jersey	Northfield Park, Ohio
Balmoral Park, Illinois	Northlands Park, BC, CAN
Capitol District OTB, New York	Northville Downs, Michigan
Catskill Region OTB, New York	Ocean Downs, Maryland
Connecticut OTB, Connecticut	Penn National Gaming, Pennsylvania
Diaryland Greyhound, Wisconsin	Philadelphia Park, Pennsylvania
Downs at Albuquerque, New Mexico	Plainridge Racecourse, Massachusetts
ExpressBet, California	Pompano Park, Florida
Euro Off Track, NA	Racing Channel, Oregon
European Wagering Services, LTD. Oregon	Raceway Park, Ohio
Fire Lake Casino, Oklahoma	Racing & Gaming Services, St. Kitts
Foxwoods Casino, Connecticut	Sam Houston Park, Texas
Fraser Downs, BC, CAN	Saratoga Harness, New York
Freehold Raceway, New Jersey	Scioto Downs, Ohio
Harrington Raceway, Delaware	Southland Greyhound, Arkansas
Hastings Park, BC, CAN	Sports Creek Raceway, Michigan
Hawthorne Racecourse, Illinois	Suffolk Downs, MA
Hazel Park, Indiana	Suffolk Regional OTB, New York
Hippodrome de Montreal, QUE, CAN	Sunland Park, New Mexico
Hoosier Park, Indiana	Television Games Network (TVG)
Illinois OTB, Illinois	Thistledown, Ohio
Indianapolis Downs, Indiana	The Downs at Albuquerque, New Mexico
International Racing Group, Curacao	The Red Mile, Kentucky
Ladbrokes at Meadows, Pennsylvania	Tri-State Greyhound, WV
Las Vegas Dissemination, Nevada	TwinSpires.com
Les Bois Park, Idaho	Western Fair, ONT, CAN
Lone Star Park, Texas	Western Region OTB, New York
Maywood Park, Illinois	Windsor Raceway, ONT, CAN
Meadowlands Race Track, New Jersey	Woodbine Entertainment. Group, ONT, CAN
Mesquaki Casino, Iowa	XPressBet. com
Mohawk Racetrack, ONT, CAN	Yonkers Raceway, New York
Nassau Region OTB, New York	
Nevada Pari-mutuel Association, Nevada	

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":

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":

HARNESS SIMULCAST RACES TO BE IMPORTED

Name of Host Track	Race Dates	Full Card or Selected Feature and/or Stakes Races
Balmoral Park	TBD	Selected Feature
Maywood Park	TBD	Selected Feature
Northfield Park	TBD	Selected Feature
Yonkers Raceway	TBD	Selected Feature
Woodbine Harness	TBD	Selected Feature

Under current statute association will import eight out of state races nightly during evenings of overlap. On non-overlapped racing nights, the association will import 16 out of state 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

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).

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.)

12. 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: **People Reaching Out, 5299 Auburn Blvd, Sacramento, Ca, 95841**
- B. Names and addresses of the trustees or directors of the distributing agent: **Staci Anderson, 5299 Auburn Blvd, Sacramento, Ca 95841 stacia@peoplereachingout.org**
- 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).

13. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT

- A. Racing officials nominated:
 Association Veterinarian(s) : Dr. Henry Cook
 Clerk of Scales NA
 Clerk of the Course: Patricia Peterson
 Film Specialist: N/A
 Horse Identifier: Carl Sobey
 Horseshoe Inspector: John Walker
 Paddock Judge: Walter Peterson
 Patrol Judges: Bill Vallandingham
 Placing Judges: Kathy Poor
 Starter: Bill Vallandingham
 Timer: Kathy Poor
- B. Management officials in the racing department:
 Director of Racing: Fred Kuebler
 Racing Secretary: Fred Kuebler
 Assistant Racing Secretary: Brent Bridges
 Paymaster of Purses: Glen Harris
- C. Name, address, email and telephone number of the reporter employed to record and prepare transcripts of hearings conducted by the stewards: **Wendy Frazier Reporting, 13136 Ivey Rd. Herald, Ca, 95638 916- 956- 3914**

- D. Photographic device to be used for photographing the finish of all races, name of the person supplying the service, and expiration date of the service contract: **Plusmic Corp USA, CDV -210 System- Bill O'Brien. Contact expires May 15, 2013**
- 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. Service provider : **Pegasus Communications – Jim Porep, President. Contract expires May 2014.**
Total of 6 cameras, Upper Pan, Lower Pan, 1/8 Pole Tower Head On, 5/8 Pole Tower Head On. Paddock, Finish Line Ground Level.
- 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: **Automatic electronic timer maintained and owned by Pegasus Communications. Contract Expires May 2014.**

14. 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. Chief Robert Craft, 916-263- 3000/3120. See attached security organizational chart. **Attached**
- B. Estimated number of security guards, gatemen, patrolmen or others to be engaged in security tasks on a regular full-time basis: **18**
 - 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.
 - 2. Detention Stalls:
 - A. Attach a plan for use of graded stakes or overnight races.
 - B. Number of security guards in the detention stall area during a 24-hour period.
 - C. Describe number and location of surveillance cameras in detention stall area.

Cal Expo Detention Barn Information : The Cal Expo Detention Barn is a stand alone fully secure 20 stall barn at the south end of the Cal Expo barn area.

All California Sire Stakes along with designated overnight and late closing finals will be designated Detention Barn races. Detention barn horses are required to report by 12 noon.

- 3. TCO2 Testing:
 - A. Number of races to be tested, and number of horses entered in each race to be tested. Currently seven races nightly, two horses per race, randomly drawn by the stewards. Association will evaluate for potential increase.
 - B. Plan for enhanced surveillance for trainers with high-test results. TCO2 levels exceeding

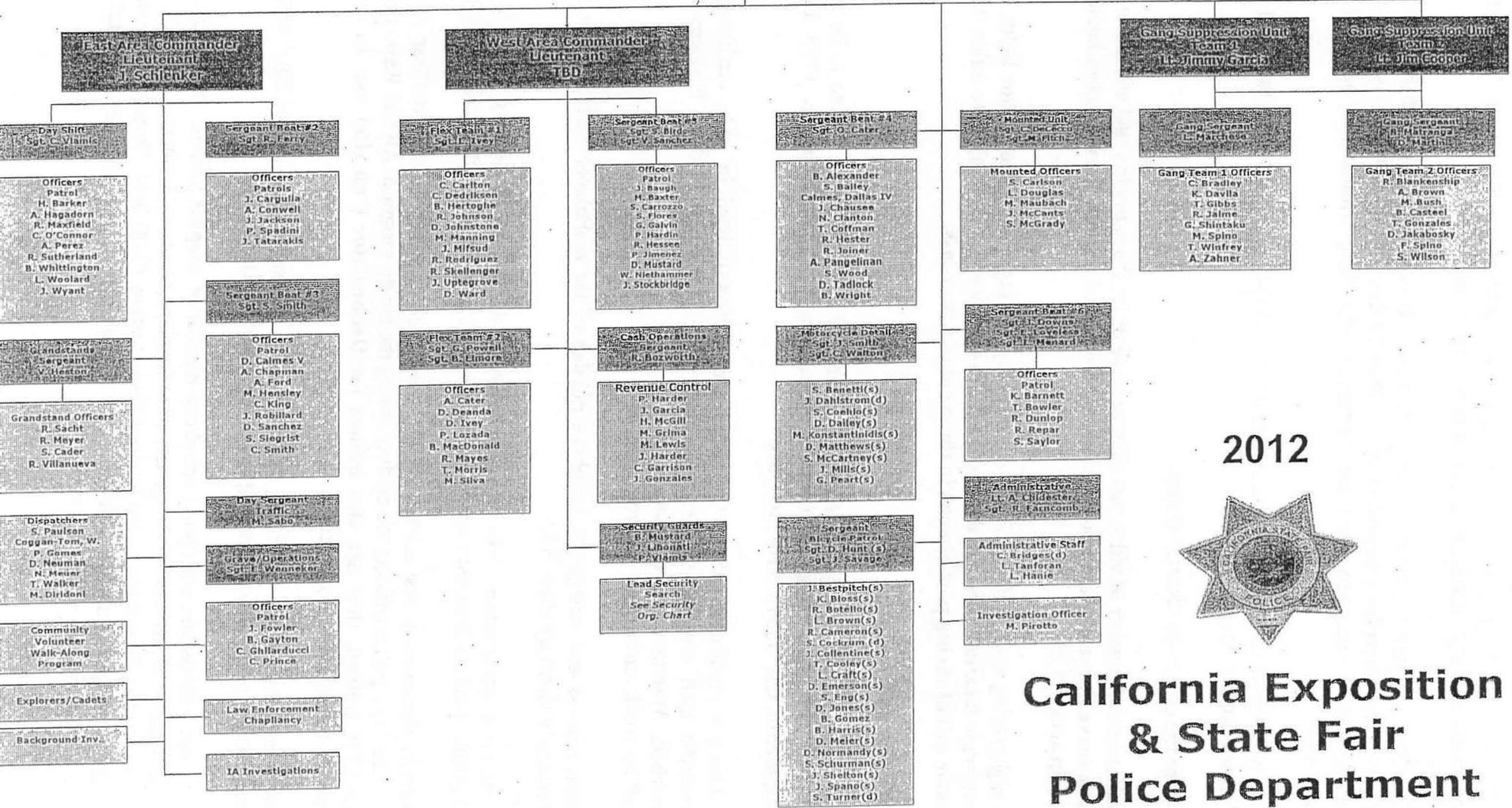


**General Manager
Norb Bartosik**

**Deputy General Manager
Brian May**

**Robert L. Craft
Chief of Police**

Cathy Purcell
Staff Services Analyst



2012



**California Exposition
& State Fair
Police Department**

37, 39 millimoles per liter for salix users are considered positive tests. **We will require detention of a high testing horse for a minimum of four starts.**

C. Plan for detention stalls for repeat offenders. **Repeat offenders will have their entire barn in detention for a period of no less than 30 days. Repeat offender will bear the cost of such detention. Any violation thereafter, offending trainer will be considered for exclusion.**

D. Number of security personnel assigned to the TCO2 program. **A pool total of 10, with no more than 2 at any given time.**

C. Describe the electronic security system:

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

One surveillance camera and monitor will be located at both the detention barn and Gate 12 Main security gate.

D. For night racing associations. Describe emergency lighting system: **Generator lights are placed in strategic locations around the racetrack. In addition the starting gate lights will be used for safe exit of racing participants in the event of power loss.**

15. 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, 1779 Tribute Rd, Sacramento, Ca, 95815 916- 563-0600**

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.

**Attached. Management letter also included.
Staff on track ambulance includes: 2 EMT's**

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

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. **NA**

C. Describe the on-track first aid facility, including equipment and medical staffing: **A minimum of two Cal Expo police officers are on duty during the racing program. All Cal Expo police officers are CPR trained, they are also trained for Defibrillator (on site) use. In addition they provide basic first aid services.**

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

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): **Sutter Memorial Hospital 5151 F St, Sacramento 916-454-3333 (1.5 miles) Mercy General Hospital 4001 J St, Sacramento 453-4553 (1.5 miles)**

**AMERICAN MEDICAL RESPONSE®**

August 10, 2012

To Whom It May Concern;

American Medical Response – Sacramento Valley operates emergency and non-emergency ambulance transportation in and around the greater Sacramento area. I certify that all of our Emergency Medical Technicians (EMT's) and Paramedics are licensed by the California State Emergency Medical Services Authority (EMSA). Upon request, personnel names and certification numbers can be provided for verification. EMSA has a website where Paramedic and EMT's licenses can be verified as active and in good standing. Our ambulances are inspected annually by the California Highway Patrol and local EMS agency (Sacramento County EMS) and are stocked with equipment, medication and supplies as required by these agencies, to include all of the optional scope of practice items.

Please feel free to contact me if you have questions or require further information.

Sincerely,

Jennifer L. Bales, MICP
(916) 563-0835
Operations Manager
AMR – Sacramento County

watch  wager

☎ 1.415.503.4041 (US)

☎ 1.415.677.9798 (US)

www.watchandwager.com

20 California Street 7th Floor,
San Francisco, CA 94111

Item 15A1- Supplemental Information Regarding Ambulance Service

The association is proposing a on track ambulance serviced staffed by two Emergency Medical Technicians (EMT'S). This has historically been the case for Cal Expo harness racing. As stated in the provider certificate, all personnel are licensed by the California Emergency Medical Services Authority (EMSA). In addition, all optional scope of practice items are included. With the central location of Cal Expo, Advanced Life Support (ALS) is generally available in three to five minutes. As stated in the first aid section, the on duty Cal Expo Police force can provide qualified additional support to an emergency situation. Harness racing at Cal Expo has an outstanding safety record for both equine and human participants.

- 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: **Sutter Memorial Hospital, 5151 F Street, Sacramento 916-454-3333 (1.5 miles)**
- F. Attach, in English and Spanish, the emergency medical plan procedures that will be posted in each jockey's room to be used in the event of an on-track injury to a jockey: **Attached**
- G. Name of health and safety manager and assistant manager responsible for compliance of health and safety provisions pursuant to Business and Professions Code section 19481.3(d): **Ben Kenney**
- H. Attach a fire clearance from the fire authority having jurisdiction over the premises. **Attached: Please note the issue of grooms quarters is pending. See attached letter regarding the backstretch housing issue.**
- I. Name of the workers' compensation insurance carrier for the association and the number of the insurance policy (if self-insured, provide details): **Seabright Insurance Company # CL128324297**
- 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. **Attached Certificate**

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.

16. 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: **Ovations**

Does the association provide its own concessions? Yes No

17. ON-TRACK ATTENDANCE/FAN DEVELOPMENT

- A. Attach a copy of the promotional and marketing plans for the race meeting: **Attached**
- B. Promotional/ Marketing budget for this race meeting: **\$52,000**

Promotional/Marketing budget for prior race meeting:

FOR ON TRACK INJURY TO DRIVERS

"FIRST RESPONSE"

- In the event of an accident, the Starter; Outrider, and/or Ambulance shall respond immediately
- The American Medical Response Ambulance will stop on the track and assess the driver's(s) need.
- The attending medical professionals shall be equipped with advanced cardiac life support (ACLS) and other necessary acute medical treatment equipment and supplies.
- An "on site evaluation" of injuries to the driver(s) shall be made.

"ON SITE EVALUATION"

- Based on the Emergency Medical Response (EMT) team on the American Medical Response Ambulance, an on site evaluation of injuries and a decision shall be made to either treat the injured driver(s) on site or to request emergency medical transport for off site treatment at a hospital trauma center.
- If on site treatment is deemed sufficient, the American Medical Response shall treat the injured drivers(s); or,
- If off site treatment is deemed necessary, a back up ambulance from American Medical Response will be summoned to either take over the duties at the track or transport the injured party to the appropriate medical center.

"INJURY TREATMENT"

- If the injured driver(s) is treated by the EMT on the American Medical Response Ambulance, they will be the primary care provider.
- If a back up ambulance is requested, the injured driver(s) shall be transported to the local appropriate medical facility.

This notice shall be posted in a conspicuous and highly visible location in the driver's room

PRECUDIOS DE EMERGENCIA PARA MANEJADORES/ 2012

“PRIMERA RESPUESTA”

- En caso de un accidente, respondera la ambulancia, el poniador, o, el carrode comensar.
- La Ambulancia respondera par aver lo necesario.
- La Ambulancia tiene el equipo necesario para accidentes.
- Se hara una evaluacion de acuerdo al accidente.

“EVALUACION AL INSTANTE”

- Basandose al (EMT) Emergencia Medica Responsable. Que es la ambulancia. Ellos Aran Una evaluacion al instante. Para ver si se puede tartar al momento o ser transportado, al hospital.

“ATENCION AL ACSIDENTADO”

- El accidentado sera tratado de inmediato por (EMT).
- Sies demaciado grave el accidente sera transportado por ambulancia al hospital.

En caso de algun corredor accidentado se hara un reporte complete por los encargados del tracke.



DEPARTMENT OF FORESTRY AND FIRE PROTECTION
OFFICE OF THE STATE FIRE MARSHAL
FIRE & LIFE SAFETY DIVISION

1131 S Street
SACRAMENTO, CA 95811
T: (916) 445-8550 F: (916) 324-3784
Website: www.fire.ca.gov



November 15, 2011

California Exposition and State Fair
1600 Exposition Blvd.
Sacramento, CA 95815
Attn: Dave Elliott

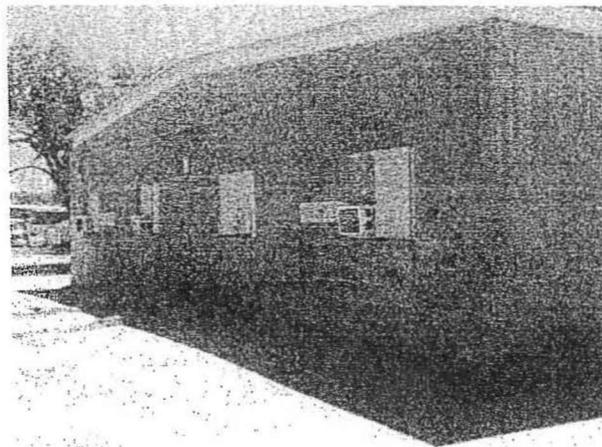
Dear Mr. Elliott,

The request for 2011-2012 fire clearance is granted.

As agreed during the joint meeting on November 8, 2011, Cal Expo will comply with the removal of wood and combustible items from the tack room windows within the barns. This includes appliances, electrical cords and HVAC units. In order to provide a second path of egress, window frames within the tack rooms shall be fitted with glass windows.

Please note that the State Fire Marshal has documented the fire and life safety concern regarding the continued occupancy of the Cal Expo Barns as residences. Therefore the agricultural building tack rooms will no longer be occupied as human dwellings after July 29, 2012.

As discussed during the joint meeting, these glass windows shall be maintained, replaced as needed and operable at all times.



June 2011

The facility has also agreed to comply with the California Code of Regulations as cited below.

California Code of Regulations
Title 4. Business Regulations
Division 4. California Horse Racing Board (Refs and Annos)
Article 17. Fire Prevention and Security
§ 1928. Fire Regulations

- (a) *Every association shall post in its stable and backstretch worker housing areas the fire regulations applicable on its grounds. The association shall also post:*
- (1)its emergency evacuation plan, which shall state the nearest exit in case of fire or other emergency,*
 - (2)the location of the nearest fire alarm box*
 - (3)the telephone number for the fire department or other pertinent instructions as to the method for reporting a fire in the area.*
- (b) *The notices shall be posted in English and Spanish, and posted no more than 100 feet apart or as approved by the local fire authority.*
- (c) *No person shall violate the posted fire regulations.*

Compliance with the above shall be inspected and approved by the facility DSFM.

Sincerely,



Steve Guarino
Supervising Deputy State Fire Marshal
Fire and Life Safety
Office of the State Fire Marshal

cc: Christine Fowler, Deputy State Fire Marshal
Mark Dannewitz, Maintenance Operations Manager, Cal Expo
Brian May, General Manager, Cal Expo

Item 15H Supplemental Information Regarding Fire Clearance

The proposed association is aware of the following information regarding conditions of the Fire Marshall clearance.

The clearance was given under the condition that all grooms quarters be shut down July 28, 2012.

It is our understanding that presently all grooms quarters have been vacated.

The CHHA raised this potential closing issue with the CHRB board at the July meeting.

We are aware that the CHHA and Cal Expo have been working with the State Fire Marshall to get all potential options on the table.

We are aware that the State Fire Marshall has scheduled an inspection/ meeting on August 30, 2012. We have been informed that CHRB representatives will be at this inspection/meeting. If licensed we plan on being at that inspection/ meeting.

The proposed association was present when this issue was discussed at the Cal Expo Fair Board racing committee meeting on August 10th.

At that meeting, both the CHHA and Cal Expo agreed to keep working together to find a solution to keep the grooms quarters open. Both agreed to commit resources if reasonable alterations to the facilities could provide a solution.

Our position is the same as CHHA and our landlord Cal Expo. We need to find a satisfactory solution that keeps the groom quarters open in a safe environment.



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
8/3/2012

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

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

PRODUCER MOC Insurance Services License No. 0589960 44 Montgomery St., 17th Fl. San Francisco CA 94104	CONTACT NAME: Sara Przemielewski PHONE (A/C No. Ext): (415) 957-0600 FAX (A/C No): (415) 957-0577 E-MAIL ADDRESS: sprzemielewski@maroovich.com														
INSURED Watch and Wager.com LLC 1600 Exposition Boulevard, Lot "D" Sacramento CA 95815	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th style="text-align: center;">INSURER(S) AFFORDING COVERAGE</th> <th style="text-align: center;">NAIC #</th> </tr> <tr> <td>INSURER A :SeaBright Insurance Company</td> <td></td> </tr> <tr> <td>INSURER B :</td> <td></td> </tr> <tr> <td>INSURER C :</td> <td></td> </tr> <tr> <td>INSURER D :</td> <td></td> </tr> <tr> <td>INSURER E :</td> <td></td> </tr> <tr> <td>INSURER F :</td> <td></td> </tr> </table>	INSURER(S) AFFORDING COVERAGE	NAIC #	INSURER A :SeaBright Insurance Company		INSURER B :		INSURER C :		INSURER D :		INSURER E :		INSURER F :	
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INSURER C :															
INSURER D :															
INSURER E :															
INSURER F :															

COVERAGES **CERTIFICATE NUMBER:** CL128324297 **REVISION NUMBER:**

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

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
	GENERAL LIABILITY <input type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC						EACH OCCURRENCE \$ DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ PRODUCTS - COMP/OP AGG \$ \$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$ \$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below			N/A	BBTBD	8/3/2012 8/3/2013	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000

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

CERTIFICATE HOLDER

CANCELLATION

California Horse Racing Board 1010 Hurley Way, Suite 300 Sacramento, CA 95825	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE S Przemielewski/SPR <i>Sara Przemielewski</i>
---	--

Watch & Wager.com LLC @ Cal Expo

Marketing and Promotional Plan

New Stable Recruitment : We plan on advertising nationwide to recruit new stables. We must improve the quality of the product. We think with higher purses, three day a week racing schedule in the winter, and no stall rent, we can accomplish this goal. It is essential to the success of our plan to get our program back to a three day a week schedule.

Improved Simulcast Production.: We plan on making the necessary investments to upgrade TV production. Ninety Five percent of harness handle comes from off-track sources. We have already had discussions with Pegasus Communications and other outside contractors to make upgrades.

Social Media: California harness racing has no social media exposure. We plan on immediately establishing Facebook and Twitter accounts and start interacting with a younger crowd.

On Track Handle: We believe that the best thing we can do short term to improve on-track handle is improvement of the racing product.

Parking/ Admission: We will continue the night policy of free parking and admission.

Concessions: We will work with the Cal Expo master caterer (Ovations) to provide live fans with food and beverage nightly specials.

Handicappers: We will be sharply focused on the gambling public. Each night we propose to offer three low takeout wagers. Each night we will have a guarantee on our Pick-4. We hope to implement a guarantee on our new proposed Pick-5. We have limited our gimmick schedule somewhat to gives our fans bigger wagering pools.

- C. Number of hosts and hostesses employed for meeting: **2**
- D. Describe facilities set aside for new fans: None
- E. Describe any improvements to the physical facility in advance of the meeting that directly benefit:
 - 1. Horsemen : None at this time.
 - 2. Fans: We are in negotiation to lease a nightly outdoor big screen TV.
 - 3. Facilities in the restricted areas: None at this time.

18. SCHEDULE OF CHARGES

- A. Proposed charges, note any changes from the previous year:
 - Admission (general) Free
 - Admission (clubhouse) Na
 - Reserved seating (general) Na
 - Reserved seating (clubhouse) Na
 - Parking (general) Free
 - Parking (preferred) Na
 - Parking (valet) Na
 - Programs (on-track) 3.50
 - (off-track) 4.00 Program is a joint Los Alamitos/ Cal Expo night program.
- B. Describe any "Season Boxes" and "Turf Club Membership" fees: NA
- C. Describe any "package" plans such as combined parking, admission and program: Na

19. 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 style="width: 40px; text-align: center;" type="text" value="46"/>
<input checked="" type="checkbox"/>	Showers	<input checked="" type="checkbox"/>	Steam room, sauna or steam cabinets
<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>	Lounge area
<input type="checkbox"/>	Masseur	<input checked="" type="checkbox"/>	Food/beverage service
<input type="checkbox"/>		<input type="checkbox"/>	Certified platform scale
- B. Describe the quarters to be used for female jockeys/drivers:

20. BACKSTRETCH EMPLOYEE HOUSING

- A. Inspection of backstretch housing has been requested and will be completed prior to the beginning of the race meet.
- B. Number of rooms used for housing on the backstretch of the racetrack: *104,
- C. Number of restrooms available on the backstretch of the racetrack: 8
- D. Estimated ratio of restroom facilities to the number of backstretch personnel: 1/50

21. TRACK SAFETY

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

5280

 feet.
- B. Describe the type of track surface at the facility, including the specific track surface composition: **The Cal Expo track surface is made up of various types of sand, very coarse, coarse, medium to fine. Silt and clay are also components. Medium to very fine sand makeup 75.4% of the sand. #2 screened fill sand added throughout the season to maintain surface consistency.**
- C. The percent of cross slope in the straight-aways is: **2%**
The percent of cross slope in the center of the turns is: **5-6 %**
- 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. **No Rail on Inside- Pylon System. Outer Rail Aluminum.**
- E. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474: **J,R, Williams Track Superintendent**
- 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. **NA**

22. DECLARATIONS

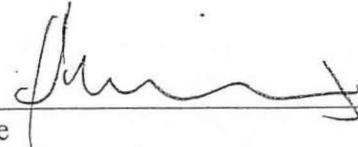
- A. All labor and lease agreements and concession and service contracts necessary to conduct the entire meeting have been finalized except as follows (if no exceptions, so state): **No Exceptions**
- B. Attach each horsemen's agreement pursuant to CHRB Rule 2044. On file
- C. Attach a lease agreement 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 Exception**

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.

23. 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.

<u>EDWARD COMINS</u> Print Name	 Signature
<u>CHIEF OPERATING OFFICER</u> Print Title	<u>7/23/12</u> Date

STAFF ANALYSIS
PUBLIC HEARING AND ACTION BY THE BOARD
REGARDING THE PROPOSED ADDITION OF RULE 1581.2,
PROHIBITION ON ENTERING OF PREGNANT MARES BEYOND 120 DAYS
GESTATION, TO PROHIBIT THE RACING OF MARES BEYOND
120 DAYS OF GESTATION

Regular Board Meeting
August 23, 2012

BACKGROUND

Business and Professions Code section 19420 provides that jurisdiction and supervision over meetings in California and over all persons or things having to do with such meetings is vested in the California Horse Racing Board (Board). Business and Professions Code section 19440 states responsibilities of the Board shall 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.

At the January 2012 and April 2012 Medication and Track Safety Committee Meetings, the proposed addition of a rule to prohibit the racing of pregnant mares beyond 120 days of gestation was discussed. The proposed rule would follow the International Group of Specialist Racing Veterinarians (IGSRV) Welfare Guidelines for Horseracing for the treatment of pregnant mares and put California in line with other international jurisdictions. The Welfare Guidelines for Horseracing were produced by IGSRV to assist individual racing jurisdictions in promoting the welfare of horses. One of the IGSRV's principles for the ethical management of horses provides that mares should not be raced beyond 120 days of pregnancy. Other international jurisdictions' guidelines that share the same principle are the Hong Kong Jockey Club Rule 146 (7), the British Horse Racing Authority, and the Australian Welfare Guidelines. Dr. Rick Arthur, CHRB Equine Medical Director, has reported that the International Federation of Horseracing Authorities (IFHA) is also in the process of adding the same 120 day provision in Article 6 of its animal welfare standards.

The proposal to add Rule 1581.2 was discussed at the May 2012 Regular Board Meeting. After discussion, the Board directed staff to initiate a 45-day public comment period.

ANALYSIS

The proposed addition of Rule 1581.2, Prohibition on Entering of Pregnant Mares Beyond 120 Days Gestation, provides that notwithstanding Rule 1644, Entry of Mare in Foal in a Claiming Race, a pregnant mare may not be entered in any race if it is past 120 days of gestation. Rule 1664 addresses the requirements for entering a pregnant mare in a claiming race. The proposed Rule 1581.2 would prohibit entry of pregnant mares past 120 days gestation in any race.

RECOMMENDATION

This item is presented for Board discussion and action. No comments were received during the 45-day public comment period.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 6. ENTRIES AND DECLARATIONS
PROPOSED ADDITION OF
RULE 1581.2. PROHIBITION ON ENTERING OF
PREGNANT MARES BEYOND 120 DAYS GESTATION

Regular Board Meeting
August 23, 2012

1581.2. Prohibition on Entering of Pregnant Mares Beyond 120 Days Gestation.

Notwithstanding Rule 1664 of this division, a pregnant mare may not be entered in a race
if she is beyond 120 days of gestation.

Authority: Sections 19420, 19440, and 19562,
Business and Professions Code.

Reference: Section 19562,
Business and Professions Code.

STAFF ANALYSIS
PUBLIC HEARING AND ACTION BY THE BOARD
REGARDING THE PROPOSED AMENDMENT TO CHRB RULE 1656,
ERRORS WHICH INVALIDATE CLAIM, TO SPECIFY THAT THE NAME OF THE NEW
TRAINER, THE RACE NUMBER AND THE DATE OF THE CLAIMING RACE
MUST BE CORRECTLY ENTERED ON A CLAIM
OR THE CLAIM WILL BE INVALID

Regular Board Meeting
August 23, 2012

BACKGROUND

Business and Professions Code section 19408.2 states that "Claiming race" means a race in which any horse entered therein may be claimed in conformity with the rules established by the Board. Business and Professions Code section 19420 provides that jurisdiction and supervision over meetings in California and over all persons or things having to do with such meetings is vested in the California Horse Racing Board (Board). Business and Professions Code section 19440 states responsibilities of the Board shall 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.

Board Rule 1656, Errors Which Invalidate Claim, lists the specific errors that will invalidate a claim slip. In addition, it states that if the claim slip is otherwise so defective in any particular that the stewards cannot approve its validity, the claim may be invalidated. In February 2012 a claim slip had the incorrect date for the claiming race; however, the stewards initially allowed the claim to stand. After holding a hearing on the disputed claim, the stewards reversed their decision and awarded the horse to another ownership group that had submitted a claim. The reasoning for the initial stewards' decision was that an assistant in the paymaster's office entered the wrong date. Racing office personnel often assist in filling out of claim forms. The responsible party was fined \$200 for the mistake.

The proposal to amend Rule 1656 was discussed at the April 2012 Regular Board Meeting. After discussion, the Board directed staff to initiate a 45-day public comment period.

ANALYSIS

The form CHRB-11 (REV. 8/00) Agreement to Claim is the form used to claim horses at California racetracks. Rule 1656 states the name of the horse must be correctly spelled or specified on the claim form. The rule also lists specific items or actions that relate to the claim that have to be correct or the claim will be declared invalid. Rule 1656 also provides that other defects in the claim may result in the stewards invalidating the claim; however, the rule does not specify what those defects are. This results in gray areas wherein a claim may or may not be invalid, and if the stewards make a decision regarding the claim, such decision may be disputed. The proposed amendment to Rule 1656 eliminates such gray areas by specifying that the name of the new trainer, the race number and the date of the claiming race must be correctly entered or

the claim will be invalid. The result of the proposed amendment is that whoever fills out the Agreement to Claim must ensure every entry is entirely correct, or the claim will be invalid.

RECOMMENDATION

This item is presented for Board discussion and action. No comments were received during the 45-day public comment period.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 7. CLAIMING RACES
PROPOSED AMENDMENT OF
RULE 1656. ERRORS WHICH INVALIDATE CLAIM

Regular Board Meeting
August 23, 2012

1656. Errors Which Invalidate Claim.

A claim is invalid if the name of the horse to be claimed is erroneously spelled or not specified on the claim form, CHRB-11 (REV. 8/00) Agreement to Claim, which is hereby incorporated by reference; or if the claim form is not signed by an owner authorized to claim or a member of a racing interest authorized to claim or their properly registered authorized agent; or is not accompanied by a certification from the paymaster of purses that the amount of the claim and all applicable taxes is on deposit with the association or such paymaster of purses; or is deposited at a place other than that provided by the association; or is not deposited within the correct time; or does not specify the racing interest making the claim; or does not correctly specify the name of the new trainer, the claiming race number, or the date of the claiming race; or is otherwise so defective in any particular that the stewards cannot approve its validity; or fails to specify the designated claiming price.

Authority: Sections 19420, 19440 and 19562,
Business and Professions Code.

Reference: Sections 19408.2 and 19562,
Business and Professions Code.

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD
REGARDING THE REQUEST FROM
SANTA ANITA PARK FOR APPROVAL TO
REAUTHORIZE QUICK PICK WAGERING IN CALIFORNIA

Regular Board Meeting
August 23, 2012

BACKGROUND

The Quick Pick is a wager favored by some bettors that relies on the totalizator system to randomly select the horses instead of the person placing the wager designating the specific entrant number (s). The Quick Pick can be used to purchase virtually all types of wagers, including but not limited to win, place, show, daily double, Pick 3, Pick 4, Pick 6, exacta, trifecta, and superfecta wagers.

On May 9, 2008, and then again on May 23, 2008, the CHRB issued cease-and-desist orders on the sale of Quick Pick tickets, which effectively ended Quick Pick purchases in California. This action resulted from an initial CHRB investigation that determined that a programming issue excluded the highest numbered entrant in the field on tickets purchased through BetJet machines provided by Scientific Games Racing (SGR), which was the company providing totalizator equipment and services to all California racetracks at the time. Scientific Games was subsequently purchased by Sportech Racing, LLC (Sportech), current operator of the totalizator system.

The extensive, continuing investigation further determined that SGR had been notified of the problem by other jurisdictions in 2007 but had never made this information public, resulting in California not becoming aware of the issue until after a bettor in California on May 3, 2008, purchased 1,300 Quick Pick superfectas on the Kentucky Derby. Not one of those 1,300 superfecta tickets contained the winner, # 20, Big Brown, the highest numbered entrant in the field. Prior to May 3, 2008, SGR had attempted to make programming corrections following those initial reports in 2007 but for various reasons the changes were not successfully made to BetJet terminals in California.

The Board, meeting in executive session on June 27, 2008, approved an agreement with SGR under the following terms:

- SGR will immediately reimburse the CHRB in the amount of \$50,000 for the costs of the investigation into this matter.
- SGR will make a voluntary payment of \$150,000 to charities benefiting horse-racing-related causes.
- SGR will pay refunds to people who placed Quick Pick bets at the BetJet terminals in California between July 1, 2007, and June 2, 2008, as long as the person can establish placement of the bet through legitimate proof, including but not limited to a ticket stub. This commitment will extend

until June 2, 2009. SGR will indemnify the CHRBR from any such claims.

- SGR will provide updates to the CHRBR on the status of the implementation of software enhancements that eventually could allow for the reintroduction of Quick Pick wagers.
- To further protect the wagering public, SGR has conducted a quality assurance review of its systems and will continue to do so in the future. SGR will report the results of these reviews to the CHRBR.
- No further administrative action relating to this matter will be taken by the CHRBR against SGR or its affiliated companies, directors, officers, or employees.
- The CHRBR shall immediately renew SGR's license for one year.

In compliance with the terms of the agreement, initially SGR and now Sportech conducts quality assurance reviews of its systems. In Sportech's most recent, detailed, 52-page Service Organization Control Report for the period September 1, 2010, through August 31, 2011, independent service auditors reported the system controls gave "reasonable assurance" that all Sportech operations and services in California were operating effectively.

More specifically to the Quick Pick, Sportech submitted to the CHRBR on February 20, 2012, a letter indicating that Santa Anita had requested that Sportech contact the CHRBR about reauthorizing the Quick Pick in California. In that letter, Sportech explained that after correcting the software issue, Sportech retained the Thoroughbred Racing Protective Bureau (TRPB) to thoroughly test the Quick Pick wager, and the TRPB concluded that Quick Pick selections are now "comprehensive and random."

ANALYSIS

CHRBR staff reviewed the initial report provided by the TRPB and also spoke with TRPB personnel. It became clear that because there are "an infinite number of tests to determine randomness," it would not be possible for the TRPB, or anyone else for that matter, to perform all such tests; therefore, the TRPB could not and would not absolutely guarantee that Quick Pick selections are 100 percent random. But based on the extensive testing documented in their report, the TRPB found "no discernible patterns of non-randomness resulted across different pools and races" and the Quick Pick "meets the test of randomness."

CHRBR staff also had numerous conversations with Sportech representatives, who indicated their in-house quality control tests corroborated the TRPB's conclusions. Sportech assured the Board that the Quick Pick programming issue was corrected and the Quick Pick now being offered is completely random and includes all entrants in each race.

Sportech indicated that following the TRPB review, 10 other racing jurisdictions have approved the Quick Pick wager. CHRB staff attempted to contact those 10 jurisdictions about their experiences with the updated Quick Pick. The Board received responses from three of those jurisdictions – Delaware, Minnesota, and Ohio – indicating they have not had any problems with the wager since its reintroduction. There have been no reports that any of the 10 jurisdictions have experienced any problem with the Quick Pick.

The CHRB Pari-Mutuel Operations Committee considered this matter on April 25, 2012. Based on all of the documentation submitted and testimony received, the Committee became convinced the Quick Pick programming issue was corrected and the Quick Pick now being offered is completely random and includes all entrants in each race with these exceptions: The Tri-Super and any other wagers introduced in California since the TRPB testing would need to undergo the same rigorous testing. The TRPB agreed to perform this additional testing free of charge. The TRPB reported to the Board on July 10, 2012, that it had performed this testing on the Tri-Super and had repeated the testing on most other exotic wagers. Among their conclusions in that 104-page report: the TRPB reported, “Empirical measurements of the Quick-Pick bet sample test data, requested by TRPB and generated by Sportech Racing LLC, on all pari-mutuel pools offered in the State of California, exhibit no significantly discernible patterns of non-randomness.”

The Committee also addressed the question of future testing to make certain the Quick Pick remains complete (all entrants) and random. The Committee asked involved parties to meet and agree on a testing protocol. This matter comes down to who will perform such specific testing. Sportech agrees to internally test the Quick Pick whenever a new wager is introduced in California and whenever some other programming change impacts the Quick Pick. Sportech also will provide data for a third party, such as the TRPB, to perform more rigorous testing of the Quick Pick no less than every three years. Santa Anita has agreed to this proposal.

In a letter dated July 23, 2012, Santa Anita asked the CHRB to authorize the Quick Pick in time for the September 28 start of their autumn meet.

RECOMMENDATION

This item is presented for Board discussion and action.



George R. Haines, II
President and General Manager

July 23, 2012

The Honorable Jesse Choper, Chairman
Pari-Mutuel/ADW and Simulcast Committee
California Horse Racing Board
Law School – Boalt Hall
Berkeley, California 94720

Dear Jesse:

Santa Anita seeks consideration and approval of the "Quick-Pick" by the Pari-Mutuel/ADW and Simulcast Committee and the subsequent referral of this request to the full Board for action. The Autumn Meet opens on September 28 and our goal is to offer the Quick Pick wager to our patrons.

We have reviewed all documentation related to the testing conducted by the Thoroughbred Racing Protective Bureau ("TRPB") and Sportech on the Quick-Pick functionality and are satisfied with the randomness of the bet. The TRPB has endorsed this system and a copy of their report is enclosed.

We appreciate your attention in this matter. If necessary, we will be happy to answer any questions or provide any additional information you need to expedite this request.

Sincerely,

George R. Haines

GRH:mr

Enclosure

Los Angeles Turf Club, Inc.

285 W. Huntington Drive, P.O. Box 60014, Arcadia, CA 91066-6014 (626) 574-7223 Fax (626) 446-9565

CALIFORNIA HORSE RACING BOARD

AUGUST 23, 2012
REGULAR BOARD MEETING

There is no board package material for Item 9

STAFF ANALYSIS

DISCUSSION AND ACTION BY THE COMMITTEE REGARDING THE PROPOSED ADDITION OF ARTICLE 27, EXCHANGE WAGERING AND THE FOLLOWING PROPOSED CHRB RULES GOVERNING EXCHANGE WAGERING IN CALIFORNIA: CHRB RULE 2086, DEFINITIONS; 2086.1, AUTHORIZATION FOR EXCHANGE WAGERING; 2086.5, APPLICATION FOR LICENSE TO OPERATE EXCHANGE WAGERING; 2086.6, OPERATING PLAN REQUIRED; 2086.7, EXCHANGE WAGERING DATA; 2086.8, MONITORING SYSTEMS AND NOTIFICATION; 2086.9, FINANCIAL AND SECURITY INTEGRITY AUDITS REQUIRED; 2087, SUSPENDING MARKETS; 2087.5, ANTEPOST MARKET; 2087.6, CANCELLATION OF MATCHED WAGERS; 2088, DECLARED ENTRIES; 2088.6, CANCELLATION OF UNMATCHED WAGERS; 2089, ERROR IN PAYMENTS OF EXCHANGE WAGERS; 2089.5, REQUIREMENTS TO ESTABLISHING EXCHANGE WAGERING ACCOUNT; 2089.6, DEPOSITS TO AN EXCHANGE WAGERING ACCOUNT; 2090, POSTING CREDITS FOR WINNINGS FROM EXCHANGE WAGERS; 2090.5, DEBITS TO AN EXCHANGE WAGERING ACCOUNT; 2090.6, WITHDRAWALS BY ACCOUNT HOLDER; 2091, CLOSING AN INACTIVE EXCHANGE WAGERING ACCOUNT; 2091.5, SUSPENDING AN EXCHANGE WAGERING ACCOUNT; 2091.6, POWERS OF THE BOARD TO REVIEW AND AUDIT RECORDS; 2092, EXCHANGE WAGERS PLACED AFTER THE START OF A RACE; 2092.5, PROHIBITIONS ON WAGERS TO LAY A HORSE TO LOSE; 2092.6, SUSPENSION OF OCCUPATIONAL LICENSE AND RULE 2093, CERTAIN PRACTICES RELATED TO EXCHANGE WAGERING.

Regular Board Meeting
August 23, 2012

BACKGROUND

Senate Bill (SB) 1072, Chapter 283, Statutes of 2010, added Business and Professions Code section 19604.5 to provide that the Board has full power to prescribe rules, regulations and conditions under which exchange wagering may be conducted in California. Exchange wagering is a relatively new form of wagering which was introduced in the United Kingdom in 2000. Exchange wagering uses a "stock market model" to operate sports wagering. Exchange wagering account holders may buy and sell, or "back" and "lay" the outcome of horse races in a manner much like day trading on a stock exchange. Business and Professions Code section 19604.5(a)(7) defines exchange wagering as a form of pari-mutuel wagering in which two or more persons place identically opposing wagers in a given market. California horseracing fans will not be able to engage in exchange wagering until the addition of Article 27 is complete. However, for a brief period, California's thoroughbred product has been available for international exchange wagers. In 2008 Betfair negotiated a Memorandum of Understanding (MOU) with the Thoroughbred Owners of California (TOC), which was acting on behalf of the California Thoroughbred Horse Racing Tracks (CTHRT) which is comprised of the California thoroughbred racing associations and racing fairs. The MOU set the commercial payment terms for international (non-US) exchange wagering by Betfair on the California thoroughbred content. In January 2009 Betfair acquired TVG, which is a licensed California advance deposit wagering provider and an operator of the horseracing television network, TVG. Pursuant to the terms of

the MOU Betfair, through TVG, began making revenue sharing payments for international exchange wagers on California races to the applicable racing associations or racing fairs, and such funds were distributed equally between commissions and purses pursuant to applicable law. The MOU period for the international exchange on California thoroughbred races concluded at the end of 2010. Exchange wagering was suspended at the request of TOC.

Business and Professions Code section 19604.5(e)(2) provides that prior to the Board promulgating rules, regulations and conditions under which exchange wagering may be conducted in California, it shall consider studies or comments submitted by interested parties on the impact of exchange wagering on pari-mutuel wagering and the economics of the California horse racing industry. On August 2, 2011 the Board published a notice of intent to promulgate exchange wagering rules. The notice solicited written comments and studies concerning the impact of exchange wagering, and advised that all written materials would be used to develop rules and regulations that are in the best interest of the public and the California horse racing industry. The 45-day public notice period closed on September 26, 2011. Substantive comments were received from TVG-Betfair (TVG); Christensen Capital Advisors LLC; Global Betting Exchange; Los Angeles Turf Club/Pacific Racing Association (LATC/PRA); Churchill Downs Incorporated; Thoroughbred Owners of California (TOC); California Thoroughbred Horsemen's Foundation; and CHRIMS, Inc. Several individuals also wrote to express opinions regarding exchange wagering. TVG, Christensen Capital Advisors LLC, Global Betting Exchange, and CHRIMS, Inc. offered positive comments and suggested exchange wagering regulations. LATC/PRA, Churchill Downs Incorporated and TOC questioned whether exchange wagering would benefit California horse racing. All comments were taken into consideration and used in drafting the proposed exchange wagering regulations that constitute the proposed addition of Article 27, Exchange Wagering.

On February 9, 2012 the Exchange Wagering Ad Hoc Committee (Ad Hoc committee) met at Santa Anita Park Race Track. The Ad Hoc committee heard testimony regarding exchange wagering from advance deposit wagering providers, racing associations, horsemen's organizations and betting exchange providers, as well as comments from CHRIMS, the Jockey's Guild and Horseplayer's Association of North America. The Ad Hoc committee also heard and discussed a presentation from the CHRB enforcement and audit staff regarding enforcement plans for monitoring exchange wagering in California. Following discussion by all concerned parties the Ad Hoc committee took no action, as an agreement between the parties had not been reached. Following the Ad Hoc committee meeting changes were made to certain proposed regulations in response to comments.

At the March 22, 2012 Regular Board Meeting staff was instructed to initiate a 45-day public comment period regarding the addition of Article 27, Exchange Wagering. During the public comment period written comments were received from a wide variety of interested industry parties.

At the June 28, 2012 hearing for adoption of Article 27, Exchange Wagering, the Board determined that it would hold an Ad Hoc committee meeting to review written comments received during the 45-day public comment period and to authorize modifications to proposed regulations where the Ad Hoc committee felt changes were appropriate. The Board directed

staff to organize the comments so that only those relating directly to the text of proposed regulations were provided, and to modify the text of the regulations where it believed comments should be accepted. The Ad-Hoc committee scheduled a meeting on August 22, 2012, to consider comments received in accordance with the Board's directions.

ANALYSIS

Article 27, Exchange Wagering, is comprised of 25 proposed regulations governing the conduct of exchange wagering in California. During the 45-day public comment period comments were received on 22 of the 25 proposed regulations. After reviewing comments submitted during the 45-day public comment period, modifications were made to 13 of the proposed regulations. The Ad-Hoc committee met on August 22, 2012 to consider the proposed modifications. If the Ad-Hoc committee determines any of the proposed amendments should be endorsed, and the full Board accepts the Ad-Hoc committee's recommendations, an additional public notice period will be required so the public may comment on the proposed changes. The public comments will be limited to only the proposed modified texts. The proposed modifications (shown with double underlined text or ~~crossed-out text~~) that were considered by the Ad-Hoc committee are:

Rule 2086.6, Operating Plan Required, requires that an exchange wagering applicant submit an operating plan detailing its proposed method of operation as an exchange with any application for a new or renewal license. The proposed modification to Rule 2086.6 would change subsections:

- 2086.6(a)(2) to require the exchange provider to provide evidence that the account holders funds are held in a separate FDIC insured bank account and shall not be used for any purpose other than those required by account holders exchange wagering transactions. The addition of the phrase will emphasize that the account holders funds are separate from those of the exchange provider and may not be used for any purpose other than an account holders exchange wagering activities.
- 2086.6(h), which requires the exchange operator to provide its requirements for exchange wagering accounts established and operated for persons whose principal residence is *outside the state*. The proposed modification states: "which accounts may be utilized for wagers on California races only, and cannot be utilized to wager on non-California races." This is in keeping with Business and Professions Code section 19604.5(b) which states that exchange wagering by residents of jurisdictions outside of California on the results of races conducted in California shall be lawful under specified conditions.

Rule 2086.8, Monitoring Systems and Notification, provides that the exchange provider will furnish full access to its monitoring system and that the provider shall immediately notify the Board of any wagering anomalies and agreed upon thresholds. The rule also requires the provider to establish and distribute criteria for anti-money laundering procedures and thresholds, and establish and distribute criteria for monitoring telephone records of account holders.

- The modification to subsection 2086.8(a)(3) deletes the word "occur" and is for purposes of grammar.

Rule 2087.5, Antepost Market, states that antepost markets are authorized and describes what constitutes an antepost market. The proposed modifications to Rule 2087.5 are:

- Subsection 2087.5(a) to state that antepost market wagers are wagers “placed in advance of the closing of entries.” This clarifies when antepost wagers are placed.
- The addition of subsection 2087.5(b), which states antepost wagers shall close for wagering at the close of entries.

Rule 2087.6, Cancellation of Matched Wagers, sets the conditions under which a matched wager may be cancelled or voided by an exchange provider, and requires the exchange provider to notify the Board of such cancellation, as specified. The proposed modification of Rule 2087.6 will:

- Add a requirement that the exchange provider must notify the Board in writing if it voids or cancels a matched wager due to technological failure. This is in addition to the requirement that the exchange provider notify the Board in writing if it voids or cancels matched wagers if the person who placed the wager has breached the terms of his agreement, or if the action is in the interest of the integrity or fairness of the market.

Rule 2088, Declared Entries, requires the exchange provider to void matched wagers on declared entries, except in an antepost market. The proposed modifications are:

- Change title of regulation to: “Non-Starters and Declared or Scratched Entries. This is in response to a comment that stated it would be a more descriptive title.
- Add “non-starters” and “scratched” entries to subsection 2088(a).
- Add subsection 2088(b) to provide: In the event of a non-starter, declared or scratched entry, the price of all other matched wagers existing at the time the declared or scratched entry occurred, or the non-starter declared, may/may not be reduced proportionally by the exchange provider in accordance with the terms set forth in its operating plan to reflect the increased probability that those outcomes will become winning outcomes.

This will allow the exchange provider to include a “reduction factor principal” in its operating plan.

Rule 2088.6, Cancellation of Unmatched Wagers, allows cancellation at any time of an unmatched wager by the exchange provider.

- Modify regulation to include account holder as a party who may cancel an unmatched wager.

- Modify regulation to remove “by the provider” in reference to matching wagers. The California Thoroughbred Trainers stated this sounded like the exchange provider was using its funds to match the wager.

Rule 2089, Errors in Payments of Exchange Wagers, sets the procedures for the exchange provider to remedy errors in payment of exchange wagers.

- Modify subparagraphs 2089(a)(1), (a)(2) and (a)(3) to allow more time for account holders to submit claims or request in writing that the Board determine the validity of the claim. A claim must be submitted in 90 calendar days versus 30; a claim not submitted within 90 calendar days shall be deemed waived; and if a claim is rejected the claimant has 45 calendar days to appeal to the Board versus 15 calendar days. The Los Angeles Turf Club commented the original periods of time were not sufficient.

Rule 2089.5, Requirements to Establish an Exchange Wagering Account, states what is necessary for a natural person to establish an exchange wagering account. The regulation also requires the exchange provider to comply with Internal Revenue Service reporting requirements, and requires the recording and retention of specified transactions and conversations.

- Modify subsection 2089.5(a) to state accounts of residents of another jurisdiction shall be used for wagering on California races only. This is in keeping with Business and Professions Code section 19604.5(b), which states exchange wagering by residents of jurisdictions outside of California on the results of horse races conducted in California shall be lawful, as specified.
- Update subsection 2089.5(a) to provide that only natural persons may open an exchange wagering account. This is in keeping with Business and Professions Code section 19604.5(c).

Rule 2090, Posting Credits for Winnings from Exchange Wagers, provides the requirements for the posting of credits for winnings from matched wagers.

- Update subsection 2090(b) to add “antepost” to clarify that the subsection is referring to antepost wagers.

Rule 2091.5, Suspending an Exchange Wagering Account, states the circumstances under which an account may be suspended and requirements for notifying the Board when an account is suspended.

- Add new subsection 2091.5 to provide that funds in a suspended account shall be maintained by the exchange provider until such time as any investigation associated with the suspension is complete and/or the account is no longer suspended.

Rule 2092, Exchange Wagers Placed After the Start of a Race, provides the requirements for placing exchange wagers after a race has begun, including required approvals for such wagering

to take place. The rule also states wagering after the conclusion of a race, or on a previously run race, is prohibited.

- Modify subsection 2092(a) to include racing association and horsemen's organization. This clarifies that the racing association and horsemen's organization must authorize the exchange provider to accept wagers placed on a market after the start of a live race. This is in keeping with Business and Professions Code section 19604.5(k)

Rule 2092.5, Prohibitions on Wagers to Lay a Horse to Lose, prohibits certain classes of licensees from placing wagers to lay a horse to lose, prohibits others from making such wagers on behalf of such licensees, and provides that only the owner of an account may use his account to place such a wager.

- Modify subsection 2092.5(a) to add substitute trainer, and the veterinarian or any assistant to the veterinarian providing services to the trainer who trains the horse.
- Modify subsection 2092.5(b) to clarify that the entire subsection 2092.5(a) is referenced.
- Modify regulation to add subsection 2092.5(d) and 2092.5(e) to clarify that Board Rule 1970, Wagering on Competing Horses, and Rule 1969, Wagering Prohibited, apply to exchange wagering.

RECOMMENDATION

This item is presented for Board discussion and action.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2086. DEFINITIONS

Regular Board Meeting
August 23, 2012

2086. Definitions

As used in this article:

(a) “Back” means to wager on a selected outcome occurring in a given market.

(b) “Confidential information” means the following:

(1) the amount of money credited to, debited from, or present in any particular account holder's exchange wagering account;

(2) the amount of money wagered by a particular account holder on any races or series of races;

(3) the exchange wagering account number and personal identification number of an account holder;

(4) the identities of particular entries on which the account holder is wagering or has wagered; and

(5) unless otherwise authorized by the account holder, the name, address, and all other information in possession of the exchange provider that would identify the account holder to anyone other than the Board or the exchange provider.

(c) “Credits” means all positive inflow of money to an exchange wagering account.

(d) “Debits” means all negative outflow of money from an exchange wagering account related to a wager placed from such account.

(e) “Declared Entry” means a horse withdrawn from a race in which its entry has been accepted.

(f) “Deposit” means a credit of money to an exchange wagering account from an account holder.

(g) “Exchange” means a system operated by an exchange provider in which the provider maintains one or more markets in which account holders may back or lay a selected outcome.

(h) “Exchange wagering” means a form of pari-mutuel wagering in which two or more persons place identically opposing wagers in a given market, as provided under Business and Professions Code section 19604.5.

(i) “Exchange wagering account,” “account” means the account established with an exchange provider by a natural person participating in exchange wagering. An account may only be established or maintained with an exchange provider by a natural person.

(j) “Exchange wagering license applicant,” “applicant” means any entity including, but not limited to, corporations, partnerships, limited liability companies, limited partnerships, or individuals that file an application with the Board to conduct exchange wagering.

(k) “Exchange wagering license application” means the application form CHRB 229 (New 5/12), Application for License to Operate Exchange Wagering.

(l) “Exchange wagering licensee,” “exchange provider” means a person located within or outside of California that is authorized to offer exchange wagering to residents of California pursuant to Business and Professions Code section 19604.5 and this article.

(m) “Identically opposing wagers” means wagers in which one or more persons offer to lay a selected outcome at the same price at which one or more persons offer to back that same outcome, with the amount subject to the lay being proportionately commensurate to the amount subject to the back.

(n) “Lay” means to wager on a selected outcome not occurring in a given market.

(o) “Market” means, in relation to a given horse race or a given set of horse races, a particular outcome that is subject to exchange wagering as determined by an exchange provider.

(p) “Matched wager” means the wager that is formed when two or more persons are confirmed by the exchange provider as having placed identically opposing wagers in a given market on the exchange.

(q) “Means of personal identification” means the unique number, code, or other secure technology designated by an exchange wagering account holder to assure that only that account holder has access to his account.

(r) “Natural person” means a living, breathing human being, as opposed to a legal entity.

(s) “Net winnings” means the aggregate amounts payable to a person as a result of that person’s winning matched wagers in a pool less the aggregate amount paid by that person as a result of that person’s losing matched wagers in that pool.

(t) “Operating plan” means the plan submitted to the Board by an exchange provider detailing the proposed method of operation of the exchange.

(u) “Other electronic media” means any electronic communication device or combination of devices including, but not limited to, personal computers, the Internet, private networks, interactive television and wireless communication technologies, or other technologies approved by the Board.

(v) “Person” means any individual, partnership, corporation, limited liability company, or other association or organization.

(w) “Pool” means the total of all matched wagers in a given market.

(x) “Price” means the odds for a given exchange wager.

(y) “Unmatched wager” means a wager or portion of a wager placed in a given market within an exchange that does not become part of a matched wager because there are not one or more available exchange wagers in that market with which to form one or more identically opposing wagers.

(z) “Withdrawal” means a payment from an exchange wagering account by the exchange provider to the account holder.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2086.1. AUTHORIZATION FOR EXCHANGE WAGERING

Regular Board Meeting
August 23, 2012

2086.1. Authorization for Exchange Wagering.

(a) Exchange Wagering may be conducted upon the approval of the Board as provided for in this article and under the provisions of Business and Professions Code sections 19604.5(b)(2) to (7), inclusive.

(b) Despite subsection (a) of this regulation, a licensee may conduct exchange wagering on any horse race conducted outside of California where the licensee does not offer exchange wagering to residents of California on that race.

Authority: Sections 19420, 19440, 19590 and 19604.5, Business and Professions Code.

Reference: Sections 19593 and 19604.5, Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2086.5. APPLICATION FOR LICENSE TO OPERATE EXCHANGE WAGERING

Regular Board Meeting
August 23, 2012

2086.5. Application for License to Operate Exchange Wagering.

(a) Prior to any exchange wagers being accepted, the applicant for license to operate exchange wagering must obtain a license from the Board.

(b) An applicant must complete CHRB form 229 (New 05/12) Application for License to Operate Exchange Wagering, hereby incorporated by reference, which shall be available at the Board's headquarters office. The application must be filed not later than 90 days in advance of the scheduled start of operation. A certified check in the amount of \$1,400,000 payable to the California Horse Racing Board, or an amount to be determined by the Board to fulfill Business and Professions Code section 19604.5(e)(6), a detailed operating plan as described under Rule 2086.6, Operating Plan Required, and proof of the applicant's compliance with labor provisions of Business and Professions Code section 19604.5(f), must accompany the application.

(c) The term of the exchange wagering License shall be not more than 2 years from the date the exchange wagering license is issued, unless otherwise determined by the Board.

(d) The Board shall notify the applicant in writing within 30 calendar days from the receipt date if the application is deficient. No later than 90 calendar days following the receipt of the application, the Board shall make a final determination on the application. The Board may approve the application if, after reasonable investigation and inspection, as it deems appropriate, it determines that the applicant has demonstrated that exchange wagers placed through the exchange will be accurately processed and that there will be sufficient safeguards to protect the

public and to maintain the integrity of the horse racing industry in this state. If the Board denies an application, the applicant has 30 calendar days, from the receipt of the Board's denial notification, to request a reconsideration of the Board's decision. The request must be in writing and sent to the Board's headquarters office. The Board shall respond in writing to the reconsideration request within 30 working days from the receipt date of the request. If reconsideration is denied, the applicant may file for judicial review in accordance with Government Code section 11523.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5,
Business and Professions Code.
Section 11523, Government Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2086.6. OPERATING PLAN REQUIRED

Regular Board Meeting
August 23, 2012

2086.6. Operating Plan Required.

As part of the exchange wagering license application, and any renewal application, the applicant shall submit a detailed operating plan in a format and containing such information as required by the Board. At a minimum, the operating plan shall address the following:

(a) A detailed report of the daily operation of the exchange.

(b) Management of customer accounts including deposits, withdrawals, debits and credits. This shall include:

(1) A policy to prevent commingling of funds; and

(2) Evidence of an established account with an Federal Deposit Insurance Corporation (FDIC) insured bank in which all funds of the account holders will be deposited. This shall include evidence that account holder's funds are segregated and held in a separate FDIC insured bank account of the exchange provider, and that the funds shall not be used for any purpose other than those required by the account holder's exchange wagering transactions.

(c) Technology and hardware and software systems information, which shall include a data security policy, as well as a policy for the notification of the Board and account holders of any unauthorized access that may compromise account holders' personal information.

(d) Financial information that demonstrates the financial resources to operate an exchange and a detailed budget that shows anticipated revenue, expenditures and cash flows by month projected for the term of the license.

(e) Document retention policies including those related to account holder personal information and wagering information.

(f) A customer complaint and conflict resolution process.

(g) Programs for responsible wagering.

(h) The requirements for exchange wagering accounts established and operated for persons whose principal residence is outside of the state, which accounts may be utilized for wagers on California races only, and cannot be utilized to wager on non-California races.

(i) The operating plan submitted pursuant to this regulation, and any subsequent updates or changes to such operating plan, shall be exempt from disclosure pursuant to Government Code section 6254(k) and non-disclosable to the public.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5(e)(4),
Business and Professions Code.
Section 6254(k),
Government Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2086.7. EXCHANGE WAGERING DATA

Regular Board Meeting
August 23, 2012

2086.7. Exchange Wagering Data.

(a) For the purposes of pari-mutual accounting and settlement of exchange revenues according to contract, as well as reporting and analysis of data related to exchange wagering, the exchange provider shall furnish the nonprofit horse racing data base as designated by the Board with the following data interface in a format agreed upon by the exchange provider and the nonprofit horse racing data base:

(1) A daily reconciliation of the amounts settled by the exchange provider and its account holders, including but not limited to:

(A) Race date, event, race number, wagering interests, breed type;

(B) Post time of race, start time of race, finish time of race;

(C) Winning, losing and net wagers;

(D) Wagers by type before race; by winning, losing, and net wagers, odds, amounts, backer, layer;

(E) Wagers by type during race; by winning, losing and net wagers, odds, amounts, backer, layer;

(F) Cancellations of wagers made by customers on betting interest, or interests during one event;

(G) Zip code of each account holder;

(H) Percentage or flat fee paid to source of event;

(I) Percentage or flat fee rebated to each account holder.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2086.8. MONITORING SYSTEMS AND NOTIFICATION

Regular Board Meeting
August 23, 2012

2086.8. Monitoring Systems and Notification.

(a) Pursuant to an agreement between the exchange provider and the Board, or its designee, the exchange provider shall:

(1) Furnish the Board and its designee full access to the provider's real-time monitoring system that displays all wagers made over a set amount approved by the Board in the operating plan, including online documentation and training;

(2) Provide immediate notification by email to the Board and its designee of any unusual wagering patterns;

(3) Provide immediate notification by email to the Board and its designee of when certain predetermined and agreed upon events occur as set out in the operating plan ~~occur~~;

(4) Establish and distribute criteria for anti money laundering procedures which include risk based systems for customer due diligence.

(5) Establish and distribute criteria for monitoring telephone records of account holders.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2086.9. FINANCIAL AND SECURITY INTEGRITY AUDITS REQUIRED

Regular Board Meeting
August 23, 2012

Rule 2086.9. Financial and Security Integrity Audits Required.

(a) Ninety days after the end of each calendar year the exchange provider shall submit to the Board an annual financial statement for its California operations.

(b) On a calendar year basis the provider shall undergo the Statement on Standards for Attestation Engagements 16 (SSAE 16) audits:

(1) Service Organization Controls I (SOC I) and;

(2) Service Organization Controls II (SOCII) reports.

The SOC I and SOC II reports shall be submitted to the Board ninety days after the end of the calendar year.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2087. SUSPENDING MARKETS

Regular Board Meeting
August 23, 2012

2087. Suspending Markets.

(a) An exchange provider may suspend a market at any time, including after the race is declared official but before winning wagers are credited, if the provider has reason to suspect that fraud or any other action or inaction by any person connected with the race raises questions about the integrity and fairness of the market.

(b) The provider shall immediately notify the Board by means of electronic mail any time a market is so suspended. Upon settlement of the market the provider shall submit to the Board a written account of the suspension that at a minimum provides the following information:

(1) The market suspended;

(2) The date and time of the suspension;

(3) The reason for suspending the market;

(4) The results of the investigation;

(5) How the market was settled.

(c) Upon the completion of an investigation, the exchange provider shall settle the market as appropriate.

(d) An account holder who believes a payout was inappropriately disrupted due to the suspension of a market may submit a claim to the exchange provider in accordance with Rule 2089 of this article.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5(k),
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2087.5. ANTEPOST MARKET

Regular Board Meeting
August 23, 2012

2087.5. Antepost Market.

(a) Antepost market wagers are authorized and are wagers placed in advance of the closing of entries where one single wager is made on an outcome that includes both:

(1) that the selected horse will run the race; and

(2) that the selected horse will finish the race in the selected position of win, place, or

show.

(b) Antepost markets close for wagering at the close of entries.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2087.6. CANCELLATION OF MATCHED WAGERS

Regular Board Meeting
August 23, 2012

2087.6. Cancellation of Matched Wagers.

(a) An exchange provider may cancel or void a matched wager if required by law or where, in its sole discretion, it determines:

(1) there is a technological failure and the market must be voided; or

(2) there is good cause to suspect that a person placing a wager through the exchange has breached any term of the person's agreement with the exchange provider;

(3) it is in the interest of maintaining integrity and fairness in a particular market; or

(4) human error by the exchange wagering provider in recording an exchange wager.

(b) If a matched wager is canceled or voided due to situations described in subparagraphs (a)(1), (a)(2) and (a)(3) of this regulation, the exchange provider shall notify the Board in writing of its actions and the circumstances that resulted in such action.

(c) An account holder who believes a payout was inappropriately disrupted due to the cancellation of a matched wager may submit a claim to the exchange provider in accordance with Rule 2089 of this article.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5(k),
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2088. NON-STARTERS AND DECLARED OR SCRATCHED ENTRIES

Regular Board Meeting
August 23, 2012

2088. Non-Starters and Declared or Scratched Entries.

(a) Except for in an antepost market, matched wagers on non-starters and declared or scratched entries shall be voided by the exchange provider.

(b) In the event of a non-starter, declared or scratched entry, the price of all other matched wagers existing at the time the declared or scratched entry occurred, or the non-starter declared, may/may not be reduced proportionally by the exchange provider in accordance with the terms set forth in its operating plan to reflect the increased probability that those outcomes will become winning outcomes.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5(k),
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2088.6. CANCELLATION OF UNMATCHED WAGERS

Regular Board Meeting
August 23, 2012

2088.6. Cancellation of Unmatched Wagers.

An unmatched wager may be cancelled by the exchange provider at any time before it is matched by the provider to form one or more identically opposing wagers.

The exchange provider or the account holder who offered the unmatched wager may at any time cancel an unmatched wager before it is matched to form one or more identically opposing wagers.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5(j),
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2089. ERRORS IN PAYMENTS OF EXCHANGE WAGERS

Regular Board Meeting
August 23, 2012

2089. Errors in Payments of Exchange Wagers.

If an error occurs in the payment of amounts for exchange wagers, the following shall apply:

(a) In the event the error results in an over-payment to the individuals wagering, the exchange provider shall be responsible for such payment.

(b) In the event the error results in an under-payment:

(1) An account holder must submit a claim for the underpayment within ~~30~~ 90 calendar days inclusive of the date on which the alleged underpayment occurred. The exchange provider shall investigate such claims and shall pay each claim, or a part thereof, which it determines to be valid, and shall notify the claimant in writing if his claim is rejected as invalid.

(2) Any claim not filed with the exchange provider within ~~30~~ 90 calendar days inclusive of the date on which the alleged under-payment occurred shall be deemed waived and the exchange provider shall have no further liability therefore.

(3) Any person whose claim is rejected by the exchange provider may, within ~~15~~ 45 calendar days from the date he received the notice of rejection, request in writing that the Board determine the validity of the claim. Failure to file such request with the Board within the said time shall constitute a waiver of the claim.

(4) A hearing shall be held on each such rejected claim timely filed with the Board. The Board shall give notice of such hearing to the claimant and the exchange provider. The Board may determine a claim to be valid, in whole or in part, and thereafter order the exchange provider to pay to the claimant the amount of the claim determined to be valid, or may deny the claim I whole or in part. Any such determination shall be final and binding on all parties.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2089.5. REQUIREMENTS TO ESTABLISH AN EXCHANGE WAGERING
ACCOUNT

Regular Board Meeting
August 23, 2012

2089.5. Requirements to Establish an Exchange Wagering Account.

(a) An exchange wagering account is necessary to place exchange wagers. Exchange wagering accounts may be established by residents of California. Residents of another jurisdiction may establish exchange wagering accounts provided it is not unlawful under United States federal law or the law of that jurisdiction to place an exchange wager and such accounts are used for wagering on California races only. An account may be established in person, by mail, telephone, or other electronic media including but not limited to the Internet. Only natural persons may open an account. An account shall not be assignable or otherwise transferable.

(b) The information required to establish an account shall include:

(1) The prospective account holder's full legal name.

(2) The principal residence address of the prospective account holder. Such address shall be deemed the address of record for mailing checks, withdrawals, statements, if any, of the account, notices, or other correspondence or materials. It is the responsibility of the account holder to notify the exchange provider of any address change.

(3) Telephone number.

(4) Social Security Number or Individual Tax Identification Number.

(5) Certification or other proof that the applicant is at least 18 years of age.

(c) An exchange provider shall employ electronic verification with respect to each prospective account holder's name, principal residence address, date of birth and social security number at the time of the account establishment by a Board-approved national, independent, individual reference company or another independent technology approved by the Board which meets or exceeds the reliability, security, accuracy, privacy and timeliness provided by individual reference service companies.

(d) An exchange provider may refuse to establish an account, or may cancel or suspend a previously established account, without notice, if it is found that any information supplied by the prospective account holder is untrue or incomplete.

(1) If the exchange provider cancels a previously established account, within five business days it shall return to the account holder at the address of record any funds held in the account.

(e) If an exchange provider or an affiliate of such provider is also licensed by the Board to conduct advance deposit wagering, the exchange provider may offer holders of existing advance deposit wagering accounts held with such exchange provider or such affiliate a convenient method of establishing an exchange wagering account by verifying information on file for the existing advance deposit wagering account.

(f) The exchange provider shall have the right to suspend or close any account at its discretion.

(g) The account applicant shall supply the exchange provider with a means of personal identification to be used by the account holder to access his account. Exchange wagering accounts are for the use only of the account holder and the account holder is responsible to

maintain the secrecy of the account number and means of personal identification. The account holder must immediately notify the exchange provider of any breach of security for the account.

(h) Each account shall have a unique identifying account number. The exchange provider shall inform the account holder of the assigned account number and provide a copy of the exchange provider's exchange wagering procedures, terms, and conditions, as well as any information that pertains to the operation of the account.

(i) Each exchange provider shall, at all times, comply with Internal Revenue Service (IRS) requirements for reporting and withholding proceeds from exchange wagers by account holders and shall, following the credit to an account for a winning exchange wager, send to any account holder who is subject to IRS reporting or withholding a Form W2-G summarizing the information for tax purposes. Upon written request by an account holder, the exchange provider shall provide the account holder with summarized tax information on exchange wagering activities.

(j) All wagering conversations, transactions or other wagering communications through the exchange wagering system, verbal or electronic, shall be recorded by means of electronic media, and the tapes or other records of such communications shall be kept by the entity for at least 180 days, unless otherwise directed by the Board. These tapes and other records shall be made available to the Board upon request or order by the Executive Director.

(k) Upon request of the account holder the exchange provider shall provide a statement detailing account activity for the immediate 30 days prior to the request. Unless the exchange provider receives written notice disputing the statement within 14 calendar days of the date a statement is forwarded, it shall be deemed to be correct.

(l) No employee or agent of the exchange provider shall divulge any confidential information related to the placing of any exchange wager or any confidential information related to the operation of the exchange wagering system without the consent of the account holder, except to the account holder as required by this article, the Board, and as otherwise required by state or federal law.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2089.6. DEPOSITS TO AN EXCHANGE WAGERING ACCOUNT

Regular Board Meeting
August 23, 2012

2089.6. Deposits to an Exchange Wagering Account.

Deposits to an exchange wagering account shall be made, in person, by mail, by telephone, or by other electronic media, as follows:

(a) The account holder's deposits to the account shall be submitted by the account holder to the exchange provider and shall be in the form of one of the following:

(1) cash given to the exchange provider;

(2) check, money order, negotiable order of withdrawal, or wire or electronic transfer, payable and remitted to the exchange provider; or

(3) charges made to an account holder's debit or credit card upon the account holder's direct and personal instruction, which instruction may be given by telephone communication or other electronic media to the exchange provider or its agent by the account holder if the use of the card has been approved by the exchange provider.

(4) the name and billing address for any credit card, debit card, bank account, or other method of payment through which an account holder funds or transfers from an account shall be the same as the account holder's registered name and address.

(b) Funds in an account shall bear no interest to the account holder.

(c) The account holder may be liable for any charges imposed by the transmitting or receiving entity involved in a wire or electronic transfer, and such charges may be deducted from the account holder's account.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2090. POSTING CREDITS FOR WINNINGS FROM EXCHANGE WAGERS

Regular Board Meeting
August 23, 2012

2090. Posting Credits for Winnings from Exchange Wagers.

(a) Credit for winnings from matched wagers placed with funds in an account shall be posted to the account by the exchange provider after the race is declared official.

(b) Notwithstanding Rule 1955 of this division, where the outcome of a matched antepost wager can be determined with certainty by the exchange provider prior to the time that the race is declared official, the exchange provider may settle such matched antepost wager as soon as that outcome is determined with certainty.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2090.5. DEBITS TO AN EXCHANGE WAGERING ACCOUNT

Regular Board Meeting
August 23, 2012

2090.5. Debits to an Exchange Wagering Account.

Debits to an exchange wagering account shall be made as follows:

(a) Upon receipt by the exchange provider of an exchange wager properly placed, the provider shall determine whether there are sufficient funds in the account holder's wagering account to cover the maximum amount the account holder could be liable for based on the wager. If so, the wager shall be accepted. The exchange provider will debit the account holder's account the total maximum amount which the account holder could be liable for based on all exchange wagers placed by the account holder on races which have not yet been declared official.

(b) Wagers shall be accepted only during days and times designated as operating by the exchange provider.

(c) The exchange provider may at any time declare the system closed for receiving any wagers on any race or closed for all exchange wagering.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2090.6. WITHDRAWALS BY ACCOUNT HOLDER

Regular Board Meeting
August 23, 2012

2090.6. Withdrawals by Account Holder.

(a) Withdrawals shall be completed within five business days after the exchange provider receives a request from an account holder by mail, by telephone, or other electronic media, accompanied by the valid account number and a means of personal identification or, if by mail, a signed completed withdrawal form. In the case of any withdrawal requested by mail, by telephone, or by other electronic media:

(1) If sufficient funds are available in the account, the exchange provider shall send a check payable to the account holder in the amount of the requested withdrawal to the address of record.

(2) If sufficient funds are not available in the account, the exchange provider shall, within five business days of receipt, provide notification to the account holder of insufficient funds and send a check payable to the account holder in the amount of the funds available to the address of record.

(3) A wire or electronic funds transfer, including but not limited through the automated clearing house system, may be used in lieu of a check, at the discretion of the account holder and the exchange provider, to deliver funds withdrawn from an exchange wagering account to a monetary account controlled by the account holder. The account holder may be liable for any

charges imposed by the transmitting or receiving entity involved in a wire or electronic transfer, and such charges may be deducted from the account holder's account.

(b) Exchange wagering account holders may make withdrawals in person with such identification as required by the exchange provider, the valid account number, and a means of personal identification.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2091. CLOSING AN INACTIVE EXCHANGE WAGERING ACCOUNT

Regular Board Meeting
August 23, 2012

2091. Closing an Inactive Exchange Wagering Account.

The exchange provider may close any exchange wagering account that has remained inactive for six months or longer. When an account is closed the exchange provider shall return any funds remaining in the account to the account holder at the address of record within five business days of closing the account.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2091.5. SUSPENDING AN EXCHANGE WAGERING ACCOUNT

Regular Board Meeting
August 23, 2012

2091.5. Suspending an Exchange Wagering Account.

(a) An exchange provider may suspend any exchange wagering account if the provider has reason to believe that the account holder may have committed acts of fraud in connection with exchange wagering or any other action or inaction which threatens the integrity or fairness of any exchange wagering, or is otherwise ineligible to hold the account.

(b) The exchange provider shall immediately notify the Board by electronic mail if it suspends an account due to fraud in connection with exchange wagering or any other action or inaction which threatens the integrity or fairness of any exchange wagering. The provider shall also submit to the Board a written account of the suspension that at minimum states:

- (1) The name of the person whose account was suspended;
- (2) The date and time of the suspension;
- (3) The reason for suspending the account;
- (4) The results of any investigation associated with the suspension of the account.

(c) Funds in a suspended account shall be maintained by the exchange provider until such time as any investigation associated with the suspension is complete and/or the account is no longer suspended.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2091.6. POWERS OF THE BOARD TO REVIEW AND AUDIT RECORDS

Regular Board Meeting
August 23, 2012

2091.6. Powers of the Board to Review and Audit Records.

The Board shall have access for review and audit, to all records and financial information of an exchange provider. The information shall be made available upon notice from the Board, at all reasonable times to the extent such disclosure is not prohibited by law. Board access to and use of information concerning exchange wagering transactions and account holders shall be considered proprietary to the exchange provider and shall not be disclosed publicly except as may be required by law.

Authority: Sections 19420, 19433, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5(e)(4),
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2092. EXCHANGE WAGERS PLACED AFTER THE START OF A RACE

Regular Board Meeting
August 23, 2012

2092. Exchange Wagers Placed After the Start of a Race.

(a) As reflected in the exchange provider's operating plan, and as approved authorized by the racing association and horsemen's organization, and as approved by the Board, an exchange provider may accept wagers placed on a market after the start of a live race but before the results of that race have been declared official.

(b) No exchange wagers shall be placed on a market after the conclusion of a live race.

(c) Exchange wagering on previously run races is prohibited.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5(k),
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2092.5. PROHIBITIONS ON WAGERS TO LAY A HORSE TO LOSE

Regular Board Meeting
August 23, 2012

2092.5. Prohibitions on Wagers to Lay a Horse to Lose.

(a) No exchange wager that lays a horse to lose may be made by a person who owns such horse in whole or in part, nor shall an exchange wager to lay the horse to lose be made by:

- (1) The trainer, ~~or~~ assistant trainer or substitute trainer who trains the horse;
- (2) The authorized agent who represents the owner of the horse;
- (3) The jockey or driver who rides or drives the horse;
- (4) The jockey agent who represents the jockey who rides the horse;
- (5) The valet who attends the jockey; ~~or~~
- (6) Any stable employee of the trainer who trains the horse-;
- (7) The veterinarian or any assistant to the veterinarian providing services to the trainer who trains the horse.

(b) Nor shall any of the persons named in subsection (a) through (a)(7) of this regulation instruct another person to lay a horse to lose on their behalf, or receive the whole or any part of any proceeds of such a lay.

(c) No exchange wagering account shall be used to lay a horse to lose, except by the account holder. All wagers that lay a horse to lose will be presumed to be effected by, and for the benefit of, the account holder.

(d) Nothing herein is intended to otherwise alter the applicability or application of Rule 1970.

(e) Individuals prohibited from wagering under Rule 1969 Shall be prohibited from placing an exchange wager while on duty at a race meeting or off-track wagering facility, including an out-of-state-Hub.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5(e)(3)(A),
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2092.6. SUSPENSION OF OCCUPATIONAL LICENSE

Regular Board Meeting
August 23, 2012

2092.6. Suspension of Occupational License.

(a) The Board of Stewards may suspend the license of any person if, after a hearing, it determines there is probable cause to believe that such person may have has committed acts of fraud in connection with exchange wagering or any other action or inaction which threatens the integrity or fairness of any exchange wagering.

(b) Such suspension of license shall be for a period of time designated by the Board of Stewards, unless otherwise determined by the Board.

(c) The licensee may make an appeal to the Board by complying with the provisions of Rule 1761 of this division.

Authority: Sections 19420, 19440, 19460, 19461, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19461, 19593 and 19604.5,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 27. EXCHANGE WAGERING
PROPOSED ADDITION OF
RULE 2093. CERTAIN PRACTICES RELATED TO EXCHANGE WAGERING

Regular Board Meeting
August 23, 2012

2093. Certain Practices Related to Exchange Wagering.

(a) The exchange provider shall provide an account holder with information on the race, including the track where the race will take place and the names of the participating horses before the account holder may place an exchange wager.

(b) The exchange provider shall require the account holder making the exchange wager to select the specific race and horse for the wager. The exchange provider may not offer automatic, quick-pick, or similar features to aid in the placing of an exchange wager.

(c) The exchange provider shall not display the results of an exchange wager through the use of video or mechanical reels or other slot machine or casino game themes, including, but not limited to, dice games, wheel games, card games, and lotto.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5(e)(3),
Business and Professions Code.

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD
REGARDING THE ALLOCATION OF RACE DATES AND
RELATED ISSUES FOR 2013 AND BEYOND

Regular Board Meeting
August 23, 2012

BACKGROUND

Business and Professions Code section 19530 provides the Board with the authority to allocate racing weeks to an applicant pursuant to the provisions of the Horse Racing Law and to specify such racing days, dates, and hours for horse racing meetings as will be in the public interest, and will subserve the purposes of the law. Business and Professions Code section 19531 states the Board shall make allocations for racing weeks, including simultaneous racing between zones as it deems appropriate. The maximum number of racing weeks that may be allocated for horse racing other than at fairs, shall be as follows: (a) For thoroughbred racing: 44 weeks per year in the northern zone; 42 weeks per year in the central zone; and seven weeks per year in the southern zone. (b) For harness racing: 25 weeks per year in the northern zone. (c) For quarter horse racing: 25 weeks per year in the northern zone. (d) For harness racing and quarter horse racing: a total of 77 weeks per year in the combined central and southern zones. Business and Professions Code section 19532(a) specifies any association licensed to conduct thoroughbred racing in the northern zone may receive no more than 35 weeks of that racing. (b) Any association licensed to conduct thoroughbred racing in the central zone may receive no more than 17 weeks of that racing, except that any association which conducts a split meeting may receive up to 20 weeks of that racing. No more than one such split meeting may be licensed in any one year. Business and Professions Code section 19549 provides the maximum number of racing weeks that may be allocated to a fair shall be four weeks each, except under specified conditions.

Board Rule 1430, Allocation of Racing Weeks and Dates, states the Board shall allocate racing weeks and dates for the conduct of horse racing in this State for such time periods and at such racing facilities as the Board determines will best subserve the purposes of the Horse Racing Law and which will be in the best interests of the people of California in accord with the intent of the Horse Racing Law.

In preparation for discussion regarding 2013 race date allocations, the industry was asked to submit proposed 2013 race dates as well as any information or plans related to its 2013 race dates requests including dollar amounts anticipated to be spent on advertising, promotions and marketing. Proposals for Southern California thoroughbred race dates were received from the Los Angeles Turf Club (LATC); Hollywood Park Racing Association (HPRA); Del Mar Thoroughbred Club (DMTC); Los Angeles County Fair Association (LACFA) at Fairplex Park Pomona. Los Alamitos Racing Association (Quarter Horse) also submitted its proposed 2013 race dates.

Proposals for Northern California race dates were received from Pacific Racing Association (PRA); California Authority of Racing Fairs (CARF), on behalf of the northern California fairs; California Exposition and State Fair (State Fair and harness) (Cal Expo).

ANALYSIS

LOS ANGELES TURF CLUB

LATC submitted its request for the following 2013 race dates:

- LATC at Santa Anita - December 26, 2012 to April 21, 2013
- LATC II at Santa Anita - September 25, 2013 to November 3, 2013

LATC submits that it anticipates spending more than \$3,150,000 on advertising, marketing and promotions for the winter 2013 race meeting and over \$1,300,000 for the autumn 2013 race meeting. The marketing programs are currently in the planning stages and will build on successful events from 2012.

HOLLYWOOD PARK RACING ASSOCIATION

HPRA submitted its request for the following 2013 race dates:

- HPRA at Betfair Hollywood Park (BHP) - May 1, 2013 to May 16, 2013 (Spring meeting)
- HPRA at BHP- November 4, 2013 to December 24, 2013 (Fall meeting)

BHP submits that the dates that it is requesting for 2013 reflect both the need for November 1st and 2nd, 2013 to be allocated to Santa Anita in order for it to host the 2013 Breeders' Cup events, and the undertaking made to BHP in order to facilitate Santa Anita being named as the 2012 site of the Breeders' Cup events. BHP should be allocated the dates it has requested in 2013 because:

A. Betfair Hollywood Park Is an Excellent Racing Venue

1. BHP has the best stable area in California, and BHP's backside is not subject to closure because of non-compliance with the Clean Water Act.
2. Over the years, BHP's main track has performed in a consistent and reliable manner.
3. BHP is the venue for twelve Grade I, eleven Grade II and fourteen Grade III stakes.
4. BHP is of importance to racing in Southern California as an offsite training facility when it is not conducting a live meet. For example, there are now (August, 2012) 1,300 horses training at BHP.
5. The average daily handle of the 2011 BHP Meet (\$8,742,490) exceeded that of Santa Anita's 2010 - 2011 Meet (\$8,430,317).
6. In 2011, next to Los Alamitos, BHP, as an offsite wagering facility, generated more handle than any other satellite facility.

7. BHP's facility, unlike the other thoroughbred racing facilities in California, is equipped to race at night and thereby offers the opportunity to enjoy racing to those unable to attend the races during the day. Night racing is attractive to young people and newcomers.
8. BHP's relationship with TVG provides robust signal distribution and unique marketing opportunities.

B. Racing in the Los Angeles Basin Would Not be Better Off With Racing Being Confined to a Single Venue, Such as Santa Anita

- a. Racing day in, day out, at the same venue for extended periods of time takes a toll on the wagering public, horsemen and employees. Opening and closing day excitement is non-existent and interest wanes.
- b. When there are race meets of a relatively short duration, horses that do not perform well on a given surface are freshened up to run at the next town. When faced with meets of long duration, horses that can't handle the track surface are either shipped to another jurisdiction or retired, reducing the available racing inventory.
- c. Wear and tear on a single turf course over a long period of time would result in there being less overall turf racing.
- d. Dirt and synthetic track surfaces deteriorate with constant use in the morning and afternoon.
- e. When not conducting live racing, BHP offers by far the best facility for off-track stabling and training in the Los Angeles basin.
- f. The transfer of significant dates to Golden Gate Fields when Bay Meadows was closed has not proven to be beneficial to the Industry.

C. The Operation of Betfair Hollywood Park is of Great Economic Importance to the City of Inglewood and the Surrounding Area

- a. During live meets (5 months a year), 845 people are employed by BHP, and another 400 are employed on the backside by third parties. During the non-racing season, 293 people are employed by BHP, and another 320 are employed on the backside by third parties.
- b. The customers who visit BHP and the people working at BHP make a substantial contribution to the overall economy of the City of Inglewood and its surrounding area (restaurants, merchants, gas stations, hotels, grocery stores, etc.).

- c. Taxes and fees paid annually to the City of Inglewood exceed \$1.4 million.

It is submitted that racing in Southern California is better off every day that BHP is available as a racing venue.

Betfair Hollywood Park 2013 Marketing

BHP submits that it's 2013 marketing budget will be the same as the 2012 budget allocation, plus an additional \$500,000 contribution from Betfair in accordance with the terms of the Naming Rights agreement between BHP and Betfair. Thus, the 2013 budget for advertising, promotions and marketing will be in the neighborhood of \$3,550,000.

The \$500,000 contribution from Betfair will be directed toward marketing to attract increased attendance at the Facility with an emphasis on younger and non-traditional racing demographics, and to otherwise increase wagering both on track and via remote technologies.

Additional benefits of the agreement include integrated multi-channel campaigns to ensure that CRM, social media, mobile and TV promotions are closely aligned. Betfair will also provide data analysis and business intelligence enhancing BHP's capability to track, trace, and grow the customer base. TVG's network will support key racing events distributed via "cross channel spots" on cable and satellite sports and entertainment television networks.

DEL MAR THOROUGHBRED CLUB

DMTC submitted its request for the following 2013 race dates:

- DMTC at Del Mar July 17, 2013 to September 4, 2013

DMTC submits that the requested dates for 2013 are contingent on: 1) the CHRB allocating dates in 2013 based on the "historical calendar" that was used to award race dates in 2011 and 2012 and 2) all thoroughbred racing associations that operated racing dates in Southern California in 2012 continue to do so in 2013.

If there is a modification to either of the contingencies, DMTC respectfully request the ability to amend its 2013 race dates request.

DMTC anticipates spending \$3,185,000 in marketing to support its 2013 racing season.

POMONA/FAIRPLEX (LOS ANGELES COUNTY FAIR ASSOCIATION)

The proposed 2013 LACFA race meeting at Pomona Fairplex will run concurrent with the annual Los Angeles County Fair. LACFA requests the following 2013 race dates:

- Date Range: September 5, 2013 to September 23, 2013
- Proposed Race Days: September 6, 2013 to September 22, 2013
- Dark Days: September 9, 10, 16, 17
- Total Race Days: 13

LACFA requests flexibility to add dates beyond the 13 requested days, in the event that business warrants.

In 2013 LACFA's marketing and promotions will continue to focus on attracting new customers to racing during the fair, as well as appealing to the traditional race fan. LACFA will be represented in social media, television, radio, print and online. Anticipated total spending, including dedicated media and fair related media is estimated to exceed \$2,750,000

PACIFIC RACING ASSOCIATION

PRA submitted its request for the following 2013 race dates:

- PRA at Golden Gate Fields - December 26, 2012 to June 13, 2013 (Winter/spring race meeting)
- PRA II at Golden Gate Fields - August 8, 2013 to September 2, 2013 (Summer race meeting)
- PRA at Golden Gate Fields - October 10, 2013 to December 15, 2013 (Fall race meeting)

PRA notes that its proposed dates have not been approved by other entities such as California Authority of Racing Fairs or Thoroughbred Owners of California.

CALIFORNIA AUTHORITY OF RACING FAIRS

The 2013 Northern California proposed racing calendar submitted by CARF contains inclusive dates proposed for each fair. CARF on behalf of the Northern California fairs submitted its request for the following 2013 race dates:

- Alameda County Fair (ACF) at Pleasanton - June 19, 2013 to July 7, 2013
- Cal Expo - July 10, 2013 to July 21, 2013
- Sonoma County Fair at Santa Rosa- July 24, 2013 to August 11, 2013
- Humboldt County Fair (HCF) at Ferndale - August 14, 2013 to August 25, 2013
- San Joaquin County Fair at Stockton - September 18, 2013 to September 29, 2013
- Fresno County Fair at Fresno - October 2, 2013 to October 14, 2013

PRA's dates request reflects proposed live race dates and simulcast days.

CARF's proposal is a date block request; actual live dates race dates to be determined.

The PRA and CARF proposed Northern California calendars overlap on the following dates:

PRA Proposed Race Dates:

PRA at GGF - December 26, 2012 to June 23, 2013

CARF Proposed Race Dates:

ACF at Pleasanton June 19, 2013 to July 7, 2013

Four days overlap; June 20, 21, 22 & 23

PRA at GGF - August 8, 2013 to September 2, 2013

Sonoma County Fair at Santa Rosa - July 24, 2013 to August 11, 2013

Four days overlap: August 8, 9, 10, and 11

PRA at GGF - August 8, 2013 to September 2, 2013

HCF at Ferndale - August 14, 2013 to August 25, 2013

Eight days overlap: August 15, 16, 17, 18, 22, 23, 24, and 25

PRA at GGF - October 10, 2013 to December 15, 2013

Fresno District Fair - October 2, 2013 to October 14, 2013

Five days overlap: October 10, 11, 12, 13 and 14

CALIFORNIA EXPOSITION AND STATE FAIR

Cal Expo submitted its request for the following 2013 race dates for state fair racing:

- Cal Expo (State Fair) - July 10, 2013 - July 23, 2013

Cal Expo would be interested in a 3rd week of racing should dates become available and the calendar would permit.

HARNESS RACING AT CAL EXPO

2013 proposed harness race dates at Cal Expo are:

- Harness racing at Cal Expo - December 26, 2012 through May 25, 2013
- Harness racing at Cal Expo - October 25 through December 21, 2013

The harness racing dates would be operated by Watch and Wager LLC.com

LOS ALAMITOS RACING ASSOCIATION

LARA submitted its request for the following 2013 race dates:

- LARA at Los Alamitos - December 28, 2012 through December 22, 2013

LARA will apply to race 3 days per week (Friday through Sunday) except for Sunday February 3, 2013.

RECOMMENDATION

This item is presented for Board discussion and action.

PROPOSED - 2013 SOUTHERN CALIFORNIA RACE DATES

Submitted By The Respective Southern California Racing Associations

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
			25	26	27	28
29	30	31				

LATC @ Santa Anita (12/26/12 - 4/21/13)
HPRA @ Hollywood Park (5/1/13 - 7/16/13)
DMTC @ Del Mar (7/17/13 - 9/4/13)

LACF @ Pomona (9/5/13 - 9/23/13)
LATC II @ Santa Anita (9/25/13 - 11/3/13)
*HPRA @ Hollywood (11/4/13 - 12/25/13)
DK Day Simulcast HP Host

January						
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February						
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May						
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June						
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July						
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September						
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December						
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* Fall Meet Notes: During the fall, a "swing" week has historically alternated between the Hollywood Park and Santa Anita facilities. To facilitate Santa Anita's hosting of the 2012 Breeders' Cup events, Santa Anita and Hollywood Park supported the allocation of the swing week to Santa Anita in 2012 and to Hollywood Park in 2013. Hollywood's proposed dates schedule for 2013 reflects the allocation of the swing week again to Santa Anita to accommodate its hosting of the 2013 Breeders' Cup events. Hollywood's 2013 dates proposal includes its hosting of dark day simulcasting on 4/22, 4/23, 11/4 & 11/5, and Santa Anita is in support of the allocation of the four extra simulcast only days to Hollywood Park in order to make Hollywood Park partially whole for the lost swing weeks.

PROPOSED - 2013 NORTHERN CALIFORNIA RACE DATES

Submitted by Pacific Racing Association

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
	24	25	26	27	28	29
30	31					
5						

PRA Winter/Spring	December 26 - June 23	105
PRA II Summer	August 8 - September 2	17
PRA Fall	October 10 - December 15	41
Total		163

Simulcast Days 93

January						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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November						
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December						
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* PROPOSED - 2013 NORTHERN CALIFORNIA RACE DATES

Submitted By The California Authority Of Racing Fairs (CARF)

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
		25	26	27	28	29
30	31					

Alameda County Fair (6/19/13 - 7/7/13)
California State Fair (7/10/13 - 7/21/13)
Sonoma County Fair (7/24/13 - 8/11/13)

Humboldt County Fair (8/14/13 - 8/25/13)
San Joaquin County Fair (9/18/13 - 9/29/13)
Fresno County Fair (10/2/13 - 10/14/13)

January						
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February						
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April						
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May						
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June						
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July						
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August						
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September						
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October						
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November						
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December						
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* Requested date block allocation.

* PROPOSED - 2013 NORTHERN CALIFORNIA RACE DATES

Combined Dates Requested by The California Authority Of Racing Fairs And PRA, Respectfully

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
		25	26	27	28	29
30	31					

Alameda County Fair (6/19/13 - 7/7/13) Overlap 4
California State Fair (7/10/13 - 7/21/13)
Sonoma County Fair (7/24/13 - 8/11/13) Overlap 4
PRA Winter/Spring 12/26/12- 6/23/13
PRA II Summer 8/8/13 - 9/2/13

Humboldt Fair (8/14/13 - 8/25/13) Overlap 8
San Joaquin County Fair (9/18/13 - 9/29/13)
Fresno County Fair (10/2/13 - 10/14/13)
PRA Fall 10/10/13 -12/15/13
PRA Simulcast Days [] bracketed DATES

January						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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February						
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March						
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April						
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May						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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June						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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23	24	25	26	27	28	29
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July						
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]			

August						
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

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

October						
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		

November						
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						
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				

* Requested date block allocation. [CARF]
Live and Simulcast dates requested by PRA.

Overlap Days noted in bolded borders.

PROPOSED - 2013 Northern California Race Dates for Harness and the State Fair

Submitted by California Exposition and State Fair

*  **Harness Racing Days**
 **State Fair Racing Days**

December

Sun	Mon	Tue	Wed	Thu	Fri	Sat
		25	26	27	28	29
30	31					

January

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		

February

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		

March

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						

April

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				

May

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	

June

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						

July

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			

August

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

September

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

October

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		

November

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

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				

* Harness racing dates to be operated by Watch and Wager LLC.com

PROPOSED - 2013 SOUTHERN CALIFORNIA - LOS ALAMITOS RACE DATES

Submitted By Los Alamitos Racing Association (Quarter Horse Racing)

LOS ALAMITOS RACING CALENDAR (12/28/12 - 12/22/13)

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
		25	26	27	28	29
30	31					

January						
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		

February						
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		

March						
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						

April						
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				

May						
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	

June						
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						

July						
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			

August						
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

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

October						
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		

November						
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						
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				