

CALIFORNIA HORSE RACING BOARD  
1010 HURLEY WAY, SUITE 300  
SACRAMENTO, CA 95825  
(916) 263-6000  
FAX (916) 263-6042



## REGULAR MEETING

of the California Horse Racing Board will be held on Friday, June 5, 2009, commencing at 9:00 a.m., in the Baldwin Terrace Room at the Santa Anita Park Race Track, 285 West Huntington Drive, Arcadia, California. The meeting will open at 9:00 a.m., then the Board will adjourn into Closed Session with the regular meeting commencing at approximately 9:30 a.m. 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](http://www.chrb.ca.gov)) under "Webcasts."

### AGENDA

#### Action Items:

1. Approval of the minutes of the regular meeting of April 24, 2009.
2. Discussion and action by the Board on the Application to Conduct a Combined Horse Racing Meeting of the following California fairs:
  - (a) San Joaquin County Fair (F) at Stockton, commencing June 18, 2009 through June 28, 2009, inclusive;
  - (b) Alameda County Fair (F) at Pleasanton, commencing July 1, 2009 through July 19, 2009, inclusive;
  - (c) Solano County Fair (F) at Vallejo, commencing July 22, 2009 through July 26, 2009, inclusive.
3. Discussion and action by the Board on the Application to Conduct a Horse Racing Meeting of the Sonoma County Fair (F) at Santa Rosa, commencing July 29, 2009 through August 9, 2009, inclusive.
4. Discussion and action by the Board on the Application to Conduct a Horse Racing Meeting of the Del Mar Thoroughbred Club (T) at Del Mar, commencing July 22, 2009 through September 9, 2009, inclusive.
5. Discussion and action by the Board regarding a request from Hollywood Park Racing Association, LLC to eliminate live racing on the following designated Wednesdays: June 17 and 24, and July 1, 8 and 15, 2009, during its current April 22, 2009 through July 19, 2009, race meeting. Discussion and action to include Golden Gate Fields and the night industry. Reports are expected from Thoroughbred Owners of California, California Thoroughbred Trainers and advance deposit wagering (ADW) companies relating to the contributing factors related to this request i.e. horse inventory, economy and ADW.

6. Public hearing and action by the Board regarding the **proposed amendment of CHRB Rule 1853, Examination Required**, to allow thoroughbred horses to race unshod. (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 repeal of CHRB Rule 1950.1, Rebates on Wagers**. (Note: This concludes the 45-day public comment period. The Board may adopt the proposal as presented.)
8. Public hearing and action by the Board regarding the **proposed amendment of CHRB Rule 1979, Trifecta**, to change the required minimum number of wagering interests scheduled to start before a Trifecta pool may open from six horses to four. (Note: This concludes the 45-day public comment period. The Board may adopt the proposal as presented.)
9. Public hearing and action by the Board regarding the **proposed amendment of CHRB Rule 1979.1, Superfecta**, to change the required minimum number of wagering interests scheduled to start before a Superfecta pool may open from eight horses to six. (Note: This concludes the 45-day public comment period. The Board may adopt the proposal as presented.)
10. Discussion and action by the Board regarding the **feasibility of amending CHRB Rule 1606, Coupling of Horses**, to eliminate the requirement that uncoupled thoroughbred horses owned by different partnerships with at least one owner in common, but whose ownership is not a mirror image, be trained by different trainers.
11. Discussion by the Board regarding the use of corticosteroids in California horseracing.
12. Discussion and action by the Board regarding the report from Scientific Games concerning the “stop betting” failure, which occurred on the ninth race on May 16, 2009, at Hollywood Park.
13. Discussion and action by the Board regarding:
  - the presentation of the proprietary tournament style pari-mutuel wager, “Turf Wars,” and the
  - request to authorize California racing associations to offer the Association of Racing Commissioners International (ARCI) Model Rule, which the ARCI calls “Tournament Style Wager ©,” but if it is used in California it may be called “Turf Wars.”
14. Discussion and action by the Board regarding the request for approval from Northern California Off-Track Wagering, Inc. (NCOTWINC) to change the current 1.06 percent off-site stabling and vanning fund takeout to 1.25 percent pursuant to Business and Professions Code section 19607.1(f).

15. Discussion and action by the Board regarding the **distribution of race day charity proceeds of the Pacific Racing Association in the amount of \$103,377 to 15 beneficiaries.**
16. Discussion and action by the Board regarding the **distribution of race day charity proceeds of the Oak Tree Racing Association in the amount of \$51,234 to 9 beneficiaries.**
17. Discussion and action by the Board on the **approval of service, Steward and Official Veterinarian contracts for fiscal year 2009-2010.**
18. Discussion and action by the Board regarding the **update from the Los Angeles Turf Club, Inc. operating at Santa Anita Park and the significance of the bankruptcy filing of Magna Entertainment Corporation on its racing operations and the status of statutory funds that may still be owed money from pre and post bankruptcy accounts.**
19. **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 presentation.
20. **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 also convene a Closed Session to confer with and receive advice from its legal counsel regarding the pending administrative licensing or disciplinary matters described in the attachment to this agenda captioned "Pending Administrative Adjudications," as authorized by Government Code section 11126(e).

Additional information regarding this meeting may be obtained from the CHRB Administrative Office, 1010 Hurley Way, Suite 300, Sacramento, CA 95825; telephone (916) 263-6000; fax (916) 263-6042. This notice is located on the CHRB website at [www.chrb.ca.gov](http://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**

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

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PENDING LITIGATION  
JUNE 2009

CASE

VALENZUELA, PATRICK v. CHRB  
Los Angeles County Superior Court Case No. BS117547

MAGNA ENTERTAINMENT CORPORATION, *et al.*  
United States Bankruptcy Court District of Delaware  
Case No. 09-10720 (MFW)

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PENDING ADMINISTRATIVE ADJUDICATIONS  
JUNE 2009

CASE

APPEAL OF THE BOARD OF STEWARDS OFFICIAL RULING #18, HOLLYWOOD  
PARK RACING ASSOCIATION, DATED MAY 10, 2007  
Jose Delima, Appellant

APPEAL OF THE BOARD OF STEWARDS OFFICIAL RULING #17, PACIFIC  
RACING ASSOCIATION, DATED JANUARY 22, 2009  
Alberto Arreola, Appellant

RECONSIDERATION OF FITNESS FOR LICENSURE  
Hector Romero

FITNESS FOR LICENSURE  
Antonio Jose Cordero

PROCEEDINGS of the Regular Meeting of the California Horse Racing Board held at the Hollywood Park Casino Banquet Room, 3883 West Century Boulevard, Inglewood, California, on April 24, 2009.

Present: John C. Harris, Chairman  
David Israel, Vice-Chairman  
John Andreini, Member  
Jesse H. Choper, Member  
Jerry Moss, Member  
Kirk E. Breed, Executive Director  
Robert Miller, Staff Counsel

## MINUTES

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Chairman Harris asked for approval of the minutes of the Regular Meeting of March 19, 2009.

Vice-Chairman Israel motioned to approve the minutes. Commissioner Moss seconded the motion, which was unanimously carried. Chairman Harris asked for approval of the minutes of the Regular Meeting of February 26, 2009. Vice-Chairman Israel motioned to approve the minutes. Commissioner Moss seconded the motion, which was unanimously carried.

DISCUSSION AND ACTION BY THE BOARD ON THE REQUEST FROM THE CALIFORNIA AUTHORITY OF RACING FAIRS, (CARF) TO DESIGNATE THE FOLLOWING ALLOCATED RACE DATES AS A COMBINED FAIR HORSE RACING MEETING, PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 19549.1; SAN JOAQUIN COUNTY FAIR, JUNE 18, 2009 THROUGH JUNE 28, 2009; ALAMEDA COUNTY FAIR, JULY 1 2009 THROUGH JULY 19, 2009; SOLANO COUNTY FAIR, JULY 22, 2009 THROUGH JULY 26, 2009; CARF I AT GOLDEN GATE FIELDS, AUGUST 12, 2009 THROUGH AUGUST 23, 2009, CARF II AT GOLDEN GATE FIELDS, SEPTEMBER 9, 2009 THROUGH OCTOBER 4, 2009 AND FRESNO COUNTY FAIR, OCTOBER 7, 2009 THROUGH OCTOBER 18, 2009.

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CHRB Executive Director Kirk Breed stated Business and Professions Code section 19549.1 allowed racing fairs to request a combined fair meeting in addition to, or in lieu of, individual licenses. The California Authority of Racing Fairs (CARF) requested that the listed racing

fairs be designated as a combined fair race meeting. In addition to the request for designation as a combined fair race meeting, the individual fairs would continue to submit license applications for Board approval. Chris Korby of CARF stated the Business and Professions Code allowed fairs to conduct combined fair race meetings. CARF was asking the Board to designate certain fair meetings as a combined fair race meeting to provide the mechanism to conduct fair race dates that were previously allocated by the Board, including the six weeks to be conducted at Golden Gate Fields. Mr. Korby said the request did not include every racing fair, as certain fairs declined to join in the combined meeting. He stated certain fair race dates would be designated as part of the combined fair meeting, and then each fair would submit its normal license application. The typical licensing procedure and oversight would continue as usual. Commissioner Andreini asked why some fairs did not wish to be designated as part of the combined meeting. Mr. Korby said the fairs wished to conduct their meetings as they had in the past. Vice-Chairman Israel asked if something caused the revocation of the license of one of the combined fairs, how would that affect the other fairs? Mr. Korby stated that if the Board decided it would not allow a fair to run a meeting, its dates could be conducted at another venue. He commented the combined meeting was an advantageous mechanism as it allowed for flexibility as to where fair dates could be run in Northern California. Commissioner Israel asked how a dispute would be handled if the fair that had its license revoked were to protest running its dates at another venue. Mr. Korby said that when the fair dates were combined, such as Alameda and Solano's dates, the agreement would include dispute resolution. Otherwise, the dates would be treated as they always had. Mr. Korby added the combined meeting would allow carry over of the pari-mutuel pools. As

an example, a Pick-Six could be carried from one fair meeting to another. Chairman Harris asked if the idea was to allow better allocation of race dates. If the fairs were not restricted to having just two weeks at a fair, CARF could make one fair three weeks and another one week. Mr. Korby stated that was an important component of the request. Chairman Harris asked how the proposal would work for the San Mateo County Fair, which did not have a track. Mr. Korby said San Mateo joined the combined fair race meeting and would ask for its segment of the meeting to be run by CARF. Chairman Harris asked who would receive revenue from the San Mateo meeting. Mr. Korby stated the revenue would be reinvested into fair racing or satellite facilities. Some of the revenues would be used to help pay down the loans San Mateo took on to build its satellite facility. Mr. Korby commented the new San Mateo Fair satellite facility was creating significant revenue that helped replace what the fair used to earn from live racing. Chairman Harris said he was concerned about a racing association or fair effectively selling its dates versus putting them back into the mix. Mr. Korby stated there was no such arrangement with the San Mateo dates. Commissioner Moss asked how much San Mateo spent on its new facility, and if there were any photos available. Mr. Korby said San Mateo spent around \$5 million on its new facility, and he would be happy to provide photos. Chairman Harris stated there had been some comments that San Mateo would have to close its satellite facility for a period of time. He asked if Mr. Korby was familiar with the situation. Mr. Korby said he participated in a meeting at Golden Gate Fields at which the issue was discussed. The parties agreed that San Mateo would return with a proposal that would be satisfactory to all concerned parties. Part of the resolution was that San Mateo would open Memorial Day. Richard Castro of Local 280 said he did not oppose the CARF proposal, but

his union did have individual contracts with the fairs. He stated Local 280 would like to see those contracts honored. Mr. Korby said CARF would agree to honor each contract. Drew Couto of Thoroughbred Owners of California (TOC) stated his organization did not have a position on the CARF request. He added that TOC would soon have a planning meeting in Northern California. TOC was concerned that some of the fairs would cease racing within the next few years, and the CARF proposal was designed to protect the fair dates once they were no longer committed to racing. Instead of being distributed to facilities that produced the most revenue, the dates would go to fairs that were not necessarily producing as much revenue for the industry. Mr. Couto said TOC would like the Board to not act on the request until the constituent interests had a chance to meet. Vice-Chairman Israel asked if TOC was worried the combined meeting would establish an irreversible precedent. Mr. Couto said TOC was worried that a fair might develop its property for more lucrative purposes, but then declare it wanted to protect its horse racing revenue. Vice-Chairman Israel asked how the Board could assure it did not create such a situation. Mr. Korby stated the Board allocated dates, and anything it did was reversible. Chairman Harris said CARF was asking for a one-year request, so it was not setting a precedent. Mr. Korby stated that was correct, and the fairs were still subject to allocation of dates by the Board. Jerry Jamgotchian, a horse owner, spoke about his concerns regarding CHRB oversight of industry reinvestment of funds generated by license relief. Mr. Korby stated CARF would pledge to report to the Board regarding how those monies were spent. Commissioner Choper asked what was the significance of the Board taking formal action; what if the Board did nothing? Mr. Korby stated the CARF request was an important mechanism that dealt with some of the differences in the 2009 calendar.

Commissioner Choper said the combined meeting was not in the original approval of 2009 race dates. Chairman Harris said the dates were all the same, and he did not quite understand what CARF's request did – that was not already there. Commissioner Choper said he had no objection to the action, but he wondered if it was necessary. Mr. Korby stated it was a technical designation that CARF would appreciate. Vice-Chairman Israel asked if there was a written agreement establishing the combined fair meeting. Mr. Korby stated it was acted on at CARF committee meetings, which were public, with minutes. There was not a signed document. Commissioner Choper motioned to designate the specified allocated fair race dates as a combined meeting for 2009 on the condition that the parties engaged in a signed agreement. Vice-Chairman Israel seconded the motion, which was unanimously carried.

**DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR LICENSE TO OPERATE A MINISATELLITE WAGERING FACILITY OF THE CALIFORNIA COMMERCE CLUB, INC., FOR A PERIOD OF UP TO BUT NOT EXCEEDING TWO YEARS.**

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Jacqueline Wagner, CHRB staff, said the California Commerce Club (CCC) proposed to operate a minisatellite wagering facility (MWF) in the City of Commerce, California, for a period of up to two years. The MWF would be located in the Southern Zone within 20 miles of Santa Anita Park Race Track, Hollywood Park Race Track and Los Alamitos Race Course. Ms. Wagner stated the CCC had reached an agreement with all the racing associations within the 20-mile limit. The contract dates were for a period of six months, with an option to extend the operation for another 18 months, for a total of 24 months. The simulcast organization engaged to operate the facility was Southern California Off Track Wagering, Inc. (SCOTWINC). The facility would be open Wednesday through Sunday, and selected Mondays

and holidays. Operating hours would be 10:00 a.m. to 12:00 a.m. with some 7:00 a.m. openings. The seating capacity of the MWF would be 35, with nine tables, 14 television monitors, five convertible teller self-service machines, and four dedicated self-service machines. Ms. Wagner stated the staff analysis listed the items that were missing from the application. She said all the items listed were still missing except the consent of racetracks within 20 miles of the MWF. Executive Director Kirk Breed said the application contained a memorandum of understanding between SCOTWINC and CCC in which SCOTWINC agreed CCC would have six months exclusive rights, among card clubs, in Los Angeles County, to operate a MWF. Mr. Breed asked if there was a waiver or a hold harmless agreement that could be given to the Board in case there was a lawsuit. Rod Blonien, representing CCC, said he was not authorized to commit CCC to such terms, but if there were litigation, CCC would be willing to reconsider the exclusivity. He added one reason for the exclusivity was to make sure the minisatellite system worked. Vice-Chairman Israel asked how long it would take to get the CCC MWF operating. Mr. Blonien said it would take up to a month to open the MWF. The six-month exclusive period would begin the day the facility opened. Chairman Harris stated the concept of having runners to take wagers from persons within the facility would be something to consider. Mr. Blonien said CCC thought about having such runners, but there were technical and liability issues, so CCC would start with the minisatellite and go from there. Commissioner Moss asked if there was any progress with the idea of increasing the MWF commissions. Mr. Blonien said there was legislation to increase the takeout by 1 percent for all satellite facilities, including minisatellites, but there was opposition to the bill. He stated there was other legislation to increase the takeout to return SCOTWINC and

Northern California Off Track Wagering, Inc. (NCOTWINC) to solvency. The industry was sympathetic and it wanted to do something for the satellites, but there was also concern that the wagering public could be affected. The bill to increase the takeout for satellites could be difficult to accomplish when compared to the needs of SCOTWINC and NCOTWINC. Jerry Jamgotchian, a horse owner, said he did not think it was in the best interest of the industry to increase the takeout, especially in the current economy. Mr. Jamgotchian spoke further about his concerns with the CCC MWF application. Commissioner Choper asked why CCC wanted exclusivity. There seemed to be no advantage for CCC, and the Board could be making a bad deal in giving exclusivity. Mr. Blonien stated the exclusivity related only to card clubs. In Los Angeles there were six clubs within 20 miles of each other, and they were within 20 miles of the racetracks that consented to the CCC MWF. Commissioner Choper stated the racetracks would have to consent to the other card clubs, so what was the need for granting CCC exclusivity? The racetracks could decide to consent to only one card club for six months, but if they wanted to grant permission to others, why should the Board stop them? Mr. Blonien said the exclusivity was for a finite period of time to see how the system worked. Commissioner Choper stated perhaps the exclusivity was not that significant, but why should the Board bind itself? Mr. Blonien said the parties wanted to test the MWF, do some advertising, and see what the market would produce. There was the possibility of expanding the MWF at CCC, but first CCC wanted to see how the minisatellite worked. Richard Castro of the Pari-Mutuel Employee's Guild (Guild) asked how many mutuel clerks would work at CCC. He commented he was not aware of any potential positions, as there had been no meetings with CCC. The collective bargaining agreement required 60 days notice, so CCC

was already in violation. Mr. Castro commented he understood there were to be certain positions filled at the MWF every minute it was open, but he heard there would only be a supervisor and a clerk. Who would handle the money? It could not be the clerk, because clerks were not money room persons. Vice-Chairman Israel asked whom the Guild considered the employer, SCOTWINC or CCC? Mr. Castro stated SCOTWINC would be the employer. Tom Varela of SCOTWINC stated his organization would be the operator, so the mutual clerks would fall under its agreement. He added he would be happy to sit down and resolve the issues with the Guild. Mr. Castro stated if the SCOTWINC agreement was in effect, there had to be a clerk, a money room person and a supervisor for every minute the MWF was open. He said there also had been no mention of a person to repair the totalizer machines if they broke down. Mr. Varela said SCOTWINC would abide by its collective bargaining agreement. Mr. Castro stated the Guild was only trying to protect everyone's interests. There would be a lot of money involved, and the MWF needed to be done right. Chairman Harris commented one of the objectives of the minisatellites was to create jobs, but there was the possibility of creating a situation where it was so expensive it would not work. The minisatellite commission was only 2 percent. Mr. Castro said he wanted to make sure he heard correctly: the employer was agreeing to a supervisor, a money room manager, a clerk and a self-service technician. Chairman Harris said the staffing was part of the union contract, and Mr. Varela said he would abide by the contract. Mr. Castro stated the Guild did not have an agreement to man the card club, and it did not receive 60 days notice. Commissioner Andreini motioned to approve the application for license to operate a MWF of CCC. Commissioner Choper seconded the motion, which was unanimously carried.

**DISCUSSION AND ACTION BY THE BOARD REGARDING THE 2009/2010 BUDGET FORMULA TO BE DEVELOPED PURSUANT TO SENATE BILL 16 (ASHBURN), CHAPTER 12, STATUTES OF 2009.**

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CHRB Executive Director Kirk Breed said Senate Bill (SB) 16XX affected not only the 2009/2010 budget, but also future CHRB budgets. The legislation required the Board to consult with the industry to develop a formula for the CHRB budget. That was done; the industry provided a formula, to which the CHRB agreed. Mr. Breed stated the formula was simply a proposal, as the CHRB agreed to wait until June 30 to determine industry economic trends, and if they corresponded with what the formula predicted. The proposed budget for the 2009/2010 fiscal year was \$11,833,000 and staff recommended approval. Chairman Harris asked if the formula allocated the different expenses to the meetings or was based on handle. Mr. Breed stated the formula was based on the savings to the industry, which would be reflected in the 2010 handle, so the formula was based on the handle. Chairman Harris stated he thought the statute talked about associations or fairs paying incremental costs to run their meetings. Mr. Breed said another section of the Horse Racing Law dealt specifically with incremental costs. That section of the law stated if the racing association or fair produced license fees that were less than the amount paid for stewards and drug testing, they would pay the difference. He stated the CHRB was working to cut those costs to make sure there was no deficit. Mr. Breed stated the CHRB was looking at reducing costs for investigative services, stewards and a minimal amount in drug testing. Most of the effort was aimed at Cal-Expo night racing. Los Alamitos did not have as much of an underpayment, and Hollywood Park generated enough revenue to pay its costs. Commissioner Choper said the formula meant all the parties agreed to the amounts, including the CHRB. Mr. Breed stated that was correct.

Vice-Chairman Israel said the only problem would arise if Hollywood Park did not run its spring 2010 meeting. Mr. Breed said adjustments would have to be made, but someone would be running somewhere. Jerry Jamgotchian, a horse owner, spoke about his concerns regarding the effect of SB 16 and the 2009/2010 budget formula. Executive Director Breed read the proposed motion into the record:

“The horse racing industry has been consulted and the Board hereby approves the proposed CHRB 2009-10 operating budget in the amount of \$11,800,000. The amount is based upon a formula by which each association or racing fair operating during 2009-10 pays a percentage of the license fees that would have been generated if SB 16 were not in effect.”

Commissioner Choper motioned to adopt the statement read by Executive Director Breed.

Commissioner Andreini seconded the motion, which was unanimously carried.

**DISCUSSION AND ACTION BY THE BOARD REGARDING AN INCREASE IN THE TAKE-OUT ON CONVENTIONAL AND EXOTIC WAGERS ON RACES CONDUCTED BY THOROUGHBRED RACING ASSOCIATIONS AS PERMITTED BY BUSINESS AND PROFESSIONS CODE SECTION 19601.01 AND THE MODIFICATION OF CALIFORNIA ADVANCE DEPOSIT WAGERING (ADW) DISTRIBUTIONS ON THOROUGHBRED RACES AS PERMITTED UNDER BUSINESS AND PROFESSIONS CODE SECTION 19604(F)(5)(E).**

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CHRB Executive Director Kirk Breed said the item was a look at the takeout, the distribution of the takeout and to make adjustments to the takeout. Mr. Breed stated he met with the industry and concurred with the projected motion. Craig Fravel of Del Mar Thoroughbred Club said for several years Southern California Off Track Wagering, Inc. (SCOTWINC) and Northern California Off Track Watering, Inc. (NCOTWINC) had run shortfalls in funding.

The shortfalls were due to handle moving from traditional satellite wagering to advance deposit wagering (ADW), and a general decline in wagering activity at "brick and mortar" wagering sites. The distributions from the satellite facilities were fixed, and 2.5 percent of that funding went to SCOTWINC and NCOTWINC for pari-mutuel expenses. Since the advent of ADW there was some cannibalization of the satellite handle, while the expenses remained static. Mr. Fravel stated the industry was not asking for an increase in the takeout. Instead, the industry was asking for the creation of a new distribution from ADW source market fees to fund the shortfalls at SCOTWINC and NCOTWINC over a two-year period. Bernie Thurman, of Hollywood Park, said the distribution for SCOTWINC would be 4.12 percent of the ADW source market fee and for NCOTWINC it would be 4 percent of the ADW source market fee. The funds would come from California ADW wagers, and would create a new distribution to the expense fund. Chairman Harris asked how much of the ADW handle was being retained. Ms. Thurman said 20 percent of the ADW handle was retained. Vice-Chairman Israel commented the requested funds would be 4 percent of 100 percent, not 4 percent of 20 percent. Ms. Thurman said that was correct. Vice-Chairman Israel added the funds would only come from the ADW wagers made by California residents, so it would be taken from a portion of the total ADW handle. Ms. Thurman said the funds would come from ADW wagers placed by California residents on California thoroughbred races. Commissioner Choper stated the funds would be transferred from one segment of the industry to cover the shortfalls. Mr. Fravel said "yes" when the enabling statute for ADW was written it did not contain distributions to cover the traditional satellites. However, there were provisions to allow for modification of the distributions in case of need. Due to the shortfalls, the industry

decided to sacrifice a little to cover the costs. Mr. Fravel added there could be some money left over to deal with vanning and stabling, but that was unlikely. Vice-Chairman Israel motioned pursuant to Business and Professions Code section 19604(f)(5)(E) to alter for a two-year period commencing July 1, 2009, and ending June 30, 2011, the market access fees from ADW wagers made by California residents, while thoroughbred associations conducted race meetings, by the creation of an additional deduction for distribution based upon 4.12 percent of handle in Central and Southern zones to the SCOTWINC Trust, and 4 percent of handle in the Northern zone to the NCOTWINC Trust. Such amounts otherwise would be distributable as thoroughbred purses and commissions. Chairman Harris stated the idea was to make SCOTWINC and NCOTWINC whole, but was there not a problem with the receivables they had from the Magna bankruptcy? Mr. Fravel said there were other distributions tied up in the bankruptcy that were unrelated to the expense fund. Those distributions were related to the 2 percent location fees and some stabling and vanning funds. They were subject to a motion in the bankruptcy court, and were not part of the motion before the Board. Chairman Harris asked if SCOTWINC and NCOTWINC foresaw any operation efficiencies. Mr. Fravel stated the organizations were looking at consolidation of positions, eliminating unnecessary contracts or renegotiating insurance and workman's compensation. There would also be a meeting with the Pari-Mutuel Employee's Guild to see if there was a better way to work together. Vice-Chairman Israel stated the distribution would buy time for a complete reassessment of how funds were distributed, and how to create a pool that made more sense. Commissioner Moss seconded the motion. Jerry Jamgotchian, a horse owner, spoke about his concerns regarding the modification of ADW distributions. Drew Couto of Thoroughbred Owners of California

(TOC) stated the ADW distributions would be used to allocate some of the benefits of the license fee relief. The distributions would not reduce purses from their current levels. The proposed action was necessary because the northern and southern satellite networks generated a substantial amount of purses, and the proposal was a way to protect that revenue stream in the short-term. The motion was unanimously carried.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE UPDATE FROM THE LOS ANGELES TURF CLUB, INC., OPERATING AT SANTA ANITA PARK AND THE SIGNIFICANCE OF THE BANKRUPTCY FILING OF MAGNA ENTERTAINMENT CORPORATION ON ITS RACING OPERATIONS.

Gregg Scoggins, representing Magna Entertainment Corporation (MEC), Los Angeles Turf Club (LATC), Golden Gate Fields and XpressBet, stated a hearing was held on April 20, 2009, at which several matters were addressed. He said a DIP financing order, which gave MEC \$38.4 million, was obtained. MEC initially requested \$62.5 million. The difference represented the cash that was actually paid to MID, the DIP lender, in advance. The interest was being pre-paid under the original loan, but the court asked MID to accept that money on an accrued basis. Mr. Scoggins stated MID withdrew its stalking horse bid. All the assets were basically on the table, and MIC and MID were evaluating which assets they wanted to sell, and which assets to keep back. On May 4, 2009, lists of available assets would be released. Commissioner Choper asked if there was a schedule for bidding on the available assets. Mr. Scoggins said the schedule would be discussed at the May 4 hearing. He commented there were concerns about the Oak Tree relationship with LATC, as the Oak Tree lease fell under provisions of bankruptcy law that allowed buyers of assets to reject or affirm contracts. Various parties agreed to file a request for a stipulated order by the court to allow

LATC to wait until after the Breeders' Cup and the Oak Tree meeting concluded before a decision to accept or reject the contract was made. That hearing would occur on April 29, 2009. Mr. Scoggins said on May 7, 2009, there would be a hearing regarding a Southern California Off Track Wagering, Inc. motion. In addition, there were other issues related to Maryland and the Preakness that would be addressed at that hearing. Commissioner Moss asked what Mr. Scoggins thought would happen with the bankruptcy. Mr. Scoggins said the process need to play its course, and hopefully it would be resolved in a manner that was satisfactory to all parties. The goal was to arrive at a plan to create the funds to pay off the secured and unsecured creditors. Certain assets might be sold to generate cash. If all parties did not agree to a course of action, the issue would go before the court for a final decision.

DISCUSSION AND ACTION BY THE BOARD REGARDING A REVISED ALLOCATION OF RACE DATES FOR THE DEL MAR THOROUGHBRED CLUB'S (DMTC) JULY 22, 2009, THROUGH SEPTEMBER 9, 2009, RACE MEETING.

Craig Fravel of the Del Mar Thoroughbred Club (DMTC) stated his organization was requesting that in 2009 it be allowed to eliminate racing on Mondays, instead of running its traditional allocation of 43 days. Mr. Fravel said the exception would be Labor Day weekend. DMTC would add back one race per day on Wednesdays, Fridays and Sundays, which would result in nine races on Wednesdays and Fridays, and ten races on Sundays. The result would be more races on days that usually had two to three times the attendance of a Monday. The focus of the proposal was on maximizing the quality of DMTC's racing product, as moving to a five-day calendar would allow the racing secretary the opportunity to space races more carefully and productively. Mr. Fravel added that Mondays were a losing proposition, as

DMTC paid out roughly \$60,000 more in purses than it generated in income. He stated the owner's and trainer's organizations expressed support for the request. Vice-Chairman Israel asked what the net loss in races would be. Mr. Fravel stated the net loss in races would be 28. Chairman Harris commented the total purses generated for the meeting would be slightly less with the five-day-a week program, but purses per day would be more. Mr. Fravel stated with the impact of Senate Bill 16XX, the projection for purses and horsemen's awards were about a half a million less in total than in 2008. However, per day the projection was currently about \$627,000 a day total distributions to horsemen, including purses, breeder awards and similar distributions. Chairman Harris said the industry needed to generate more money per race, and the proposal was a way to accomplish that. Vice-Chairman Israel asked how hourly workers would be affected. Mr. Fravel stated staffing on Mondays would be reduced, but there might be additional overtime on certain days. In addition, DMTC was considering on-track simulcasting. Richard Castro of the Pari-Mutuel Employee's Guild (Guild) stated his organization supported the request. He said the Guild still had issues to work out with DMTC, but they would be resolved. Mr. Fravel commented DMTC would work with the Guild. Mike Nava of Local 1877 said his organization would like to see DMTC continue on a six-day week. Jerry Jamgotchian, a horse owner, spoke about his concerns regarding the DMTC request. Mr. Fravel stated DMTC reported to the State Racetrack Leasing Commission and the 22<sup>nd</sup> District Agricultural Association. The race meeting at Del Mar was run for the benefit of those entities, which put their funds back into horse racing in the form of capitol improvements at Del Mar. The budget committee of the fair unanimously approved the request and encouraged DMTC to take the action. Commissioner Choper commented that Del Mar was

the crown jewel of California racing, and it was the racing association, not the Board, that produced that. The Board owed DMTC deference regarding its decision. Commissioner Andreini motioned to approve the request by DMTC to revise its allocation of race dates for its July 22, 2009 race meeting. Vice-Chairman Israel seconded the motion, which was unanimously carried.

REVIEW AND DISCUSSION BY THE BOARD REGARDING THE FINANCIAL SOLVENCY OF THE NORTHERN AND SOUTHERN CALIFORNIA STABLING AND VANNING FUNDS AND POSSIBLE STEPS THAT MAY BE TAKEN TO MITIGATE LOSSES, INCLUDING CUTTING SUBSIDIES PAID TO FAIRPLEX PARK AT POMONA AND SAN LUIS REY DOWNS.

Chairman Harris stated the item had been resolved to the satisfaction of all parties involved, so the item was withdrawn.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE FEASIBILITY OF WAIVING CHRB RULE 1433(B), APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING, ON A CASE BY CASE BASIS, WHEN CONSIDERING THE CONSTRUCTION OF NEW RACE TRACKS, CONVERTING SYNTHETIC RACE TRACKS TO DIRT TRACKS AND THE USE OF EXISTING DIRT TRACKS FOR PERIODS EXCEEDING FOUR WEEKS OF THOROUGHBRED RACING.

Executive Director Kirk Breed stated Vice-Chairman Israel had asked that staff identify regulations that could not be enforced. Rule 1433, Application for License to Conduct a Horse Racing Meeting, subsection (b), was a rule that might be suspended on a case by case basis when considering the construction of new tracks, converting synthetic tracks to dirt tracks and the use of existing dirt tracks for periods exceeding four weeks of thoroughbred racing. Subsection 1433(b) currently required any racetrack that conducted four continuous weeks, or

more, of thoroughbred racing to install a synthetic racing surface. Mr. Breed stated the consensus was that the Board ought to at least identify the rule as a potential candidate for waiving. The Board should make a statement that the requirement for a synthetic track would be handled on a case-by-case basis. Commissioner Moss motioned to accept the feasibility of waiving Rule 1433(b). Vice-Chairman Israel seconded the motion. Jerry Jamgotchian, a horse owner, spoke about his concerns regarding synthetic racing surfaces. Sherwood Chillingworth of Oak Tree Racing Association stated regardless of the type of racing surfaces, the handle at all tracks in the United States was down, so there was no correlation between the type of racing surface and the handle. Mr. Chillingworth commented every track was down with regards to off-track wagering, and that was a result of the economy. He stated California's industry should be commended for taking chances and doing something to improve horse racing. Craig Fravel of Del Mar Thoroughbred Club (DMTC) stated DMTC spent a lot of time analyzing the synthetic tracks to determine if they were performing. DMTC asked Track Master, an organization that analyzed standard deviation of the track variant on every track in the country, how synthetic tracks compared to dirt tracks. Track Master looked at Saratoga's standard deviation on a fast dirt track, and in 2008 it was 7.88, as compared to DMTC's synthetic racing surface at 5.91. All Synthetic tracks across the country had a deviation of 8.65, while the dirt tracks had a standard deviation of 9.31. This meant that on a day-to-day basis, synthetic tracks did not vary as widely as dirt tracks. Mr. Fravel said the point was that synthetic tracks were criticized because they were different. Dr. Rick Arthur, CHRB Equine Medical Director, stated that prior to the installation of the synthetic racing surfaces there was a 40 percent increase in fatalities on dirt surfaces. The industry was excited

after the ploytrack at Turfway saw an 85 percent reduction in racing fatalities. Dr. Arthur said the tracks had been difficult to manage, but the California data showed almost a 40 percent reduction in on track fatalities. That meant in California, out of 38,245 starts in completed meets on synthetic surfaces, roughly 49 fewer fatalities occurred.

#### PUBLIC COMMENT

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Richard Castro of the Pari-Mutuel Employee's Guild (Guild) spoke about his concerns regarding recent totalizator system errors. Terry McWilliams of Scientific Games said the errors were made through the New York City off track betting facilities. The errors occurred because a programmer was on a live system testing a Superfecta wager that a client wished to offer. The programmer should not have been on a live system. Mr. Castro spoke about his concerns regarding the Del Mar Surfside Race Place simulcast facility. He stated a number of pari-mutuel employees had been ill within the past 90 days, and the Guild would like a general update on what had been done regarding the problem. George Bradvica of Surfside Race Place stated the issue was raised about two and a half years ago, and after meetings with all concerned parties, extensive independent testing was done, as well as a lot of mediation work. Since the testing was initiated the mold readings were normal, and there had been no instances of excess levels of mold. Mr. Bradvica added Surfside Race Place continued to do independent testing for mold. Chairman Harris asked if any employees lost work days due to mold. Mr. Bradvica stated he had approximately 24 employees and none had been ill due to issues at Surfside Race Place. He said he did not know if any pari-mutuel employees were ill. Mr. Castro stated pari-mutuel employees had been ill. With regards to Sacramento Harness

Association (SHA), Mr. Castro said the Guild's pension plan had been made whole. The Guild received notice from its National Industry Pension Plan that it received a check from SHA. Jerry Jamgotchian, a horse owner, spoke about his concerns regarding wagering integrity in California.

MEETING ADJOURNED AT 5:10 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.

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Chairman

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Executive Director

## STAFF ANALYSIS

June 5, 2009

Issue: APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE SAN JOAQUIN COUNTY FAIR AT STOCKTON JUNE 18-28, 2009.

San Joaquin County Fair filed its application to conduct a horse racing meeting at Stockton as part of the 2009 combined fair horse racing meeting:

- June 18-24, 2009, or 9 days, the same as 2008. The fair proposes to race a total of 98 races, the same as 2008. The fair will be the Northern California Host Track for the satellite wagering signal on Wednesday, June 17, 2009. The San Joaquin County Fair is a participant in the 2009 combined fair horse racing meeting.
- At the April 24, 2009 regular meeting, the Board approved a request from the California Authority of Racing Fairs (CARF) to designate the allocated race dates of the San Joaquin County Fair (9 days), Alameda County Fair (15 days), Solano County Fair (5 days), the two CARF at Golden Gate Fields meets (29 days), the Humboldt County Fair (9 days) and the Big Fresno Fair (10 days) as a combined fair horse racing meeting. The total number of race dates allocated to the fairs participating in the combined fair horse racing meeting is 77 days.
- The proposed race dates are the approved dates allocated to the San Joaquin County Fair which are now part of the 2009 combined fair racing meeting.

June - 2009						
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				

- Racing Thursday, Friday, Saturday and Sunday the first week and Wednesday through Sunday the second week. 10 races per day Wednesday, Thursdays and Fridays and 12 races per day Saturday and Sunday.
  - Racing concurrently with Hollywood Park June 18-28.
- Number of horses available determines the number of daily races programmed by breed.
  - 2008 Race Meeting: Average number of runners per race (TB): 6.80
  - 2008 Race Meeting: Average number of runners per race (Arabian): 6.60
  - 2008 Race Meeting: Average number of runners per race (Quarterhorse): 7.0
  - 2008 Race Meeting: Average number of runners per race (Mules): 6.60
- First post 12:45 p.m.
- Specific changes from the 2008 license application:
  - New schedule of charges: different prices for admission and parking during week one (racing only) versus week two (racing with the fair).

- Increase in price of programs (off-track) from \$2.00 to \$2.25.
  - Improvements for fans: additional televisions in grandstand mezzanine (two cabinets of six TVs each).
  - Debbie Cook replaces Forrest White as Chief Executive Officer.
  - Fair directors: Mitch Slater is now President; Victoria Salazar is now Vice President; James Jimenez is a new director.
  - Directors serving on the Racing Committee: Dr. Thomas Streeter replaces Mitch Slater on this committee.
  - Concessionaire: Negrette Enterprises will be providing food and beverage service; Delmar Graphics, Inc will be providing the fair's program printing and delivery service.
  - Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers has decreased from 2,784 in 2008 to 2,124 in 2009.
- Request Darrell Sparks be appointed horse identifier pursuant to CHRB Rule 1525.
- Wagering program will use CHRB rules and ARCI rules.
    - \$1 pick 4 on first race and last 4 races and \$2 pick 6 on last 6 races.
    - \$1 place pick all on the last 10 races.
    - \$1 Pentafecta on last race of the day.
    - Early wagering will not be offered.
- The Advance Deposit Wagering (ADW) providers are XpressBet, TVG, TwinSpines and YouBet.
- The distribution of the carryover pool will be July 26, 2009 (Closing Day of Solano County Fair).
- 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 completed.
- Track safety inspection has been completed.

#### ITEMS STILL NEEDED

- TOC agreement
- Written confirmation that the fair is a participant in the 2009 combined fair racing meeting

#### RECOMMENDATION:

Staff recommends the Board not approve the application until the TOC agreement is received, as well as written confirmation that the fair is a participant in the 2009 combined fair meeting.

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

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

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

1. APPLICANT FAIR ASSOCIATION

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

*San Joaquin County Fair*  
 1658 S. Airport Way  
 Stockton, CA 95206

Phone: 209-466-5041  
 FAX: 209-466-5739

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

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

2. DATES OF RACE MEETING

A. Inclusive dates of race meeting: June 18 - 28, 2009 (Northern Calif. Host Track on June 17)

B. Dates racing will NOT be held: June 22 & 23, 2009

C. Total number of racing days: Nine (9)

3. RACING PROGRAM

A. Total number of races: 98

B. Number of races by breed:

<input type="text" value="76"/>	Thoroughbreds	<input type="text" value="4"/>	Quarter Horses	<input type="text" value="0"/>	Appaloosas
<input type="text" value="9"/>	Arabians	<input type="text" value="-0-"/>	Paints	<input type="text" value="9"/>	Mules

CHRB CERTIFICATION

Application received: 3-20-09  
 Reviewed: 

Hearing date: 6-5-09  
 Approved date:  
 License number:

SAN JOAQUIN COUNTY  
**FAIR**  
JUNE 24-28, 2009

April 21, 2009

*Your ticket to fun!*

Kirk Breed, Executive Director  
California Horse Racing Board  
1010 Hurley Way, Suite 300  
Sacramento, CA 95825

Dear Kirk:

Please accept this letter as confirmation that the San Joaquin County Fair will be the Northern California Host Track for the satellite wagering signal on Wednesday, June 17, 2009. During the negotiations regarding racing dates, when Fairs were asked to give up one day of racing, I agreed that we would conduct only nine (9) days of racing with the condition we would still be the host track on Wednesday, June 17<sup>th</sup>. This was the same condition under which we operated in 2007 with similar racing dates.

Please contact me if you have any questions.

Sincerely,



Debbie Cook  
Chief Executive Officer

[sanjoaquinfair.com](http://sanjoaquinfair.com)

Second District Agricultural Association • 1658 S. Airport Way • Stockton, CA 95206  
209/466-5041 • 209/466-5739 fax • e-mail: [fun@sanjoaquinfair.com](mailto:fun@sanjoaquinfair.com)

C. Number of races daily:

	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
Thoroughbred	9			8	8	8	9
Other Breeds	3			2	2	2	3
Total	12			10	10	10	12

D. Total number of stakes races by breed:

Thoroughbreds   
 Quarter Horses   
 Appaloosas  
 Arabians   
 Paints   
 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. See Attachment 3. E.

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:

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

Wed - Sun

Race #1 ..... 12:45 p.m.  
Race #2 ..... 1:15 p.m.  
Race #3 ..... 1:45 p.m.  
Race #4 ..... 2:15 p.m.  
Race #5 ..... 2:45 p.m.  
Race #6 ..... 3:15 p.m.  
Race #7 ..... 3:45 p.m.  
Race #8 ..... 4:15 p.m.  
Race #9 ..... 4:45 p.m.  
Race #10 ..... 5:15 p.m.  
Race #11 ..... 5:45 p.m.  
Race #12 ..... 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: **Mitch Slater, President; Victoria Salazar, Vice President; James Jimenez; Karylene Mann, Nanette Martin, Arthur Perry, Gregory O'Leary, Dr. Thomas Streeter, Ken Yasui**
- B. Names of the directors serving on the Racing Committee or otherwise responsible for the conduct of the racing program: **Gregory O'Leary and Dr. Thomas Streeter**

Attachment: 3. E.

*Stakes Races*

<u>Name / Conditions</u>	<u>Date</u>	<u>Added / Guaranteed Purse</u>
<i>Sweepida Stakes</i> Overnight Stakes, Three Year Olds, Fillies Five and One Half Furlongs	Saturday, June 27	\$50,000.00 Added
<i>Pink Ribbon Stakes (Breast Cancer Awareness)</i> Overnight Stakes, Three Year Olds, Fillies Five and One Half Furlongs	Sunday, June 28	\$50,000.00 Added
<i>Stockton Arabian Handicap</i> Arabians, Three Year Olds and Upward Five and One Half Furlongs	Saturday, June 27	\$9,000.00 Guaranteed
<i>Stockton Derby</i> Quarter Horses, Three Year Olds Three Hundred Fifty Yards	Sunday, June 28	\$10,000.00 Guaranteed

- C. Name and title of the fair manager or executive officer and the names and titles of all department managers and fair staff, other than those listed in 9B, who will be listed in the official program:

<b>Debbie Cook</b>	<b>Chief Executive Officer</b>
<b>Annette Snezek</b>	<b>Pari-Mutuel Coordinator</b>
<b>Frank Mirahmadi</b>	<b>Announcer and Morning Line Maker</b>
<b>Mike Chapman</b>	<b>Maintenance Supervisor</b>
<b>Jack Hatch</b>	<b>Stable Superintendent</b>
<b>Tammy McDuffie</b>	<b>Stewards' Aide</b>
<b>Steve McCollum</b>	<b>Assistant Satellite Supervisor</b>

## 5. PURSE PROGRAM

- A. Purse distribution:

1. All races other than stakes:

Current meet estimate:	\$ 806,638
Prior meet actual:	\$ 775,846

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

Current meet estimate:	\$ 89,626
Prior meet actual:	\$ 86,205

2. Overnight stakes:

Current meet estimate:	\$ 119,000
Prior meet actual:	\$ 120,000

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

Current meet estimate:	\$ 13,222
Prior meet actual:	\$ 13,333

3. Non-overnight stakes:

Current meet estimate:	-0-
Prior meet actual:	-0-

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

Current meet estimate:	-0-
Prior meet actual:	-0-

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

Current meet estimate:	\$ 84,527
Prior meet actual:	\$ 88,049

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

Current meet estimate:		Prior meet actual:	
CTT	\$ 2,942		\$ 3,065
TOC	\$ 5,886		\$6,131
NTRA	\$ 2,480		\$2,583
PCQHRA	\$ 3,023		\$ 3,149
CWAR	-0-		-0-
ARAC	\$ 9,471		\$ 9,866
AMRA	\$ 9,369		\$ 9,759
CHBPAPEN	\$ 8,828		\$ 9,196
CTHF	\$ 8,828		\$ 9,196
<hr/>		<hr/>	
Total	\$ 50,827	Total	\$ 52,945

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

Current meet estimate: \$ 1,060,992 (Including \$171,608 Thoroughbred Carryover from 2008)  
 Prior meet actual: \$ 1,036,840

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

Current meet estimate: \$ 117,888  
 Prior meet actual: \$ 115,204

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

Current meet estimate: \$ 702,743  
 Prior meet actual: \$ 786,675

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

Current meet estimate: \$ 78,083  
 Prior meet actual: \$ 87,408

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

Current meet estimate: \$ 113,875  
 Prior meet actual: \$ 126,528

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

Current meet estimate: \$ 12,653  
 Prior meet actual: \$ 14,059

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

Account # On File

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

Disher Accountancy Corp.  
 1816 Maryal Drive, Sacramento, CA 95864  
 Phone: 916-482-4224

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

## 6. STABLE ACCOMMODATIONS

- A. Number of usable stalls available for racehorses at the track where the meeting is held:  
**695 Permanent Stalls**
- B. Minimum number of stalls believed necessary for the meeting: **1,795**
- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers: **2,124**
- D. Name and location of each off-site auxiliary stabling area and the number of stalls to be maintained at each site:  
Alameda County Fair: **684**      Golden Gate Fields: **1,440**
- 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.  
**Northern California Stabling and Vanning Fund**

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

- F. Total number of usable stalls made available on-site for the **1986** meeting:  
**695 Permanent Stalls, Plus 200 Portable Stalls**
- G. Estimated cost to provide off-site stalls for this meeting. Show cost per-day per stall:  
**Golden Gate \$8.43**  
**Pleasanton \$10.44**
- H. Estimated cost to provide vanning from off-site stalls for this meeting. Show fees to be paid for vanning per-horse:  
**-0-**

## 7. PARI-MUTUEL WAGERING PROGRAM

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

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

	TYPE OF WAGERS	APPLICABLE RULES
Example Race	\$1 E; \$1 Double	CHRB #1959; RCI #VE
Race #1	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$1PPN% \$1PK4*	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.8, CHRB #1978
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%	CHRB #1959, CHRB #1977, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.8
Race #4	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.8
Race #5	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #6	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #7	\$1E, \$1PK3, \$1PK4*, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1978, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #8	\$1E, \$1PK3, \$1PK4*, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1978, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB 1976.8
Race #9	\$1E, \$1PK3, \$1PK4*, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1978, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #10	\$1E, \$1PK3, \$1PK4*, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1978, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8

Race #11	\$1E, \$1TRI, \$2Q, \$1PK4* \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1979, CHRB #1958, CHRB #1978 CHRB #1957, CHRB #1979.1 CHRB #1976.9 CHRB #1976.8
Race #12	\$1E, \$1TRI, \$2Q, \$1PK4* \$2DD, \$.10SF, \$2PNP@, \$1PPN%  \$1 Super H5	CHRB #1959, CHRB #1979 CHRB #1958, CHRB #1978 CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8 ARCI 004-105

B. Maximum carryover pool to be allowed to accumulate before its distribution OR the date(s) designated for distribution of the carryover pool: July 26, 2009 (Closing Day of Solano Co. Fair)

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

\* \$1PK4 on First Race and Last Four (4) Races

@ \$2 Pick 6 on Last Six (6) Races

% \$1 Place Pick All on Last Ten (10) Races

\$1 Pentafecta selecting the first five finishers in a same race. 100% payout on all tickets selecting five winners. No consolation; 100% carryover if no ticket has five winners. Super High-5 will be carded as last race of the day. [Applicable rule: ARCI 004-105 – T PICK (N) POSITION (X) POOLS]

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

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

Scientific Games Racing, George Brannon  
Equipment description on file with the Board

Contract Expires: September 30, 2012

8. ADVANCE DEPOSIT WAGERING (ADW)

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

9. SIMULCAST WAGERING PROGRAM

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

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

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

NORTHERN CALIFORNIA

- Alameda County Fair, Pleasanton
- Big Fresno Fair, Fresno
- California State Fair & Exposition, Sacramento
- Club One, Fresno
- Golden Gate Fields, Albany
- \*Humboldt County Fair, Ferndale
- Jockey Club at San Mateo, San Mateo

SOUTHERN CALIFORNIA

- Barona Valley Ranch Resort & Casino, Lakeside
- Cabazon Fantasy Springs Casino, Indio
- Derby Club, Seaside Park, Ventura
- Earl's Place at Earl Warren Fairgrounds, Santa Barbara
- Fairplex Park, Pomona
- Horsemen's Club, Santa Barbara
- Los Alamitos Race Course, Los Alamitos

Kern County Fair, Bakersfield  
 Monterey County Fair, Monterey  
 \*\*Redwood Acres Fair, Eureka  
 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

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 two-week Ferndale Fair Racing  
 \*\*Closed during Ferndale Fair Racing  
 \*\*\*Closed for renovation

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

San Joaquin County Fair at Stockton

June 17 – 28, 2009, 2009

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

<b>DOMESTIC</b>	
ARLINGTON	6/17-6/28
BELMONT	6/17-6/28
CALDER RACECOURSE	6/17-6/28
CANTERBURY DOWNS	6/17-6/28
CHARLES TOWN	6/17-6/28
CHURCHILL DOWNS	6/17-6/28
COLONIAL DOWNS	6/17-6/28
DELAWARE	6/17-6/28
ELLIS PARK	6/17-6/28
EMERALD DOWNS	6/17-6/28
EVANGELINE DOWNS	6/17-6/28
INDIANA DOWNS	6/17-6/28
LONE STAR	6/17-6/28
LOUISIANA DOWNS	6/17-6/28
MONMOUTH	6/17-6/28
MOUNTAINEER	6/17-6/28
PENN NATIONAL	6/17-6/28
PHILADELPHIA PARK	6/17-6/28
PRAIRIE MEADOWS	6/17-6/28
PRESQUE ISLE DOWNS	6/17-6/28
RIVER DOWNS	6/17-6/28
RUIDOSO	6/17-6/28
SUFFOLK DOWNS	6/17-6/28
THISTLEDOWN	6/17-6/28
YAVAPAI DOWNS	6/17-6/28
<b>INTERNATIONAL</b>	
ASSINIBOIA	6/17-6/28
WOODBINE	6/17-6/28
HASTINGS	6/17-6/28
SAN ISIDRO	6/17-6/28
HIPPODROMO CHILE	6/17-6/28
MARONAS	6/17-6/28
NORTHLANDS PARK	6/17-6/28
FORT ERIE	6/17-6/28
SUBJECT TO CHANGE	

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

Amwest Entertainment, OR	Hinsdale Greyhound Park, NH	Rosecroft Raceway, MD
Arapahoe Park, CO	Hoosier Park, IN	Royal River Racing
Arima Race Club	Horsemen's Park, NE	Ruidoso Downs, NM
Arlington International Race Course, IL	Indiana Downs, IN	Running Aces Harness Park
Atlantic City Casino Assn., NJ	International Racing Group	Sam Houston, TX
Atlantic City Race Course, NJ	Jackson Harness Raceway, MI	Saratoga Raceway, NY
Atokad Downs, NE	John Martin's Manor Restaurant	Scarborough Downs, ME
Balmoral Park, IL	Keeneland Association, KY	Scioto Downs, OH
Bangor, ME	Kentucky OTB	Seabrook Greyhound
BetAmerica	Lebanon Raceway, OH	Shoreline Star Greyhound Park
BetPad Ltd.	Les Bois/Idaho	Skydancer Casino
Beulah Park, OH	Lewiston Raceway Inc., ME	Sol Mututel Ltd.
Birmingham Race Course, AL	Lien Games, Inc., ND	Southland, AR
Blue Ribbon Downs, OK	Lincoln Greyhound	Sports Center
Bluffs Run Greyhound	Lodge Belmont Greyhound Park	Sports Creek Raceway, MI
Buffalo Raceway, NY	Lone Star., TX	Stables, The
Calder Race Course, FL	Louisiana Downs, LA	State Fair Park, NE
Canadian Associations	Manor Downs	Suffolk Regional OTB, NY
Canterbury Park, MN	Maryland Jockey Club, MD	Suffolk Downs, MA
Capital District OTB	Maywood Park, IL	Sunland Park, NM
Capital Sports Ply, Ltd, Australia	Meadowlands, NJ	SunRay Park, NM
Casino Association	Meadowlands, The	Tampa Bay Downs, FL
Catskills OTB	Meskwaki Casino	The Greyhound Park @ Post Falls
Charlestown Race Course, VA	Millers OTB	The Racing Channel
Chester Downs & Marina LLC	Mohegun Sun	The Racing Channel International
Choctaw Racing Services, LLC, OK	Monmouth Park, NJ	Thistledown Racing, OH
Churchill Downs, KY	Montana OTB, MT	Timeout Lounge
Coeur d'Alene Greyhound, ID	Monticello Raceway, NY	Tioga Downs
Coeur d'Alene Casino, ID	Mount Pleasant Meadows, MI	Tri-State Racetrack & Gaming Center, WV
Colonial Downs, VA	Mountaineer Park, WV	Turf de Venezuela
Columbus Races, NE	Nassau Regional OTB, NY	Turfway Park, KY
Comanche Nation	Nebraska State Fair Park, NE	TVG
Connecticut OTB, CT	Nevada Indian Casinos	Twin Spires/AmTAB
Crystal Palace	Nevada Pari-Mutuel Association, NV	Turf Paradise, AZ
Cyprus Boyou OTB	New York City Off-Track Betting Assn., NY	Valley Greyhound Park
Dairyland Greyhound Park, WI	New York Racing Association, NY	Vernon Downs, NY
Darwin All Sports	Newport Jai Alai, FL	Victor Chandler
Delaware Park, DE	Northfield Park, OH	Western Regional OTB
Delta Downs	Oaklawn Park, AR	Wheeling Downs, WV
Downs at Albuquerque, NM	Ocean Downs, MD	Wichita Greyhound Park, KS
Elite Turf Club 1-8, NV	Penn National Race Course, PA	Will Rogers Downs, OK
Ellis Park, KY	Phumelela Gold	Wonderland Greyhound Park, MA
Emerald Downs, WA	Philadelphia Park, PA	Woodlands, KS
Equus St. Thomas Racing, Inc.	Pinnacle Race Course	Wyoming OTB, WY
Evangeline Downs, LA	Plainfield Greyhound Park, NJ	XpressBet, Inc., CA
Evansville OTB	Plainridge Racecourse, MA	Yavapai Downs, AZ
Fair Meadows	Pocono Downs, PA	Yonkers Raceway, NY
Fair Grounds Race Course, LA	Portland Meadows, OR	YouBet
Finger Lakes Race Track, NY	Potawatomi Casino	Zia Park, NM
Fonner Park, NE	Prairie Meadows, IA	
Foxwoods Casino,	Premier Turf Club	<b>Separate Pools:</b>
Freehold Raceway, NJ	Presque Isle Downs	Caymanas Park, JAM
Geneva Lakes	Race 2 Day	Hipodromo Presidente Remon, Panama
Gillespie County Downs	Raceway Park, OH	LVDC (NV)
Global Wagering Solutions (MEC) MagnaBet	Racing World	MIR/Caliente
Great Lakes Downs, MI	Racing US	Hippodromo Camerero (PR)
Greentrack	Racing & Gaming Services, British WI	
Gulf Greyhound, TX	Raynham Taunton Greyhound Park	
Gulfstream Park, FL	Remington Park, OK	
Harrington Raceway	Retama Park, TX	
Hawthorne	River Downs, OH	
Hazel Park, MI	Rockingham Park, NH	
	Rocky Mountain Turf Club	

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

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

#### THOROUGHBRED SIMULCAST RACES TO BE IMPORTED

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

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

#### QUARTER HORSE SIMULCAST RACES TO BE IMPORTED

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

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

#### HARNESS SIMULCAST RACES TO BE IMPORTED

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

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

#### OTHER BREED SIMULCAST RACES TO BE IMPORTED

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

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

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

venue. All international wagering to be conducted by an association is subject to the provision of B&P Code Sections 19596, 19596.1, 19596.2, 19596.3, 19601, 19602, and 19616.1, and will require specific written approval of the CHRB.

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

## 10. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT

### A. Racing officials nominated:

Association Veterinarian(s)	<b>Robert Connolly, DVM</b>
Clerk of Scales	<b>Gary Lawless</b>
Assistant Clerk of Scales	<b>Cheryl White</b>
Clerk of the Course	<b>Tina Walker</b>
Clerk of the Course (Emerging Breeds)	<b>Dolores Collins</b>
Assistant Clerk of Course	<b>Dawn Schmid</b>
Film Specialist	<b>Danny Winick</b>
Horse Identifier	<b>Darrel Sparks</b>
Horseshoe Inspector	<b>Jack Hammonds</b>
Paddock Judge	<b>Joe Gibson</b>
Patrol Judges	<b>Joe Gibson and Danny Winick</b>
Placing Judges	<b>Matthew Nichols, DeeDee Robinson</b>
Starter	<b>Robert Mooneyhan</b>
Timer	<b>Melody Truitt</b>

### B. Management officials in the racing department:

Director of Racing	<b>Debbie Cook</b>
Racing Secretary	<b>Tom Doutrich</b>
Assistant Racing Secretary	<b>Linda Anderson</b>
Paymaster of Purses	<b>Vicki Layne</b>
Others (identify by name and title)	

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

**Kelly Girl, 723 N. Main Street, Manteca, CA 95336. Phone: 209-823-9356**

### 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. Contract Expires: December 7, 2010**

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

**Pegasus Communications, Inc. – Jim Porep Contract Expires: April 30, 2013  
Equipment description on file with the Board. 5 cameras, (3 tower, 1 pan, 1 hand-held)**

- I. 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 Communications, Inc. – Jim Porep      Contract Expires: April 30, 2013**

## 11. SECURITY CONTROLS

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

**Debbie Cook, CEO – Office: 209-466-5041; Cell: 209-481-6391**

**Mike Chapman, Maint & Operations Supervisor – Office: 209-466-5041; Cell: 209-815-0345**

**Organizational Chart and List of Security Personnel - See Attachment 11.A**

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

**Stable area gate persons: 7; Stable area patrol: 2; Grandstand security guards: 8**

1. Attach a written plan for enhanced security for graded/stakes races, and races of \$100,000 or more, to include the number of security guards in the restricted areas during a 24-hour period and a plan for detention barns.      **Not applicable.**

2. Detention Barns:      **Not applicable.**

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

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

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

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.**

B. Plan for enhanced surveillance for trainers with high-test results.  
**Trainer with high test results will be moved to the Detention Area.**

C. Plan for detention barns for repeat offenders.  
**Ten (10) stalls adjacent to Test Barn which are under 24-hour video surveillance.**

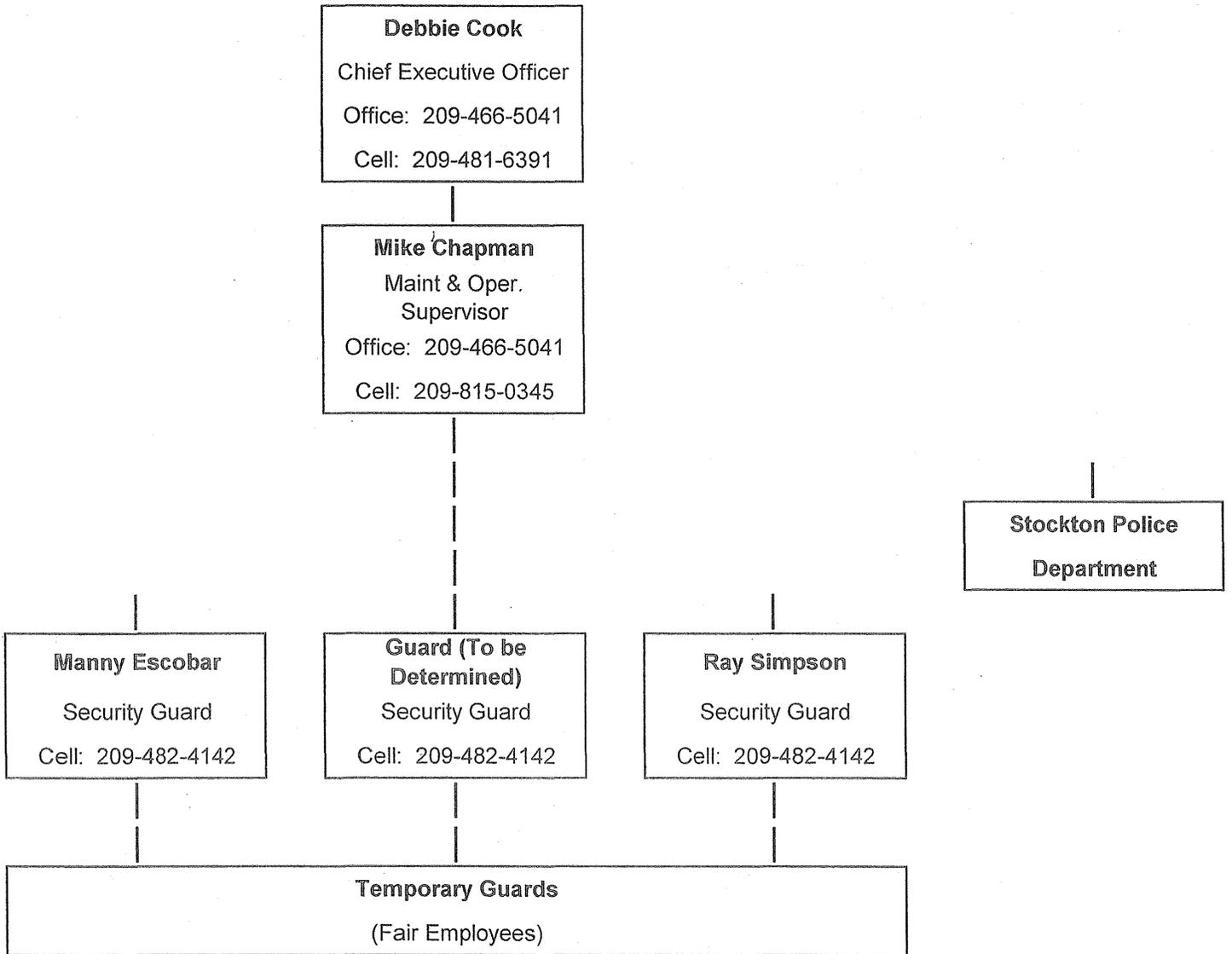
D. Number of security personnel assigned to the TCO2 program.  
**One (1) 24-hour security guard when Detention Stalls are occupied.**

- C. Describe the electronic security system.

**The Grandstand has a complete Electronic System including cameras, motion and contact security measures.**

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

San Joaquin County Fair Race Meet  
Security Controls  
Organizational Chart  
2009



**Attachment: 11. A****Backstretch Security Measures  
2009**

In 2009, the San Joaquin Fair Racing Association will work with CHRB and California Authority of Racing Fairs (CARF) to achieve a dispersed presence of uniformed track security personnel in the backstretch throughout the day, in addition to the normal complement of CHRB investigative staff. The Racing Association proposes to proceed as follows:

1. Work with CARF and CHRB staff to train designated track security supervisors and personnel prior to the Fair Race Meet. CARF will coordinate this training between the Racing Association and CHRB staff.
2. Coordinate track backstretch security oversight on a daily basis with CHRB investigative staff.
3. Deploy uniformed track security personnel on random security patrols through backstretch area from 7:00 a.m. until the last race.
4. Provide radio communication between track security personnel and CHRB investigative staff.

Four (4) video cameras installed on TC02 Testing Trailer which cover the entire Detention Barn area.

## 12. EMERGENCY SERVICES

- A. Name, address and emergency telephone number of the ambulance service to be used during workouts and the running of the races:  
**American Medical Response** Phone: 209-944-0620  
**400 S. Fresno Street, Stockton, CA 95203-3007**
- B. Name, address and emergency telephone number of the ambulance service to be used during workouts at auxiliary sites:  
**Alameda County Fair: American Medical Response** Phone: 510-895-7600  
**640 – 143<sup>rd</sup> Avenue, San Leandro, CA 94577**  
**Golden Gate Fields: Turf Rescue, LLC** Phone: 510-581-8470  
**19615 Barclay Road, Castro Valley, CA 94546**
- C. Describe the on-track first aid facility, including equipment and medical staffing:  
**See Attachment 12., C.**
- D. Name and emergency telephone number of the licensed physician on duty during the race meeting:  
**Physicians rotate on a daily basis, each uses Fair-provided cell phone: 209-938-9045**
- 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:  
**San Joaquin General Hospital** Phone: 209-468-6000  
**500 W. Hospital Road, French Camp, CA 95231**
- 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 Attachment 12. F. (English / Spanish)**
- G. Name of health and safety manager and assistant manager responsible for compliance of health and safety provisions pursuant to B& P Code 19481.3(d):  
**Health/Safety Manager: Debbie Cook, CEO**  
**Health/Safety Asst. Manager: Mike Chapman, Maint & Operations Supervisor**
- H. Attach a fire clearance from the fire authority having jurisdiction over the premises.  
**Fire inspection completed May 8, 2009 (Attached)**
- 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.  
**Attached.**

**NOTICE TO APPLICANT:** Every licensee conducting a horse racing meeting shall pursuant to B&P Code 19481.3 maintain, staff, and supply an on-track first aid facility, that may be either permanent or mobile, and which shall be staffed and equipped as directed by the board. A qualified and licensed physician shall be on duty at all times during live racing, except that this provision shall not apply to any quarter horse racing at the racetrack if there is a hospital situated no more than 1.5 miles from the racetrack and the racetrack has an agreement with the hospital to provide emergency medical services to jockeys and riders. An ambulance licensed to operate on public highways provided by the track shall be available at all times during live racing and shall be staffed

**Attachment: 12. C.****San Joaquin Fair Emergency Care and Medical Facilities**

San Joaquin Fair, as well as all Racing Fairs, provides emergency care which provides for comprehensive medical care for jockeys, track staff and allied personnel. Emergency care focuses on immediate stabilizing, comfort and evacuation of injured racetrack personnel to appropriate hospital care facilities.

**Staffing**

Two Emergency Medical Technicians (EMTs), from American Medical Response, are located in an on-track ambulance that follows at a safe distance from the horses racing during each race. This ambulance and crew are present whenever horses are on the track (during both racing and training hours) and are responsible for initiating basic life support measures, including immediate medical stabilization, care, and evacuation to medical care facilities.

Licensed Physician on duty is responsible for care on an ongoing basis of jockeys, track staff, and allied personnel requiring non-emergency medical care.

**Physical Resources**

San Joaquin Fair provides the services of a state-of-the-art Kimzey Horse Ambulance as well as a senior experienced driver who is responsible for the evacuation and disposition of injured horses at all racing fairs.

Redundant communications services are provided to ensure constant contact between all emergency care personnel. Two-way radio networks are established within the racing operations as well as fair emergency operations. All key emergency care personnel also carry cell phones and each is provided a laminated card containing all contact numbers.

**Attachment: 12. F. (English)****San Joaquin Fair Racing Accident Procedures**

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

**Track Ambulance**

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

**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 the accident scene management. 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 Ambulance Gate to secure the area to allow swift and secure exit by the ambulance and prevent visitation from bystanders to 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 and 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. The 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 and/or horse from the track.

**Attachment: 12. F. (English – page 2)****Fair Association 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 Fair Association staff 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 for the management of the accident scene.

**Announcer**

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 family member of the injured. 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 member 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.

**Attachment: 12. F (Spanish)****Procedimiento en caso de Accidente en San Joaquin Fair**

De ocurrir un accidente en el hipodromo, se debe hacer lo siguiente:

**El personal de la Ambulancia**

El personal de la ambulancia trasladarse inmediatamente al lugar del accidente siempre que sea necesario para tratar a la(s) victima(s).

**Seguridad**

1. Tan pronto como sea possible, un miembro de seguridad del hipodromo debera reportarse al lugar del accidente y desde ahi recibir las instrucciones del Paramedico responsable del lugar del accidente. El miembro de seguridad sera responsable de mantener a los transeuntes fuera del lugar del accidente.
2. Un miembro del departamento de seguridad del hipodromo se acercara a la puerta designada para ambulancia e asgurar el area para que la ambulancia salga a la escenda del accidente y prevenir que transeuntes y personas ajenas se acerquen.
3. Un miembro de seguridad del hipodromo sera responsable de escoltar a los vehiculos de emergencia.
4. Los miembros de seguridad seran responsable de controlar a la multitud.

**Personal de Carreras / Veterinario del Hipodromo**

1. Una vez en el lugar del accidente, el Outrider/escolta debera sujetar al caballo herido para evitar que lastime a la gente, a otros caballos o a la propiedad.
2. Los caballos muy mal heridos deberan ser sacados de la pista con la ambulancia para caballos, siempre que sea possible hacerlo de esa manera.
3. El Veterinario del Hipodromo debera decidir si se sacrifica al caballo en la pista.
4. Sea possible hacerlo, se debe colocar la pantalla/screen para tapa la vista al publico, antes de iniciar el procedimiento de sacrificio del animal.
5. Los Outriders son responsables de remover cualquier desecho en la pista despues de que la persona o caballo accidentado haya sido trasladado del lugar.

**Attachment: 12. F (Spanish – page 2)****Personal de la Feria / Fair Association Staff**

1. La Ambulancia de Caballos debera trasladarse inmediatamente al lugar del accidente siempre que un caballo este severamente lesionado y necesite transporte.
2. Los miembros del departamento de la feria que esten cerca del accidente deberan ayudar a tapan el lugar para que el publico no pueda ver lo que sucede, ademas deberan recibir instrucciones del Paramedico responsable del lugar del accidente.

**Locutor**

El Locutor debera informar a los jinetes acerca de los detalles de la situacion (como la ubicacion del caballo suelto, la necesidad de adelantar, etc.) para que puedan hacer lo necesario y mitigar otros problemas.

**Gerencia**

1. Un representante de la gerencia se apersonara rapidamente al lugar del accidente en el hipodromo. El gerente informara a los otros gerente sobre las lesiones sufridas.
2. Otro representante de la gerencia debera informar al departamento de video para monitorear la escena y ver la cobertura de video que sera transmitida al publico.
3. Un miembro de la gerencia debera aportar con informacion sobre los anuncios que debera hacer el locutor.
4. Un miembro de la gerencia sera responsable de ver que la informacion con respecto al accidente sea dada a los familiars de los heridos. Se debe hacer lo necesario para acompanar a los familiars a los hospitals, de ser el caso. Al respecto, es necesario tener un registro de la persona a quien se debe comunicar en caso de que un jockey sufra un accidente.
5. Todos los anuncios publicos y respuestas a la prensa las realiza unicamente el funcionario de gerencia de alto nivel que se encuentre disponible en ese momento.

**Todos los Jefes de Departamento**

Todos los Jefes de Departamento deben comunicar a sus empleados que, a pesar de que las intenciones sean buenas, el tratamiento de un jinete/jockey herido debe ser realizado por el personal calificado para ello, y todos los demas empleados deben permanecer lejos del lugar del accidente.



RECEIVED

MAY 15 2009

## CITY OF STOCKTON

## FIRE DEPARTMENT

PERMIT CENTER • 345 N. El Dorado Street • Stockton, CA 95202-1997 • 209/937-8271 • Fax 209/937-8893  
www.stocktongov.com

May 12, 2009

San Joaquin Fairgrounds  
Attn: Forrest White, Manager  
1658 South Airport Way  
Stockton, CA 95206

**FIRE AND LIFE SAFETY INSPECTION-1658 SOUTH AIRPORT WAY**

On May 8, 2009, a fire and life safety inspection was conducted at 1658 South Airport Way. The purpose of the inspection was in advance of the horse racing events that will take place within the next few months. The horse stables and the grandstand were inspected and no fire code violations were found. Please ensure that all employees and trainers are familiar with the location and use of the fire alarm pull stations and of the fire extinguishers. A training log shall be created and maintained on site for any further inspections.

If you have questions, please call me at 937-8271.

**MATT DUAIME, DIVISION CHIEF / FIRE MARSHAL  
FIRE PREVENTION DIVISION**

MD/FR:cl

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2009 FEB 13 PM 1:47

February 12, 2009

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

Re: San Joaquin Fair/2nd DAA  
1658 S. Airport Way  
Stockton, CA 95206

Please be advised that the San Joaquin Fair/2nd 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: 01/01/2009 to 01/01/2010

**II. WORKERS' COMPENSATION AND EMPLOYERS' LIABILITY**

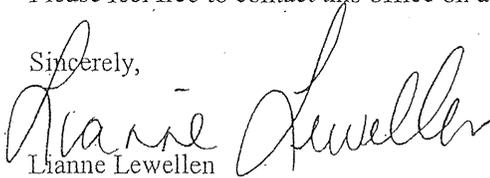
- A. Primary Coverage \$500,000 self-insured retention California Fair Services Authority  
Coverage continuous until cancelled
- B. Excess Coverage (a) Workers' Compensation: Statutory Limit in excess of \$500,000  
(b) Employers' Liability: \$4,500,000 in excess of \$500,000  
Coverage provided by CSAC Excess Insurance Authority  
Term: 07/01/2008 to 07/01/2009

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 San Joaquin Fair/2nd 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

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.

### 13. CONCESSIONAIRES AND SERVICE CONTRACTORS

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

<b>Negrette Enterprises</b> 124 E. Walnut Street, Stockton, CA 95204	Food, Alcoholic and Non-alcoholic beverage vendor
<b>Bill Vassar, Vassar Photography</b> 5075 Double Point Way, Discovery Bay, CA 94505	Winner's Circle Photos
<b>Speeda Sound</b> 4770 Sonora Avenue, Fresno, CA 93722	Grandstand Sound System
<b>Lorene Dutton</b> 1129 Avenida Sevilla, #7B, Walnut Creek, CA 94595	Jockeys' Laundry
<b>NOTWINC</b> 11875 Dublin Blvd, Dublin, CA 94568	Armored Car Service
<b>Delmar Graphics, Inc.</b> 7806 Honors Court, Pleasanton, CA 94588	Program Printing and Delivery
<b>United Puett Starting Gate Co. – Michael Costello</b> 224 Tater Hill Road, East Haddam, CT 06423	Starting Gate

### 14. ON- TRACK ATTENDANCE/FAN DEVELOPMENT

- A. Describe any promotional plans: **See Attachment 14. A.**
- B. Number of hosts and hostesses employed for meeting: **Eight (8)**
- C. Describe facilities set aside for new fans: **Fan Education Kiosk with Attendance and Educational Giveaways**
- D. Describe any improvements to the physical facility in advance of the meeting that directly benefits:
1. Horsemen
  2. Fans **Additional Televisions in Grandstand Mezzanine (2 cabinets of 6 TVs each)**
  3. Facilities in the restricted areas

**Attachment: 14.A****On-Track Attendance / Fan Development  
Promotional Plans****Live Horse Racing Promotion for the 2009 San Joaquin County Fair Race Meet  
Stockton Racing at the San Joaquin County Fairgrounds**

San Joaquin County Fair live horse racing returns to June, running in conjunction with the annual Fair. Presenting the live meet at the same time as the Fair provides an opportunity to include the fairgoer in the racing event. Because the horse racing meet begins one week before the Fair, we will be promoting the first week of racing by offering free general parking and reduced general admission (see below). Additional efforts towards marketing and promotion of our live race meet are as follows:

1. Free general parking during the first week of racing (usually \$5.00 per day during the Fair)
2. Reduced general admission of \$3.00 per day during the first week of racing (usually \$9.00 per day during the Fair)
3. \$1.00 hot dogs, \$1.00 soda, opening day of racing, June 18<sup>th</sup> at the Grandstand
4. A direct mail post card sent to over 1,000 horse racing "friends", addresses garnered from Satellite Wagering facility as well as prior contest participants from live track give-away and CalRacing.
5. "Five 'til Five" on Wednesday, June 24<sup>th</sup>, opening day of the Fair, which reduces the \$9.00 admission to only \$5.
6. One "Free Seniors Day" on Thursday, June 25<sup>th</sup>
7. Radio advertising on the top four ranked stations in San Joaquin County
8. Print advertising in six local newspapers, covering all cities in San Joaquin County
9. TV advertising on both cable and standard stations: 15-second ads scheduled during the AM news slot on standard TV and various times on cable
10. Use of social networking sites (Myspace, Facebook, Twitter) to bring attention to the horse racing meet
11. Use of blog to talk about new dates, promotions, general horse racing information (stakes races, etc.) that pertains strictly to the San Joaquin County Fair horse racing meet.

The Total promotional budget dedicated to promoting the 2009 San Joaquin County Fair race meet, including in-kind services, exceeds \$45,000.00.

## 15. SCHEDULE OF CHARGES

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

	<u>Week 1 (June 18-21)</u>	<u>Week 2 (June 24-28) with the Fair</u>
Admission (general)	\$3.00	\$9.00
Admission (clubhouse)	N/A	N/A
Reserved seating (general)	N/A	N/A
Reserved seating (clubhouse)	N/A	N/A
Parking (general)	Free	\$5.00
Parking (preferred)	\$5.00	\$10.00
Parking (valet)	N/A	N/A
Programs (on-track)	\$1.00	\$1.00
(off-track)	\$2.25	\$2.25

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

**All Box Seats are Sold Out in advance.**

C. Describe any "package" plans such as combined parking, admission and program: **None**

## 16. JOCKEYS' QUARTERS

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

<input checked="" type="checkbox"/> Corners (lockers and cubicles)	How many	<input type="text" value="25"/>
<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:

**14' x 30' Modular facility with three (3) dressing stalls, three (3) showers, two (2) toilets, lounge area, one (1) steam bath and three (3) sinks.**

## 17. BACKSTRETCH EMPLOYEE HOUSING

A. Inspection of backstretch housing was completed by **Anne Glasscock** on **March 20, 2009**.

C. Number of rooms used for housing on the backstretch of the racetrack: **82**

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

**Five (5) Restroom facilities containing toilets and showers**

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

**One (1) Restroom Facility per 100 people (each restroom contains four (4) toilets)**

## 18. TRACK SAFETY

- A. Total distance of the racecourse - measured from the finish line counterclockwise (3' from the inner railing) back to the finish line: 5.280 feet.
- B. Describe the type(s) of materials used for the inner and outer railings of the race course, the type of inner railing supports (i.e., metal gooseneck, wood 4" x 4" uprights, offset wood 4" x 4" supports, etc.), the coverings, if any, on the top of the inner railing, and the approximate height of the top of the inner railing from the level of the race course.  
**Outer rail comprised of 3" aluminum posts with 3" aluminum railing on top at a height of 40" (a portion of outside rail is chain link fence). A Sterline inner rail is made up of off-set galvanized posts with extended aluminum railing on top at a height of 42" with an overhang of 24".**
- C. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474: **Track Masters (Steve Wood)**
- D. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474.  
**On file**
- E. If the fair is requesting approval to implement alternate methodologies to the provisions of Article 3.5, Track Safety Standards, pursuant to CHRB Rule 1471, attach a Certificate of Insurance for liability insurance which will be in force for the duration of the meeting specified in Section 2. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of liability insurance. Additionally, the CHRB must be listed as additionally insured on the liability policy at a minimum amount of \$3 million per incident. The liability insurance certificate must be on file in the CHRB headquarters office prior to the conduct of any racing. **Not Applicable.**

## 19. DECLARATIONS

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

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

**20. CERTIFICATION BY APPLICANT**

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

Debbie Cook  
Print Name

Chief Executive Officer  
Print Title

Debbie Cook  
Signature

March 20, 2009  
Date

STAFF ANALYSIS

June 5, 2009

Issue: APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE ALAMEDA COUNTY FAIR AT PLEASANTON JULY 1, 2009 THROUGH JULY 19, 2009

Alameda County Fair (ACF) filed its application to conduct a horse racing meeting at Pleasanton as part of the 2009 combined fair horse racing meeting:

- July 1 through July 19, 2009, or 15 days, 4 more days than 2008. The fair proposes to race a total of 162 races, 32 more races than in 2008. The Alameda County Fair is a participant in the 2009 combined fair horse racing meeting.
- At the April 24, 2009 regular meeting, the Board approved a request from the California Authority of Racing Fairs (CARF) to designate the allocated race dates of the San Joaquin County Fair (9 days), Alameda County Fair (15 days), Solano County Fair (5 days), the two CARF at Golden Gate Fields meets (29 days), the Humboldt County Fair (9 days) and the Big Fresno Fair (10 days) as a combined fair horse racing meeting. The total number of race dates allocated to the fairs participating in the combined fair horse racing meeting is 77 days.
- The proposed race dates differ from the original approved dates allocated to the fair. At its November 18, 2008 regular meeting, the Board approved the following calendar:

July - 2009						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
			1	2	3	4H
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	

- The Alameda County Fair is requesting the Board’s approval to change its scheduled days when racing will not be held. The original approved calendar shows ACF not conducting live racing on Tuesday, July 7 and Wednesday, July 8; instead, ACF proposes to not race on Monday, July 6 and Tuesday, July 7 and hold live racing on Wednesday, July 8. The intent of this date change request is to allow ACF to race concurrently with Hollywood Park. The requested race dates for ACF are shown below:

July - 2009						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
			1	2	3	4H
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	

- The application lists ACF racing Wednesday through Sunday all three weeks. 10 races per day Wednesdays, Thursdays and Fridays. 12 races on Saturdays and Sundays.
  - Number of horses available determines the number of daily races programmed by breed.
  - 2008 Race Meeting: Average number of runners per race (TB): 7.49
  - 2008 Race Meeting: Average number of runners per race (Arabian): 6.40
  - 2008 Race Meeting: Average number of runners per race (Quarterhorse): 8.00
  - 2008 Race Meeting: Average number of runners per race (Mules): 6.90
- First post 12:45 p.m.
  - As much as possible, ACF intends to align its post times to compliment the Hollywood park post times.
- Specific changes from the 2008 license application:
  - Directors Paul Banke, Frank Imhof, Jim Knudsen, Bill McCammon and Dean Schenone are now serving on the Racing Committee.
  - Anthony Pegram replaces Anthony Varni as President, Board of Directors.
  - Fair Admission/Seniors increase from \$7 to \$8.
  - New Program: "Play Every Day Pass" Admission good for every day of the Fair for \$30 (available online only).
  - Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers has decreased from 3,204 in 2008 to 2,000 in 2009.
- Request Patrick Kealy be appointed horse identifier pursuant to CHRB Rule 1525.
- Wagering program will use CHRB and ARCI rules.
  - \$1 pick 4 on the first 4 and last 4 races and \$2 pick 6 on the last 6 races.
  - \$1 place pick all on all races carded.
  - \$1 Pentafecta on last race of the day.
  - Early wagering will not be offered.
- The Advance Deposit Wagering (ADW) providers are XpressBet, TVG, TwinSpires and YouBet.
- The distribution of the carryover pool will be July 26, 2009 (Closing Day of Solano County Fair).
- 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 completed.
- Track safety inspection has been completed.

#### ITEMS STILL NEEDED:

1. TOC agreement
2. Written confirmation that the Alameda County Fair is a participant in the 2009 combined fair meeting.

**RECOMMENDATION:**

Staff recommends the Board not approve the application until the TOC agreement is received, as well as written confirmation that the fair is a participant in the 2009 combined fair meeting.

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

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

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

1. APPLICANT FAIR ASSOCIATION

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

Alameda County Agricultural Fair Association  
4501 Pleasanton Avenue, Pleasanton, CA 94566  
925-426-7600 925-426-7644 (Fax)

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

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

2. DATES OF RACE MEETING

A. Inclusive dates of race meeting: July 1, 2009 - July 19, 2009

B. Dates racing will NOT be held: July 6,7,13, & 14, 2009

C. Total number of racing days: 15

3. RACING PROGRAM

A. Total number of races: 162

B. Number of races by breed:

Thoroughbreds  Quarter Horses  Appaloosas  
 Arabians  Paints  Mules

C. Number of races daily:

	Wed 7/1	Thurs 7/2	Fri 7/3	Sat 7/4	Sun 7/5	Wed 7/8&15	Thurs 7/9&16	Fri 7/10&17	Sati 7/11&18	Sun 7/12&19
Thoroughbred	7	8	8	9	10	7	8	8	9	10
Other Breeds	3	2	2	3	2	3	2	2	3	2
Total	10	10	10	12	12	10	10	10	12	12

CHRB CERTIFICATION

Application received: 4-1-09  
Reviewed: CR

Hearing date: 6-5-09  
Approved date:  
License number:

# ALAMEDA COUNTY FAIRGROUNDS

P L E A S A N T O N

May 15, 2009

Kirk Breed, Executive Director  
California Horse Racing Board  
1010 Hurley Way, Suite 300  
Sacramento, CA 95825

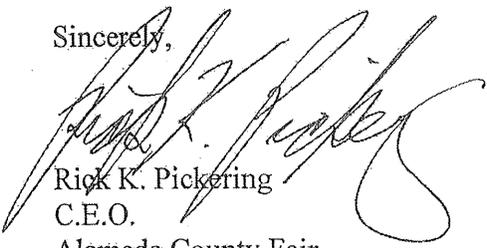
**RE: ALAMEDA COUNTY FAIR RACE MEET JULY 1-19**

The 2009 Nor Cal Racing Calendar, approved by the CHRB on November 18, 2008, showed Alameda County Fair racing on Monday, July 6 and then being dark on Tuesday, July 7 and Wednesday, July 8.

In discussions with the industry, the Alameda County Fair has been requested to not race on Monday, July 6, but rather race on Wednesday, July 8, in step with Hollywood Park's racing program. Consequently, the Alameda County Fair's License Application requests that we race on Wednesday, July 8, rather than Monday, July 6<sup>th</sup>.

Your approval of this request is greatly appreciated.

Sincerely,



Rick K. Pickering  
C.E.O.  
Alameda County Fair



## D. Total number of stakes races by breed:

<input type="text" value="5"/>	Thoroughbreds	<input type="text" value="2"/>	Quarter Horses	<input type="text" value="0"/>	Appaloosas
<input type="text" value="2"/>	Arabians	<input type="text" value="0"/>	Paints	<input type="text" value="1"/>	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.

ALAMEDA COUNTY FAIR ASSOCIATION 2009 STAKES SCHEDULETHOROUGHBRED STAKES:

Alamedan Handicap – 44 <sup>th</sup> Running 3-year olds and upward 1 1/16 Miles	\$50,000 Guaranteed	Sun. July 5
Alameda County Fillies and Mares Handicap – 41st Running Fillies and Mares 3 years old and upward – 1 1/16 Miles	\$50,000 Guaranteed	Sun. July 12
Sam J. Whiting Memorial Handicap – 47 <sup>th</sup> Running 3-year olds and upward – 6 Furlongs	\$50,000 Guaranteed	Sat. July 18

THOROUGHBRED OVERNIGHT STAKES

Everett Nevin Alameda County Stakes – 48th Running 2-year olds (Cal Bred) – Five & ½ Furlongs	\$50,000 Added (Plus up to \$15,000 to Cal-Breds)	Sat. July 4
Juan Gonzalez Memorial Stakes – 31st Running Fillies 2-years old Five & 1/2 Furlongs	\$50,000 Added (Plus up to \$15,000 to Cal-Breds)	Sat. July 11

QUARTER HORSE:

P.C.Q.H.R.A. Handicap – 40 <sup>th</sup> Running 3-year olds and upward, 350 yards	\$10,000 Guar.	Sat. July 11
Jack Robinson Handicap – 36 <sup>th</sup> Running 3-year olds and upward, 870 yards	\$10,000 Guar.	Sun. July 5

ARABIAN:

Pleasanton Arabian Distaff – 10 <sup>th</sup> Running Fillies and Mares 3- years old and upward – 5 ½ Furlongs	\$9,000 Guar.	Sat. July 18
Pleasanton Arabian Handicap – 14 <sup>th</sup> Running 3-years old and upward – 5 ½ Furlongs	\$9,000 Guar.	Sat. July 11

MULES:

Pleasanton Mule Championship 3- years old and upward – 870 yds.	\$9,000 Guar. (Plus \$5,000 from AMRA)	Sun. July 12
--	---	--------------

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:

Race Number	Weekdays	Weekends & July 4
Race # 1	12:45 p.m.	12:45 p.m.
Race # 2	1:15 p.m.	1:15 p.m.
Race # 3	1:45 p.m.	1:45 p.m.
Race # 4	2:15 p.m.	2:15 p.m.
Race # 5	2:45 p.m.	2:45 p.m.
Race # 6	3:15 p.m.	3:15 p.m.
Race # 7	3:45 p.m.	3:45 p.m.
Race # 8	4:15p.m.	4:15 p.m.
Race # 9	4:45 p.m.	4:45 p.m.
Race # 10	5:15 p.m.	5:15 p.m.
Race # 11		5:45 p.m.
Race # 12		6:15 p.m.

*\* As much as possible, we intend to align our post times to compliment the Hollywood Park post times*

**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:

Lil Arnerich	Gordon Galvan	Janet Lockhart	Bonnie Sabraw	Naomi Wallace
Sherman Balch	Patsy Gilbert	Tony Macchiano	Dean Schenone	Ario Ysit
Paul Banke	Frank Imhof	Bill McCammon	Arthur Scott	
Keith Boyer	Patricia Ising	Patrick O'Brien	Richard Sealana	
Connie Campbell	Jack Kavanagh	Anthony Pegram	Harvey Smith	
Jason Chin	Jim Knudsen	Pete Ruggeri	Anthony Varni	

B. Names of the directors serving on the Racing Committee or otherwise responsible for the conduct of the racing program:

Lil Arnerich	Gordon Galvan	Knudsen, Jim	Arthur Scott	
Keith Boyer	Imhof, Frank	Bill McCammon	Harvey Smith	
Paul Banke	Patty Ising	Tony Macchiano	Naomi Wallace	
Connie Campbell	Jack Kavanagh	Dean Schenone	Ario Ysit	

C. Name and title of the fair manager or executive officer and the names and titles of all department managers and fair staff, other than those listed in 9B, who will be listed in the official program:

Name	Title
Rick K. Pickering	C.E.O. and Director of Racing
Randy Magee	C.F.O.
Anthony Pegram	President, Board of Directors
Tom Doutrich	Racing Secretary
Tony Macchiano/Ario Ysit	Co-Chairs, Racing/Satellite Committee
Jeanne Wasserman	Satellite Manager

Jim Burns	Racetrack Superintendent/Maintenance
Bryan Wayte	Mutuel Manager
Frank Mirahmadi	Announcer

## 5. PURSE PROGRAM

### A. Purse distribution:

#### 1. All races other than stakes:

Current meet estimate:	\$1,637,424
Prior meet actual:	\$1,232,471

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

Current meet estimate:	\$ 109,162
Prior meet actual:	\$ 112,043

#### 2. Overnight stakes:

Current meet estimate:	\$ 100,000
Prior meet actual:	\$ 100,000

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

Current meet estimate:	\$ 6,667
Prior meet actual:	\$ 9,090

#### 3. Non-overnight stakes:

Current meet estimate:	\$ 197,000
Prior meet actual:	\$ 200,000

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

Current meet estimate:	\$ 13,133
Prior meet actual:	\$ 18,182

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

Current meet estimate:	\$ 201,023
Prior meet actual:	\$ 144,337

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

	Current Meet Estimate	Prior Meet Actual
CTT	\$ 7,149	\$ 4,764
TOC	\$ 14,299	\$ 9,528
NTRA	\$ 5,327	\$ 3,796
PCQHRA	\$ 5,888	\$ 4,882
CWAR	\$ 0	\$ 0
ARAC	\$ 11,804	\$ 8,787
AMRA	\$ 7,559	\$ 3,560
CHBPAPEN	\$ 22,066	\$ 14,292
CTHF	\$ 22,066	\$ 14,292
TOTAL	\$ 96,158	\$ 63,901

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

Current meet estimate:	\$ 2,231,605
Prior meet actual:	\$ 1,740,709

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

Current meet estimate:	\$ 148,774
Prior meet actual:	\$ 158,246

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

Current meet estimate:	\$1,902,698
Prior meet actual:	\$1,408,712

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

Current meet estimate:	\$ 126,847
Prior meet actual:	\$ 128,064

F. Purse funds to be generated from interstate handle:

Current meet estimate:	\$ 218,202
Prior meet actual:	\$ 145,628

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

Current meet estimate:	\$ 14,547
Prior meet actual:	\$ 13,239

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

Account # on File

H. Name, address 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 deficiency to its next succeeding meeting as provided by B&P Code Section 19615(c) or (d). In the event of underpayment of purses which results in a balance remaining in the Paymaster of Purses' account at the conclusion of the meeting after distribution of amounts due to horsemen and breeders and horsemen's organizations, the fair may carry forward the surplus amount to its next succeeding meeting; provided, however, that the amount so retained does not exceed an amount equivalent to the average daily distribution of purses and breeders' awards during the meeting. Any amounts in excess shall be distributed retroactively and proportionally in the form of purses and breeders' awards to the horse owners and breeders having earned purses or awards during the conduct of the meeting.

## 6. STABLE ACCOMMODATIONS

- A. Number of usable stalls available for racehorses at the track where the meeting is held:  
**684 – (Portables also available if needed)**
- 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:  
**2,000**
- D. Name and location of each off-site auxiliary stabling area and the number of stalls to be maintained at each site:

Solano County Fair, Vallejo, California	560 stalls
Golden Gate Fields	1,440 stalls

- 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.  
**Northern California Stabling and Vanning Fund (On File)**

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

- F. Total number of usable stalls made available on-site for the **1986** meeting:  
**884**
- G. Estimated cost to provide off-site stalls for this meeting. Show cost per-day per stall:  
**\$8.43**
- H. Estimated cost to provide vanning from off-site stalls for this meeting. Show fees to be paid for vanning per-horse:  
**None**

**7. PARI-MUTUEL WAGERING PROGRAM**

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

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

	<u>TYPE OF WAGERS</u>	<u>APPLICABLE RULES</u>
Example Race	\$1 E; \$1 Double	CHRB #1959; RCI #VE
Race #1	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$1PPN% \$1PK4	CHRB #1959, CHRB #1977, CHRB 1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.8, CHRB#1978
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%	CHRB #1959, CHRB #1977, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.8
Race #4	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.8
Race #5	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #6	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #7	\$1E, \$1PK3, \$1PK4*, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1978, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #8	\$1E, \$1PK3, \$1PK4*, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1978, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #9	\$1E, \$1PK3, \$1PK4*, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1978, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #10	\$1E, \$1PK3, \$1PK4*, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1978, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #11	\$1E, \$1TRI, \$2Q, \$1PK4* \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1979, CHRB #1958, CHRB #1978 CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #12	\$1E, \$1TRI, \$2Q, \$1PK4* \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1979, CHRB #1958, CHRB #1978 CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
	\$1 Super H5	ARCI 004-105

B. Maximum carryover pool to be allowed to accumulate before its distribution OR the date(s) designated for distribution of the carryover pool:  
July 26, 2009 (Closing Day of Solano County Fair)

C. List any options requested with regard to exotic wagering:  
**\$1pk4\* on first race and last 4 races**  
**@\$2Pick 6 on last 6 races**  
**% \$1 Place Pick All on the last 10 races**  
**\$1 Pentafecta 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. Note: Superfecta will not be offered in a selected Super High-5 race. Super High-5 will be carded as last race of the day. [Applicable rule: ARCI 004-105 PICK (N) POSITION (X) POOLS]**

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

- E. Type(s) of pari-mutuel or totalizator equipment to be used by the fair and the simulcast organization, the name of the person(s) supplying equipment, and expiration date of the service contract:  
**Scientific Games Racing (George Brannon) Expiration: September 30, 2012.**  
**Equipment description on file with Board.**

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

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

9. **SIMULCAST WAGERING PROGRAM**

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

**NORTHERN CALIFORNIA**

Alameda County Fair, Pleasanton  
 Big Fresno Fair, Fresno  
 California State Fair & Exposition, Sacramento  
 Club One, Fresno  
 Golden Gate Fields, Albany  
 \*Humboldt County Fair, Ferndale  
 Jockey Club at San Mateo, San Mateo  
 Kern County Fair, Bakersfield  
 Monterey County Fair, Monterey  
 \*\*Redwood Acres Fair, Eureka  
 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

\*Open during two-week Ferndale Fair Racing

\*\*Closed during Ferndale Fair Racing

\*\*\*Closed for renovation

**SOUTHERN CALIFORNIA**

Barona Valley Ranch Resort & Casino, Lakeside  
 Cabazon Fantasy Springs Casino, Indio  
 Derby Club, Seaside Park, Ventura  
 Earl's Place at Earl Warren Fairgrounds, Santa Barbara  
 Fairplex Park, Pomona  
 Horsemen's Club,, Santa Barbara  
 Los Alamitos Race Course, Los Alamitos  
 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

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

Alameda County Fair/Pleasanton

July 1 - 19, 2009

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

<b>DOMESTIC</b>	
ARLINGTON	7/1-7/19
BELMONT	7/1-7/19
CALDER RACECOURSE	7/1-7/19
CANTERBURY DOWNS	7/1-7/19
CHARLES TOWN RACES	7/1-7/19
CHURCHILL DOWNS	7/1-7/5
COLONIAL DOWNS	7/1-7/19
DELAWARE	7/1-7/19
ELLIS PARK	7/4-7/19
EMERALD DOWNS	7/1-7/19
EVANGELINE DOWNS	7/1-7/19
INDIANA DOWNS	7/1-7/19
LONE STAR	7/1-7/19
LOUISIANA DOWNS	7/1-7/19
MONMOUTH	7/1-7/19
MOUNTAINEER	7/1-7/19
PENN NATIONAL	7/1-7/19
PHILADELPHAI PARK	7/1-7/19
PINNACLE RACE COURSE	7/1-7/19
PRAIRIE MEADOWS	7/1-7/19
PRESQUE ISLE DOWNS	7/1-7/19
RED MILE	7/17-7/18
RIVER DOWNS	7/1-7/19
RUIDOSO	7/1-7/19
SUFFOLK DOWNS	7/1-7/19
THISTLEDOWN	7/1-7/19
YAVAPAI DOWNS	7/1-7/19
<b>INTERNATIONAL</b>	
ASSINIBOIA	7/1-7/19
WOODBINE	7/1-7/19
HASTINGS	7/1-7/19
SAN ISIDRO	7/1-7/19
HIPPODROMO CHILE	7/1-7/19
MARONAS	7/1-7/19
FORT ERIE	7/1-7/19
SUBJECT TO CHANGE	

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

Amwest Entertainment, OR	Hinsdale Greyhound Park, NH	Rosecroft Raceway, MD
Arapahoe Park, CO	Hoosier Park, IN	Royal River Racing
Arma Race Club	Horsemen's Park, NE	Ruidoso Downs, NM
Arlington International Race Course, IL	Indiana Downs, IN	Running Aces Harness Park
Atlantic City Casino Assn., NJ	International Racing Group	Sam Houston, TX
Atlantic City Race Course, NJ	Jackson Harness Raceway, MI	Saratoga Raceway, NY
Atokad Downs, NE	John Martin's Manor Restaurant	Scarborough Downs, ME
Balmoral Park, IL	Keeneland Association, KY	Scioto Downs, OH
Bangor, ME	Kentucky OTB	Seabrook Greyhound
BetAmerica	Lebanon Raceway, OH	Shoreline Star Greyhound Park
BetPad Ltd.	Les Bois/Idaho	Skydancer Casino
Beulah Park, OH	Lewiston Raceway Inc., ME	Sol Mututel Ltd.
Birmingham Race Course, AL	Lien Games, Inc., ND	Southland, AR
Blue Ribbon Downs, OK	Lincoln Greyhound	Sports Center
Bluffs Run Greyhound	Lodge Belmont Greyhound Park	Sports Creek Raceway, MI
Buffalo Raceway, NY	Lone Star., TX	Stables, The
Calder Race Course, FL	Louisiana Downs, LA	State Fair Park, NE
Canadian Associations	Manor Downs	Suffolk Regional OTB, NY
Canterbury Park, MN	Maryland Jockey Club, MD	Suffolk Downs, MA
Capital District OTB	Maywood Park, IL	Sunland Park, NM
Capital Sports Ply, Ltd, Australia	Meadowlands, NJ	SunRay Park, NM
Casino Association	Meadowlands, The	Tampa Bay Downs, FL
Catskills OTB	Meskwaki Casino	The Greyhound Park @ Post Falls
Charlestown Race Course, VA	Millers OTB	The Racing Channel
Chester Downs & Marina LLC	Mohegun Sun	The Racing Channel International
Choctaw Racing Services, LLC, OK	Monmouth Park, NJ	Thistedown Racing, OH
Churchill Downs, KY	Montana OTB, MT	Timeout Lounge
Coeur d'Alene Greyhound, ID	Monticello Raceway, NY	Tioga Downs
Coeur d'Alene Casino, ID	Mount Pleasant Meadows, MI	Tri-State Racetrack & Gaming Center, WV
Colonial Downs, VA	Mountaineer Park, WV	Turf de Venezuela
Columbus Races, NE	Nassau Regional OTB, NY	Turfway Park, KY
Comanche Nation	Nebraska State Fair Park, NE	TVG
Connecticut OTB, CT	Nevada Indian Casinos	Twain Spires/AmTAB
Crystal Palace	Nevada Pari-Mutuel Association, NV	Turf Paradise, AZ
Cyprus Boyou OTB	New York City Off-Track Betting Assn., NY	Valley Greyhound Park
Dairyland Greyhound Park, WI	New York Racing Association, NY	Vernon Downs, NY
Darwin All Sports	Newport Jai Alai, FL	Victor Chandler
Delaware Park, DE	Northfield Park, OH	Western Regional OTB
Delta Downs	Oaklawn Park, AR	Wheeling Downs, WV
Downs at Albuquerque, NM	Ocean Downs, MD	Wichita Greyhound Park, KS
Elite Turf Club 1-8, NV	Penn National Race Course, PA	Will Rogers Downs, OK
Ellis Park, KY	Phumelela Gold	Wonderland Greyhound Park, MA
Emerald Downs, WA	Philadelphia Park, PA	Woodlands, KS
Equus St. Thomas Racing, Inc.	Pinnacle Race Course	Wyoming OTB, WY
Evangeline Downs, LA	Plainfield Greyhound Park, NJ	XpressBet, Inc., CA
Evansville OTB	Plainridge Racecourse, MA	Yavapai Downs, AZ
Fair Meadows	Pocono Downs, PA	Yonkers Raceway, NY
Fair Grounds Race Course, LA	Portland Meadows, OR	YouBet
Finger Lakes Race Track, NY	Potawatomi Casino	Zia Park, NM
Fonner Park, NE	Prairie Meadows, IA	
Foxwoods Casino,	Premier Turf Club	<b>Separate Pools:</b>
Freehold Raceway, NJ	Presque Isle Downs	Caymanas Park, JAM
Geneva Lakes	Race 2 Day	Hipodromo Presidente Remon, Panama
Gillespie County Downs	Raceway Park, OH	LVDC (NV)
Global Wagering Solutions (MEC) MagnaBet	Racing World	MIR/Caliente
Great Lakes Downs, MI	Racing US	Hippodromo Camerero (PR)
Greentrack	Racing & Gaming Services, British WI	
Gulf Greyhound, TX	Raynham Taunton Greyhound Park	
Gulfstream Park, FL	Remington Park, OK	
Harrington Raceway	Retama Park, TX	
Hawthorne	River Downs, OH	
Hazel Park, MI	Rockingham Park, NH	
	Rocky Mountain Turf Club	

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

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

**THOROUGHBRED SIMULCAST RACES TO BE IMPORTED**

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

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

**QUARTER HORSE SIMULCAST RACES TO BE IMPORTED**

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

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

**HARNESS SIMULCAST RACES TO BE IMPORTED**

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

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

**OTHER BREED SIMULCAST RACES TO BE IMPORTED**

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

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

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

Every association shall pay over to the simulcast organization within 3 calendar days following the closing of wagering for any day or

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

## 10. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT

### A. Racing officials nominated:

Association Veterinarian(s)	<b>Dr. Robert Connelly (Track) &amp; (Fitness) Dr. Don Dooley</b>
Clerk of Scales	<b>Gary Lawless</b>
Assistant Clerk of Scales	<b>Danny Winnick</b>
Clerk of the Course	<b>Dolores Collins (E-Breeds) &amp; Tina Walker (Thoroughbreds)</b>
Assistant Clerk of the Course	<b>Lisa Jones</b>
Film Specialist	<b>Matt Nichols</b>
Horse Identifier	<b>Patrick Kealy</b>
Horseshoe Inspector	<b>Jack Hammonds</b>
Paddock Judge	<b>Joe Gibson</b>
Patrol Judges	<b>Matt Nichols &amp; Kenneth Sjordal</b>
Placing Judges	<b>Greg Brent &amp; Ella Robinson</b>
Starter	<b>Robert Mooneyhan</b>
Timer	<b>Melody Trutt</b>

### B. Management officials in the racing department:

Director of Racing	<b>Rick K. Pickering</b>
Racing Secretary	<b>Tom Doutrich</b>
Assistant Racing Secretary	<b>Linda Anderson</b>
Paymaster of Purses	<b>Victoria Layne (C.A.R.F.)</b>
Others (identify by name and title)	

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

**Secretary, Alameda County Agricultural Fair Association  
4501 Pleasanton Avenue, Pleasanton, CA 94566, 925-426-7600**

### 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 12/7/10)**

### 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) Dec 7, 2010. 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) Dec 7, 2010**

## 11. SECURITY CONTROLS

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

**Racetrack/Grandstand: Alameda County Sheriff Chief in Charge  
Liaison Officer yet to be assigned (925-426-7525)**

**Barn Area: David Rezendes, President, Security Eye Patrol, Inc. (925-455-6585)  
(See attached)**

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

**Racetrack/Grandstand: 8 Sheriff's Deputies**

**Barn Area: 5 Security Officers, 2 Security Rovers, 3 Licensed Gatemen based on 8/hour shifts**

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

N/A

2. Detention Barns:

**(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 barn area during a 24-hour period.

N/A

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

N/A

3. TCO2 Testing:

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

**All horses in thoroughbred races**

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

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

- C. Plan for detention barns for repeat offenders.

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

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

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

- C. Describe the electronic security system.

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

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

**4 surveillance cameras monitoring this area**

## Item 11 A:

Security Organizational Chart

Security during the Live Race Meet is coordinated by a number of groups. Day-to-day security items are handled the Stable Manager in concert with Security Eye personnel assigned to the Guard Shacks and Barn Area. As issues escalate, Fair Management, Security Eye Management, and the Sheriff's Department become involved as necessary.

**Alameda County Agricultural Fair Association**

Rick K. Pickering, CEO	925-426-7501
Ed Johnson, Manager of Maintenance Operations	925-426-7500
Judy Carrico, Fair Operations Manager	925-426-7500

**Security Eye**

Dave Rezendes, President	925-455-6585
Dave Graber, Vice President	925-455-6585
Barn Area Guard Shack, various personnel	925-426-7519
Roadway 12 Guard Shack, various personnel	925-426-7519

**Alameda County Sheriff Department**

Fairgrounds Command Center	925-426-7525
Sergeant J.D. Nelson, Sheriff Liaison Officer	510-272-6901

**Note: Confidential cell phone numbers are made available to CHRB staff. Additional security related personnel are available by direct radio contact.**

## 12. EMERGENCY SERVICES

- A. Name, address and emergency telephone number of the ambulance service to be used during workouts and the running of the races:  
**American Medical Response (A.M.R.), 640 143<sup>rd</sup> Avenue, San Leandro, CA 94577, 510-895-7600**
- B. Name, address and emergency telephone number of the ambulance service to be used during workouts at auxiliary sites:
- |                                |                           |
|--------------------------------|---------------------------|
| <b>Golden Gate Fields</b>      | <b>Solano County Fair</b> |
| <b>Turf Rescue LLC</b>         | <b>Medic Ambulance</b>    |
| <b>19615 Barclay Road</b>      | <b>506 Couch</b>          |
| <b>Castro Valley, CA 94546</b> | <b>Vallejo, CA 94590</b>  |
| <b>510-5818470</b>             |                           |
- C. Describe the on-track first aid facility, including equipment and medical staffing:  
**(Attachment)**
- D. Name and emergency telephone number of the licensed physician on duty during the race meeting:  
**Dr. Peter Wong, 1.925.997.0015 (cell)**
- 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:  
**Valley Care Medical Center, 5555 W. Las Positas, Pleasanton, CA 94588  
(admittance & emergency: 925-416-6125)**
- 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:  
**(Attachment)**
- G. Name of health and safety manager and assistant manager responsible for compliance of health and safety provisions pursuant to B& P Code 19481.3(d):  
**Randy Magee, Health & Safety Manager, Vicki Hunter, Assistant Manager**
- H. Attach a fire clearance from the fire authority having jurisdiction over the premises.  
**April 13, 2009 (Attached)**
- I. Attach a Certificate of Insurance for workers' compensation coverage. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of insurance that secures the liability of the fair for payment of workers' compensation.  
**Attached**

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

## Attachment to ACF License Application – Section 12 C

### **Alameda County Fair Emergency Care and Medical Facilities**

Alameda County Fair as well as all Racing Fairs provide emergency care which provides for comprehensive medical care for jockeys, track staff and allied personnel. Emergency care focuses on immediate stabilizing, comfort and evacuation of injured racetrack personnel to appropriate hospital care facilities.

#### Staffing

Two Emergency Medical Technicians from American Medical Response staff located in an on-track ambulance that follows at a safe distance from the horses racing during each race. This ambulance and crew are present whenever horses are on the track (during both racing and training hours) and are responsible for initiating basic life support measures, including immediate medical stabilization, care and evacuation to medical care facilities.

Licensed Physician on duty is responsible for care on an ongoing basis of jockeys, track staff and allied personnel requiring non-emergency medical care.

#### Physical Resources

Alameda County Fair provides the services of a state of the art Kimzey Horse Ambulance as well as a senior experienced driver who is responsible for the evacuation and disposition of injured horses at all racing fairs.

Redundant communications services are provided to ensure constant contact between all emergency care personnel. Two way radio networks are established within the racing operations as well as fair emergency operations. All key emergency care personnel also carry cell phones and each is provided a laminated card containing all contact numbers. The fair also has an emergency response cell which responds to all emergencies both medical as well as non-medical.

## Attachment to ACF License Application – Section 12F in English

### **Alameda County Fair Racing Accident Procedures**

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

#### Track Ambulance

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

#### 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 the accident scene management. 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 and prevent visitation from bystanders away from 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 and 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. The 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 for the management of the accident scene.

### Announcer

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 family member of the injured. 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 member 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.

Attachment to ACF License Application – Section 12 F in Spanish

**Procedimiento en caso de Accidente en Alameda County Fair**

De ocurrir un accidente en el hipodromo, se debe hacer lo siguiente:

El personal de la Ambulancia

El personal de la ambulancia trasladarse inmediatamente al lugar del accidente siempre que lo necesario para tratar a la(s) víctima(s).

Seguridad

1. Tan pronto como sea posible, un miembro de seguridad del hipodromo deberá reportarse al lugar del accidente y desde ahí recibir las instrucciones del Paramédico responsable del lugar del accidente. El miembro de seguridad será responsable de mantener a los transeúntes fuera del lugar del accidente..
2. Un miembro del departamento de seguridad del hipodromo se acercará al cuartel del jockey para asegurar el área donde la ambulancia estará y prevenir que transeúntes y personas ajenas se acerquen.
3. Un miembro de seguridad del hipodromo será responsable de escoltar a los vehículos de emergencia..
4. Los miembros de seguridad serán responsables de controlar a la multitud.

Personal de Carreras/Veterinario del hipodromo

1. Una vez en el lugar del accidente, el Outrider/escolta deberá sujetar al caballo herido para evitar que lastime a la gente, a otros caballos o a la propiedad.
2. Los caballos muy mal heridos deberán ser sacados de la pista con la ambulancia para caballos, siempre que sea posible hacerlo de esa manera.
3. El veterinario del hipodromo deberá decidir si se sacrifica al caballo en la pista.
4. Sea posible hacerlo, se debe colocar la pantalla/screen para tapar la vista al público, antes de iniciar el procedimiento de sacrificio del animal.
5. Los Outriders son responsables de remover cualquier desecho en la pista después de que la persona o caballo accidentado haya sido trasladado del lugar.

### Personal de Planta/Plant Staff

1. La Ambulancia de Caballos debera trasladarse inmediatamente al lugar del accidente siempre que un caballo este severamente lesionado y necesite transporte.
2. Los miembros del departamento de planta que esten cerca del accidente deberan ayudar a fapar el lugar para que el pulico no pueda ver lo que sucede, ademas deberan recibir instrucciones del Paramedico responsable del lugar del accidente.

### Locutor

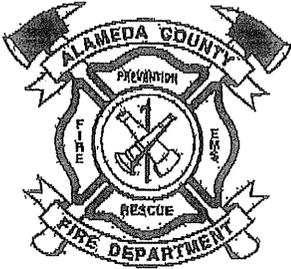
El locator debera informar a los jinetes acerca de los detalles de la situacion (como la ubicacion del caballo suelto, la necesidad de adelantar, etc.) para que puedan hacer lo necesario y mitigar otros problemas.

### Gerencia

1. Un representante de la gerencia se apersonara rapidamente al lugar del accidente en el hoipodromo. El genente informara a los otros gerents sobre las lesions sufridas.
2. Otro representante de la gerencia debera informar al departamento de videio para monitorear la escena y ver la cobertura de video que sera transmitida al publico.
3. Un miembro de la gerencia debera aportar con informacion sobre los anuncios que debera hacer el locutor.
4. Un miembro de la gerencia sera responsable de ver que la informacion con respecto al accidente sea dada a los familiars de los heridos. Se debe hacer lo necesario para acompanar a los familiars a los hospitals, de ser el caso. Al respecto, es necesario tener un registro de la persona a quien se debe comunicar en caso de que un jockey sufra un accidente.
5. Todos los anuncios publicos y respuestas a la prensa las realice unicamente el funcionario de gerencia de alto nivel que se encuentre disponible en ese momento.

### Todo los Jefes de Departamento

Todos los Jefes de Departamento deben comunicar a sus empleados que, a pesar de que las intenciones sean buenas, el tratamiento de un jinete/jockey herido debe ser realizado por el personal calificado para ello, y todos los demas empleados deben permanecer lejos del lugar del accidente.



Sheldon D. Gilbert, Fire Chief

# Alameda County Fire Department

*Proudly serving the Unincorporated Area of Alameda County  
and the communities of San Leandro, Dublin,  
the Lawrence Berkeley National Laboratory and  
the Lawrence Livermore National Laboratory*

May 13, 2009

**ADMINISTRATION**  
835 E. 14<sup>th</sup> Street, Suite 200  
San Leandro, CA 94577  
(510) 618-3490  
(510) 618-3445 Fax

**EMS DIVISION**  
1426 164<sup>th</sup> Avenue  
San Leandro, CA 94578  
(510) 618-3485  
(510) 276-5915 Fax

**TRAINING DIVISION**  
1426 164<sup>th</sup> Avenue  
San Leandro, CA 94578  
(510) 618-3485  
(510) 276-5915 Fax

**FIRE PREVENTION  
OFFICES:**

**ALAMEDA COUNTY**  
224 W. Winton Avenue  
Hayward, CA 94544  
(510) 670-5853  
(510) 582-4347 Fax

**CITY OF SAN LEANDRO**  
835 E. 14<sup>th</sup> Street  
San Leandro, CA 94577  
(510) 618-3490  
(510) 618-3445 Fax

**CITY OF DUBLIN**  
100 Civic Plaza  
Dublin, CA 94568  
(925) 833-6606  
(925) 833-6628 Fax

Mr. Ed Johnson, Maintenance Operation Manager  
Alameda County Fair  
4501 Pleasanton Avenue  
Pleasanton, CA 94566

RE: Fire Clearance for Barns

Dear Mr. Johnson,

As you may be aware, a re-inspection of the barns was completed on May 8, 2009. A Fire Clearance is granted for the barns for the upcoming racing season. On-going inspections will of course occur throughout the entire run of the fair and racing to ensure that compliance with all Fire Code Regulations is maintained.

Sincerely,

Bonnie S. Terra  
Fire Marshal



February 12, 2009

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

Re: Alameda County Fair  
4501 Pleasanton Avenue  
Pleasanton, CA 94566

Please be advised that the Alameda County Fair 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: 01/01/2009 to 01/01/2010

#### 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: 07/01/2008 to 07/01/2009

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 Alameda County Fair 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

assistant manager, who shall be responsible for compliance with the provisions of this section and one of whom shall be on duty at all times when live racing is conducted. The health and safety manager may, at the discretion of the racing association, be the person designated to perform risk management duties on behalf of the association.

### 13. CONCESSIONAIRES AND SERVICE CONTRACTORS

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

CONCESSION/SERVICE	COMPANY	OWNER	ADDRESS
Food & Beverage (Non-Alcoholic)	Stroud Enterprises	Tom Stroud	5119 North Archerdale, Linden, CA 95236
Food Service	Ovations Fanfare	Charlie Neary Nick Nicora	4501 Pleasanton Avenue, Pleasanton, CA 94566
Food & Beverage (Alcoholic & Non)	Ovations Fanfare	Charlie Neary Nick Nicora	4501 Pleasanton Avenue, Pleasanton, CA 94566
Tip Sheets	Jack's Blue Card	Lisa Wasserman	127 Sun Avenue, San Leandro, CA 94544
Racing Form Programs	Daily Racing Delmar Graphics	Wicks Sports Del Scott	100 Broadway, 7 <sup>th</sup> floor, New York City, NY 10005 7806 Honors Court, Pleasanton, CA 94588
Winners Circle Pictures	Vassar Photography	Bill Vassar	5075 Double Point Way, Discovery Bay, CA 94514
Jockey Laundry Service	Bailey Mobile	Lorene Dutton	3263 Vineyard venue, #35, Pleasanton, CA 94566
Starting Gate	United/Puett Start Gate	Michael Costello	1 Soundview Loop, S. Salem, N.Y. 10590
Sound System	Speeda Sound	Mike King	5617 W. San Madele, Fresno, CA 93722
Armor Car Service	NOTWINC		11875 Dublin Blvd., #D275, Dublin, CA 94568

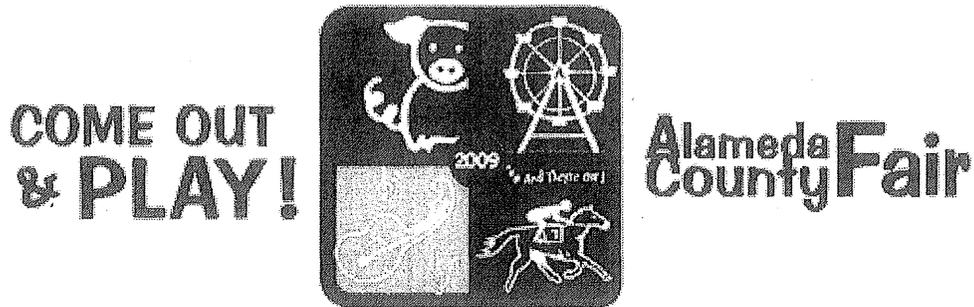
### 14. ON- TRACK ATTENDANCE/FAN DEVELOPMENT

- A. Describe any promotional plans:  
(See Attached for A-D)
- B. Number of hosts and hostesses employed for meeting:
- C. Describe facilities set aside for new fans:
- D. Describe any improvements to the physical facility in advance of the meeting that directly benefits:
  1. Horsemen
  2. Fans
  3. Facilities in the restricted areas

### 15. SCHEDULE OF CHARGES

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

General Admission/Grand Stand	Free with Fair Admission
Fair Admission/Adults (13 & older)	\$ 10.00
Advanced Sale Tickets (On-line)	30% discount
Fair Admission/Children (6-12)	\$ 6.00 (Free on Fridays)
Fair Admission/Seniors	\$ 8.00 (Free on Wednesdays)
Fair Admission/V.I.P. Discount	\$ 5.00



*"The Oldest One-mile Racetrack in America"*

## On-Track Attendance & Fan Development Plan 2009 Alameda County Fair Live Horse Race Meet

The 2009 Alameda County Fair will operate 17 days this summer from July 1 – July 19 closed on Mondays, with an estimated attendance in excess of 400,000 patrons. The Live Horse Race Meet will be conducted during 15 days of the Fair, July 1 – July 19 (dark on Mondays and Tuesdays). More than \$1.9 million in cash and cash equivalents (in-kind advertising) will be spent to promote the 2008 Annual Fair and Race Meet. The majority of advertising for the Annual Fair includes advertising of the Race Meet.

Fair Horse Racing takes racing to the public in a very unique manner. The thrill and excitement of concerts, carnival rides, unique food items, exhibits, etc., all combine to provide a one-of-a-kind experience in a local community. Many first timers and casual players, who might never attend a private track, are exposed to Horse Racing in an exciting manner at California's Racing Fairs. Consequently, the Alameda County Fair utilizes a wide variety of methods to market, promote and advertise Live Horse Racing during its 17-day Annual Fair event.

Our Horse Racing Marketing is designed to enhance on-track attendance and develop fans through a variety of multifaceted marketing channels and on-site experiences. Each element is designed to interconnect into a successful and effective program, helping to create exposure for the Fair Race Meet and Horse Racing in general.

The 2008 Alameda County Fair Horse Racing Meet was successful in attaining many of its goals. Attendance at the Race Track increased by 10% this year, as fairgoers helped celebrate "150 Years of Horse Racing" at the Oldest One-Mile Track in America. The "Call to Post" trumpet on Saturday, July 5<sup>th</sup>, rang in the 3<sup>rd</sup> Highest Single Day Handle in Fair Racing history at \$4,375,828.

The eleven days of racing saw several revamped additions, all receiving positive feedback from loyal fairgoers alike. The Trackside Terrace, the Grandstands open-air dining lounge proved to be a huge success in its second year. With three levels of seating, catered food, private betting machines, full bar, and a quiet place to sit and enjoy the day with friends, Trackside Terrace will be a staple for Fair racing. The racing crowd was also treated to the daily professional handicapping insight of Gordon "The Professor" Jones, a fan favorite "Win, Place and Show" contest, and the crowd favorite, \$10,000 putting contest.

This success was attributed to the even greater inclusion of Horse Racing in the Fair's overall advertising campaigns, and additional promotion from the opening day T-shirt giveaway and Golf Putting contest. Also contributing was the significant amount of publicity generated by the local media especially around the Fair's 150<sup>th</sup> anniversary of the Fair's Oldest One-Mile Race Track.

The Live Race Meet continues to gain new customers while retaining existing patrons. The continued and increased participation of the Fair patrons in the many Live Racing promotions offered by the Fair further attests to the fact that our marketing campaigns are attaining many of their objectives.

#### *Trackside Terrace:*

Fairgoers can experience a winning view of the races at the Trackside Terrace, a VIP lounge with an elevated view of the racetrack. With three levels of seating, catered food, private betting machines, full bar, and a quiet place to sit and enjoy the day with friends, Trackside Terrace will be a staple for Fair racing. The Trackside Terrace offers a gourmet buffet including carving stations and private betting windows with open-air terrace seating overlooking the finish line. This site is perfect for corporate parties and group reservations. The Trackside Terrace is marketed in several ways which include county wide Chamber of Commerce marketing channels, local events, guerilla marketing, electronic newsletters and Fair website.

#### *Sponsorships and Partnerships:*

The Marketing Department works year-round to develop strong relationships with local and national companies. Additionally, the Fair develops new advertising partnerships, and strengthens existing partnerships, in an effort to incorporate more "in-kind" trade and promotion into the advertising mix. For example, the Fair Staff will once again partner with the Oakland Coliseum to trade on-site booth presence in the Racing Grandstand for all 11 days of Racing, in exchange for advertising on the Oakland Coliseum's highly visible electronic reader board (along side Highway 880.) Additionally, the Valley Times, a local newspaper, will continue to sponsor the Live Race meet due to the great exposure and high subscription sign-up rates the paper received in prior years. Budweiser will once again sponsor the Grandstands. Cross-promotions with Budweiser are currently being planned to increase on-track attendance.

#### *Paid Advertising:*

Buying advertising on radio, television, and in print is necessary to encourage more people to come to the Fair and Race Meet. The Fair's general marketing strategy is to include the Race Meet in all advertising mediums whenever possible. For example, a portion of the Fair TV commercial focuses on shots of the horse races. Fair Staff targets sports-related and

older generation-formatted radio stations to advertise the Live Race Meet. Print is especially important in advertising the Horse Races. Advertising for the Live Race Meet is included in all general Fair print ads. Additionally, racing-specific ads are created for the sports sections of the newspapers and for sports-focused print media.

### **Grassroots Marketing:**

Poster placement is a grassroots marketing method employed by the Fair. Businesses and public organizations displaying posters, flyers, and brochures advertising the Fair and the Live Race Meet show their community support and enthusiasm for the Fair. Organizations in Alameda County continually support the Fair by allowing Fair information to be included in their internal and external communications, such as newsletters, email programs, direct mail pieces, etc.

### **Online Marketing:**

The Alameda County Fair utilizes the Web to communicate and promote the Fair's message. The website is an informative and functional tool because of the number of ways it can be used. Email newsletters with Horse Racing information are sent via the Internet to the Fair's continually growing database of patrons. Additionally, the website lists the daily schedule and links to real-time race results each day of the Fair's Live Race Meet.

### **Box Seat Sales:**

The Marketing Department is responsible for selling the over 150 Box Seats in the Race Track Grandstands. A number of methods are used to achieve the sale of Box Seats including direct mail, print advertising and online banner ads at partner websites. Promotion of the Fair's Live Horse Race Meet is incorporated in the Box Seat Sales strategy.

### **Non-profit Outreach:**

Each year the Marketing Department makes available on a daily basis a select number of Box Seats to various non-profit organizations. The non-profits in turn raffle off "A Day at the Races." This includes parking, Fair admission and box seat admission.

### **Publicity:**

The Marketing Manager meets with area media prior to the Race Meet to disseminate information on the Race Meet and the many promotions occurring at the Race Track. Print, radio and television media are all used to promote the Race Meet. The Fair Association's Marketing Manager serves as the Racing Publicist and provides information and statistics to various media outlets daily during the Race Meet. Additionally, the Fair Association had hired well-known sports writer, Dennis Miller, to write articles, place Daily Picks in local papers and on the Fair's website as well as local news websites and generally promote horse racing to the media.

### **Educational Programs:**

The Fair, in partnership with CARF, holds educational seminars every morning before the first Post Time to educate beginners on how to wager at the races. The panel consists of experienced and well-known personalities within the racing industry. Seminars have included such guests as owners, trainers, jockeys, handicappers, racing officials, racing reporters, "tipsters," and information on how to make various wagers. The Fair, CARF and the Daily Racing Form sponsor the daily racing seminars. The Racing Seminars have become quite popular, with attendance increasing year after year.

Additional educational displays by CARF will be on hand to promote "How to Wager" for those new to horse racing and not able to attend the seminars. Also displayed will be different samples of synthetic track surfaces to educate racing fans on the future of track surfaces.

**Promotions:**

Many types of promotions have been developed for the 2009 Live Horse Race Meet. Some are designed to attract new patrons, while others cater to existing customers. A sampling includes:

- **"Horse Racing at the Fair" Coloring Contest** –downloaded from the Fair's website. Each youth who participates will receive a Free Admission ticket to the Fair. These pictures will be displayed in the Grandstands for all to enjoy.
- **Win, Place and Show Contest** -is a randomly drawn voucher giveaway to those who enter the correct Win, Place and Show horses in the ballot box. The prize amount is \$450 per day: \$200 Win, \$150 Place & \$100 Show. The winners are drawn every day after the 8<sup>th</sup> Race.
- **Horse Racing Themed T-shirt Giveaway** -to the first 1000 people who enter the Win, Place and Show contest on Wednesday, July 1<sup>st</sup>.
- **Horse Racing Green Reusable Tote Bag Racing Giveaway** – to the first 1000 people who enter the Win, Place and Show contest on Thursday, July 8<sup>th</sup>.
- **\$10,000 Putting Contest** –was such a success in prior years that the Fair will bring the contest back for another year. Each day, randomly selected fairgoers will try to qualify for the chance to compete in a 40-yard, \$10,000 Putt on Saturday July 18<sup>th</sup>.
- **Horse Racing Video Montage** –fairgoers will take a trip down memory lane in a video of popular racing fans reminiscing of past good times at the Fair's Live Races. This video will be played on the website prior to Fair and on the Jumbotron during the Races.
- **"Scratch & Win \$500" Contest** –fairgoers can enter to win cash in a scratcher contest located by the Amphitheater. A random number of scratcher tickets will be vouchers valued at \$2, \$5, \$10 and \$500. These vouchers can be cashed at the Grandstands. A "Second Chance Drawing" for non-winners will be offered as a consolation on the back of the scratcher. The collection of email address allows the Fair to expand the email database to further promote horse racing.
- **Horse and Jockey Cutouts** –fairgoers can get their picture taken as a jockey riding a horse at the Grandstands.
- **NTRA Racing Commercials** -will air on the Fairgrounds Public Address System periodically during the races to promote the Live Race Meet to all Fair patrons.
- **Chamber of Commerce Days at the Races** -where all Chambers within Alameda County are invited to attend the Race Meet on their own day. Chamber Presidents and Executives are hosted in the Fair Director's VIP Lounge for lunch. These honored guests in-turn present a basket in the Winner's Circle during their named race.
- **City Days at the Races** -each Mayor, City Council and City Manager in Alameda County are invited to attend the Race Meet in concert with their local Chamber of Commerce. City Officials are hosted as VIP's and participate in the Winner's Circle presentation.
- **VIP Director's Lounge** -each Director of the Fair Association Board has the opportunity to entertain dignitaries, VIPs, elected officials, business leaders, etc., daily in an air-conditioned lounge at the top of the Race Track Grandstand.

- **The Palm Pavilion** -will offer patrons the opportunity to enjoy full meal and bar services alongside the Rail of the Race Track. Patrons may also place their wagers in the Palm Pavilion.
- **Advertising of Local Businesses** -occurs on the Jumbotron and in the Racing Program during the race meet. Many of these businesses cannot afford to advertise at the private tracks.
- **Naming of Feature Races** -is another opportunity provided to businesses, families, local wineries, etc., to showcase their name and products in the Winner's Circle.
- **Public Service Announcements** -appear on the Jumbotron during racing.

#### **Featured Alameda County Wineries:**

A new addition to the 2009 Fair Race Meet will include promotion of the local Alameda County wineries within the Grandstands and at the Race Track. A new Wine Bar featuring local premium wines will be added inside the Grandstands. Additionally, wineries will be promoted as a Feature Race, in the Daily Program and on the Jumbotron and at the Trackside Terrace.

#### **Improvements to the Grandstands:**

Aesthetic improvements are scheduled in the Grandstands including the painting of scenic murals behind the mutuel lines and other prominent locations, pictures, flags and banners.

#### **Satellite Wagering Facility:**

The Fair Association operates the most successful Fair Satellite Wagering Facility in Northern California. The Fair Association's Satellite Wagering Manager takes a very active role in the Live Race Meet and actively cross promotes with Satellite Wagering customers. In-turn the Fair Association also promotes its Satellite Wagering Facility to patrons of the Live Race Meet.

## Item 14 D

### Improvements to the physical facility:

#### Horsemen, Track, Fans & Restricted Area

Installed emergency warning lights on the Quarter Poles, installed large training lights on the front roof edge of the Grandstands, and we are currently widening the Bridle Path where it crosses the vehicle & pedestrian tunnels.

The Palm Pavilion, located trackside, has been fully remodeled. This remodel included installing outdoor patio viewing of the track, indoor large screen TV's to broadcast racing, self-serve wagering terminals, etc... The Palm Pavilion also serves food and beverages & includes a full bar.

The Racing Paddock has been remodeled so that more fans can gather in the general area. The roof was elevated to enhance the safety of riders. A grass oval was installed to accommodate owners and trainers. Additional cameras were used to enhance the broadcasting of the Paddock area.

The VIP Directors Lounge has been refurbished with new carpet, air conditioning, paint, etc., to better accommodate VIP's. Every Mayor, City Council Member and Chambers of Commerce from throughout the County of Alameda, is extended an invitation to visit the VIP Directors Lounge. Racing VIP's, elected officials from the County, State and National level also attend the lounge.

The Jockey's Club House has been remodeled to open up the dining area, relocate the laundry facilities, add more sleeping areas, etc...

Restrooms & Showers in the barn area have been remodeled to provide upgraded facilities for employees.

Roadway #12 has been upgraded and widened to better accommodate horse trailers. Catch basins and a storm drain line have been installed to prevent flooding that previously occurred in this area.

Campgrounds have been upgraded and more spaces added to better house out-of-the-area trainers and racing employees during the Race Meet.

Barn Roofs & Solar Energy – All barns received new roofs in 2004, in advance of the Fair installing a 1 Megawatt Solar Energy System on the barns. According to PG&E, the Fair is the largest nonprofit generator of solar energy in the nation.

The Pole Barn Arena has been upgraded to better allow training under a covered roof during the winter.

Upgrades to "cash management areas."

Admission (clubhouse)	N/A
Reserved Seating (general)	\$ 3.00
Reserved Seating (clubhouse)	N/A
Reserved Box Seats	\$ 3.50
Parking (general)	\$ 8.00
Parking/Western Pacific Lot	\$20.00
Parking (preferred)	\$15.00
Parking (valet)	N/A
Programs/on track	\$ 1.00
Programs/off track	\$ 2.25

B. Describe any "Season Boxes" or other special accommodation fees:  
Daily box seat sales - \$3.50 (if available). All box seats usually sell out 30-60 days in advance.

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

Play Every Day Pass

1-Admission good for every day of the Fair (available on line only)

Fun Pack

1-General Parking

4-Admissions

2- 2 for 1 drink coupons

## 16. JOCKEYS' QUARTERS

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

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

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

Separate area containing an office, lounge area, sauna, showers, restroom facilities, lockers, & bunks. Jockeys & Jockettes share the scale.

## 17. BACKSTRETCH EMPLOYEE HOUSING

A. Inspection of backstretch housing was completed by (name) & (date)

C.H.R.B. Supervising Investigator Ann Glossock, March 18, 2009

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

95 Rooms

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

9 Restrooms

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

10 to 1



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

20. CERTIFICATION BY APPLICANT

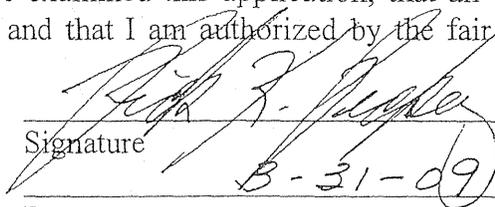
I hereby certify under penalty of perjury that I have examined this application, that all of the foregoing statements in this application are true and correct, and that I am authorized by the fair to attest to this application on its behalf.

RICK K. PICKERING

Print Name

C.E.O.

Print Title



Signature

Date

B-31-09

## STAFF ANALYSIS

June 5, 2009

Issue: APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE SOLANO COUNTY FAIR AT VALLEJO JULY 22-26, 2009.

Solano County Fair filed its application to conduct a horse racing meeting at Vallejo as part of the 2009 combined fair horse racing meeting:

- July 22-26, 2009, or 5 days, 6 days less than in 2008. The fair proposes to race a total of 54 races, 66 less than 2008. The Solano County Fair is a participant in the 2009 combined fair horse racing meeting.
- At the April 24, 2009 regular meeting, the Board approved a request from the California Authority of Racing Fairs (CARF) to designate the allocated race dates of the San Joaquin County Fair (9 days), Alameda County Fair (15 days), Solano County Fair (5 days), the two CARF at Golden Gate Fields meets (29 days), the Humboldt County Fair (9 days) and the Big Fresno Fair (10 days) as a combined fair horse racing meeting. The total number of race dates allocated to the fairs participating in the combined fair horse racing meeting is 77 days.
- The proposed race dates are the approved dates allocated to the Solano County Fair, which are now part of the 2009 combined fair racing meeting.

July - 2009						
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, Wednesday through Saturday. 10 races per day Wednesday, Thursday and Friday. 12 races on Saturday and Sunday.
  - Racing concurrently with Del Mar July 22-26.
- Number of horses available determines the number of daily races programmed by breed.
  - 2008 Race Meeting: Average number of runners per race (TB): 7.26
  - 2008 Race Meeting: Average number of runners per race (Arabian): 6.82
  - 2008 Race Meeting: Average number of runners per race (Quarter horse): 6.00
  - 2008 Race Meeting: Average number of runners per race (Mules): 6.58
- First post 12:35 p.m.
- Request Patrick Kealy be appointed horse identifier pursuant to CHRB Rule 1525.

- Specific changes from the 2008 license application:
  - Mike Paluszak replaces Joe Barkett as General Manager and Director of Racing.
  - Number of usable stalls available for racehorses at the track at Solano County Fair decreased from 864 in 2008 to 560 in 2009.
  - Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers has decreased from 3,024 in 2008 to 2,124 in 2009.
  - The price of 4 box seats increased from \$200 in 2008 to \$225 in 2009.
  - Promotional plans to celebrate the 60<sup>th</sup> Birthday of Solano County Fair and Racing.
- Wagering program will use CHRB and ARCI rules.
  - \$1 pick 4 on the first race and last 4 races.
  - \$2 pick 6 on last 6 races.
  - \$1 place pick all on the last 10 races.
  - \$1 pentafecta on last race of the day.
  - Early wagering will not be offered.
- The Advance Deposit Wagering (ADW) providers are XpressBet, TVG, TwinSpire and YouBet.
- The distribution of the carryover pool is July 26, 2009 (Closing Day).
- 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 completed.
- A track safety inspection has been completed.

#### ITEMS STILL NEEDED:

- TOC agreement
- Written confirmation that the fair is a participant in the 2009 combined fair racing meeting

#### RECOMMENDATION:

Staff recommends the Board not approve the application until the TOC agreement is received, as well as written confirmation that the fair is a participant in the 2009 combined fair meeting.

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

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

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

1. APPLICANT FAIR ASSOCIATION

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

Solano County Fair Association (707) 551-2000  
900 Fairgrounds Drive (707) 642-7947 (fax)  
Vallejo, CA 94589

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

California Exposition and State Fair  Other qualified fair

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

2. DATES OF RACE MEETING

A. Inclusive dates of race meeting: Wednesday, July 22, 2009 – Sunday, July 26, 2009

B. Dates racing will NOT be held: Monday, July 27 and Tuesday, July 28, 2009

C. Total number of racing days: 5

3. RACING PROGRAM

A. Total number of races: 54

B. Number of races by breed:

Thoroughbreds  Quarter Horses  Appaloosas  
 Arabians  Paints  Mules

C. Number of races daily:

	Wed 7/22	Thurs 7/23	Fri 7/24	Sat 7/25	Sun 7/26
Thoroughbred	7	8	8	9	9
Other Breeds	3	2	2	3	3
<b>Total</b>	<b>10</b>	<b>10</b>	<b>10</b>	<b>12</b>	<b>12</b>

CHRB CERTIFICATION

Application received: 4-28-09  
Reviewed: [Signature]

Hearing date: 6-5-09  
Approved date:  
License number:

D. Total number of stakes races by breed:

Thoroughbreds     Quarter Horses     Appaloosas  
 Arabians     Paints     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.

**SOLANO COUNTY FAIR ASSOCIATION 2009 STAKES SCHEDULE**

**THOROUGHBRED:**

Vacaville Handicap – 29<sup>th</sup> Running                      \$50,000 Guaranteed                      Sat., July 25<sup>th</sup>  
 Fillies and Mares 3 years and up – 6 furlongs

**QUARTER HORSE:**

Solano Quarter Horse Derby – 17<sup>th</sup> Running                      \$10,000 Guaranteed                      Sun., July 26<sup>th</sup>  
 3 Year Olds – 400 Yards

**ARABIANS:**

Vallejo Arabian Handicap – 11<sup>th</sup> Running                      \$9,000 Guaranteed                      Sat., July 25<sup>th</sup>  
 3 Year Olds and Upward – 6 Furlongs

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:

Race Number	Weekdays	Weekends
Race # 1	12:35 p.m.	12:35 p.m.
Race # 2	1:05 p.m.	1:05 p.m.
Race # 3	1:35 p.m.	1:35 p.m.
Race # 4	2:05 p.m.	2:05 p.m.
Race # 5	2:35 p.m.	2:35 p.m.
Race # 6	3:05 p.m.	3:05 p.m.
Race # 7	3:35 p.m.	3:35 p.m.
Race # 8	4:05p.m.	4:05 p.m.
Race # 9	4:35 p.m.	4:35 p.m.
Race # 10	5:05 p.m.	5:05 p.m.
Race # 11		5:35 p.m.
Race # 12		6:05 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:

<b>Denise Allen</b>	<b>Donald Heinitz</b>	<b>Norma Placido</b>		
<b>Raymond Bell</b>	<b>Joe Lopez</b>	<b>Marilyn Royse</b>		
<b>John Cronin</b>	<b>William Luiz</b>	<b>Raymond Simons</b>		
<b>Gary Falati</b>	<b>Richard Martinez</b>			
<b>Cyndy Gill</b>	<b>Steve Messina</b>			
<b>David Hamilton</b>	<b>Patricia Moreira</b>			

B. Names of the directors serving on the Racing Committee or otherwise responsible for the conduct of the racing program:

<b>Raymond Bell</b>	<b>Don Heinitz</b>	<b>Raymond Simons</b>		
<b>Cyndy Gill</b>	<b>Joe Lopez</b>			
<b>Gary Falati</b>	<b>Bill Luiz</b>			

C. Name and title of the fair manager or executive officer and the names and titles of all department managers and fair staff, other than those listed in 9B, who will be listed in the official program:

<b>Name</b>	<b>Title</b>
<b>Mike Paluszak</b>	<b>General Manager and Director of Racing</b>
<b>Tom Doutrich</b>	<b>Racing Secretary</b>
<b>Larry Swartzlander</b>	<b>Racing Operations Manager On Site</b>
<b>Bryan Wayte</b>	<b>Mutuel Manager</b>
<b>Frank Mirahmadi</b>	<b>Track Announcer</b>
<b>Rene Edens</b>	<b>Satellite Manager</b>
<b>Trackmaster Inc. (Steve Wood)</b>	<b>Racetrack Superintendent/Maintenance</b>

5. PURSE PROGRAM

A. Purse distribution:

1. All races other than stakes:

Current meet estimate: \$ 484,041  
 Prior meet actual: \$ 1,140,837

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

Current meet estimate: \$ 96,808  
 Prior meet actual: \$ 103,712

2. Overnight stakes:

Current meet estimate: \$ -0-  
 Prior meet actual: \$ -0-

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

Current meet estimate: \$ -0-  
 Prior meet actual: \$ -0-

3. Non-overnight stakes:  
 Current meet estimate: \$ 69,000  
 Prior meet actual: \$ 170,000

Average Daily Purse (5A3 ÷ number of days):  
 Current meet estimate: \$ 13,800  
 Prior meet actual: \$ 15,455

B. Funds to be generated for all California-bred incentive awards:  
 Current meet estimate: \$ 53,250  
 Prior meet actual: \$ 122,031

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

	Current Meet Estimate	Prior Meet Actual
CTT	\$ 1,794	\$ 4,111
TOC	\$ 3,588	\$ 8,223
NTRA	\$ 1,436	\$ 3,291
PCQHRA	\$ 1,005	\$ 2,304
CWAR	\$ 0	\$ 0
ARAC	\$ 2,863	\$ 6,560
AMRA	\$ 3,582	\$ 8,211
CHBPAPEN	\$ 5,382	\$ 12,334
CTHF	\$ 5,382	\$ 12,334
TOTAL	\$ 25,032	\$ 57,368

D. Amount from all sources to be distributed at the meeting in the form of purses or other benefits to horsemen (5A+5B+5C):  
 Current meet estimate: \$ 631,323  
 Prior meet actual: \$ 1,490,236

Average Daily Purse (5D ÷ number of days):  
 Current meet estimate: \$ 126,265  
 Prior meet actual: \$ 135,476

E. Purse funds to be generated from on-track handle and intrastate off-track handle:  
 Current meet estimate: \$462,688  
 Prior meet actual: \$1,143,073

Average Daily Purse (5E ÷ number of days):  
 Current meet estimate: \$ 92,538  
 Prior meet actual: \$ 103,916

F. Purse funds to be generated from interstate handle:  
 Current meet estimate: \$ 62,953  
 Prior meet actual: \$ 153,886

Average Daily Purse (5F ÷ number of days):  
 Current meet estimate: \$ 12,590  
 Prior meet actual: \$ 13,990

G. Bank and account number for the Paymaster of Purses' purse account:  
**Account No: On File**

H. Name, address and telephone number of the pari-mutuel audit firm engaged for the meeting:  
**Disher Accountancy Corp., 1816 Maryal Dr., Sacramento, CA 95854 (916) 482-4224.**

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

**6. STABLE ACCOMMODATIONS**

- A. Number of usable stalls available for racehorses at the track where the meeting is held:  
**560**
- 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:  
**2,124**
- D. Name and location of each off-site auxiliary stabling area and the number of stalls to be maintained at each site:

<b>Alameda County Fair, Vallejo, California</b>	<b>684 stalls</b>
<b>Golden Gate Fields</b>	<b>1,440 stalls</b>

- 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.  
**Northern California Stabling and Vanning Fund (On File)**

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

- F. Total number of usable stalls made available on-site for the 1986 meeting:  
964
- G. Estimated cost to provide off-site stalls for this meeting. Show cost per-day per stall:  
Golden Gate \$8.43  
Pleasanton \$10.44
- H. Estimated cost to provide vanning from off-site stalls for this meeting. Show fees to be paid for vanning per-horse:  
None

## 7. PARI-MUTUEL WAGERING PROGRAM

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

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

	<u>TYPE OF WAGERS</u>	<u>APPLICABLE RULES</u>
Example Race	\$1 E; \$1 Double	CHRB #1959; RCI #VE
Race #1	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$1PPN% \$1PK4	CHRB #1959, CHRB #1977, CHRB 1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.8, CHRB#1978
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%	CHRB #1959, CHRB #1977, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.8
Race #4	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.8
Race #5	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1979 CHRB #1958, CHRB#1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #6	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #7	\$1E, \$1PK3, \$1PK4*, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1978, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1

		CHRB #1976.9, CHRB #1976.8
Race #8	\$1E, \$1PK3, \$1PK4*, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1978, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #9	\$1E, \$1PK3, \$1PK4*, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1978, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #10	\$1E, \$1PK3, \$1PK4*, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1978, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #11	\$1E, \$1TRI, \$2Q, \$1PK4* \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1979, CHRB #1958, CHRB #1978 CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #12	\$1E, \$1TRI, \$2Q, \$1PK4* \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1979, CHRB #1958, CHRB #1978 CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
	\$1Super H5	ARCI 004-105

B. Maximum carryover pool to be allowed to accumulate before its distribution OR the date(s) designated for distribution of the carryover pool:  
**July 26, 2009 (Closing Day)**

C. List any options requested with regard to exotic wagering:  
**\$1pk4\* on first race and last 4 races**  
**@\$2Pick 6 on last 6 races**  
**% \$1 Place Pick All on the last 10 races**  
**\$1 Pentafecta selecting the first five finishers in a same race. 100% payout on all tickets selecting five winners. No consolation: 100% carryover if no ticket has five winners. Super High-5 will be carded as last race of the day. [Applicable rule: ARCI 004-105-T PICK (N) POSITION (X) POOLS]**

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

E. Type(s) of pari-mutuel or totalizator equipment to be used by the fair and the simulcast organization, the name of the person(s) supplying equipment, and expiration date of the service contract:  
**Scientific Games Racing (George Brannon) Expiration: September 30, 2012.**  
**Equipment description on file with Board.**

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

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

- TVG
- TwinSpires
- Xpressbet
- YOUBET

## 9. SIMULCAST WAGERING PROGRAM

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

### NORTHERN CALIFORNIA

Alameda County Fair, Pleasanton  
 Big Fresno Fair, Fresno  
 California State Fair & Exposition, Sacramento  
 Club One, Fresno  
 Golden Gate Fields, Albany  
 \*Humboldt County Fair, Ferndale  
 Jockey Club at San Mateo, San Mateo  
 Kern County Fair, Bakersfield  
 Monterey County Fair, Monterey  
 \*\*Redwood Acres Fair, Eureka  
 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

\*Open during two-week Ferndale Fair Racing

\*\*Closed during Ferndale Fair Racing

\*\*\*Closed for renovation

### SOUTHERN CALIFORNIA

Barona Valley Ranch Resort & Casino, Lakeside  
 Cabazon Fantasy Springs Casino, Indio  
 Derby Club, Seaside Park, Ventura  
 Earl's Place at Earl Warren Fairgrounds, Santa Barbara  
 Fairplex Park, Pomona  
 Horsemen's Club,, Santa Barbara  
 Los Alamitos Race Course, Los Alamitos  
 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

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

Solano County Fair at Vallejo

July 22 - 26, 2009

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

<b>DOMESTIC</b>	
ARLINGTON	7/22-7/26
BELMONT	7/22-7/26
CALDER RACECOURSE	7/22-7/26
CANTERBURY DOWNS	7/22-7/26
CHARLES TOWN RACES	7/22-7/26
COLONIAL DOWNS	7/22-7/26
DELAWARE	7/22-7/26
ELLIS PARK	7/22-7/26
EMERALD DOWNS	7/22-7/26
EVANGELINE DOWNS	7/22-7/26
LONE STAR	7/22-7/26
LOUISIANA DOWNS	7/22-7/26
MONMOUTH	7/22-7/26
MOUNTAINEER	7/22-7/26
PENN NATIONAL	7/22-7/26
PHILADELPHAI PARK	7/22-7/26
PINNACLE RACE COURSE	7/22-7/26
PRESQUE ISLE DOWNS	7/22-7/26
RIVER DOWNS	7/22-7/26
RUIDOSO	7/22-7/26
SUFFOLK DOWNS	7/22-7/26
THISTLEDOWN	7/22-7/26
YAVAPAI DOWNS	7/22-7/26
<b>INTERNATIONAL</b>	
ASSINIBOIA	7/22-7/26
WOODBINE	7/22-7/26
HASTINGS	7/22-7/26
SAN ISIDRO	7/22-7/26
HIPPODROMO CHILE	7/22-7/26
MARONAS	7/22-7/26
FORT ERIE	7/22-7/26
SUBJECT TO CHANGE	

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

Amwest Entertainment, OR  
 Arapahoe Park, CO  
 Arima Race Club  
 Arlington International Race Course, IL  
 Atlantic City Casino Assn., NJ  
 Atlantic City Race Course, NJ  
 Atokad Downs, NE  
 Balmoral Park, IL  
 Bangor, ME  
 BetAmerica  
 BetPad Ltd.  
 Beulah Park, OH  
 Birmingham Race Course, AL  
 Blue Ribbon Downs, OK  
 Bluffs Run Greyhound  
 Buffalo Raceway, NY  
 Calder Race Course, FL  
 Canadian Associations  
 Canterbury Park, MN  
 Capital District OTB  
 Capital Sports Ply, Ltd, Australia  
 Casino Association  
 Catskills OTB  
 Charlestown Race Course, VA  
 Chester Downs & Marina LLC  
 Choctaw Racing Services, LLC, OK  
 Churchill Downs, KY  
 Coeur d'Alene Greyhound, ID  
 Coeur d'Alene Casino, ID  
 Colonial Downs, VA  
 Columbus Races, NE  
 Comanche Nation  
 Connecticut OTB, CT  
 Crystal Palace  
 Cyprus Boyou OTB  
 Dairyland Greyhound Park, WI  
 Darwin All Sports  
 Delaware Park, DE  
 Delta Downs  
 Downs at Albuquerque, NM  
 Elite Turf Club 1-8, NV  
 Ellis Park, KY  
 Emerald Downs, WA  
 Equus St. Thomas Racing, Inc.  
 Evangeline Downs, LA  
 Evansville OTB  
 Fair Meadows  
 Fair Grounds Race Course, LA  
 Finger Lakes Race Track, NY  
 Fonner Park, NE  
 Foxwoods Casino,  
 Freehold Raceway, NJ  
 Geneva Lakes  
 Gillespie County Downs  
 Global Wagering Solutions (MEC) MagnaBet  
 Great Lakes Downs, MI  
 Greentrack  
 Gulf Greyhound, TX  
 Gulfstream Park, FL  
 Harrington Raceway  
 Hawthorne  
 Hazel Park, MI  
 Hinsdale Greyhound Park, NH  
 Hoosier Park, IN  
 Horsemen's Park, NE  
 Indiana Downs, IN  
 International Racing Group  
 Jackson Harness Raceway, MI  
 John Martin's Manor Restaurant  
 Keeneland Association, KY  
 Kentucky OTB  
 Lebanon Raceway, OH  
 Les Bois/Idaho  
 Lewiston Raceway Inc., ME  
 Lien Games, Inc., ND  
 Lincoln Greyhound  
 Lodge Belmont Greyhound Park  
 Lone Star., TX  
 Louisiana Downs, LA  
 Manor Downs  
 Maryland Jockey Club, MD  
 Maywood Park, IL  
 Meadowlands, NJ  
 Meadowlands, The  
 Meskwaki Casino  
 Millers OTB  
 Mohegun Sun  
 Monmouth Park, NJ  
 Montana OTB, MT  
 Monticello Raceway, NY  
 Mount Pleasant Meadows, MI  
 Mountaineer Park, WV  
 Nassau Regional OTB, NY  
 Nebraska State Fair Park, NE  
 Nevada Indian Casinos  
 Nevada Pari-Mutuel Association, NV  
 New York City Off-Track Betting Assn., NY  
 New York Racing Association, NY  
 Newport Jai Alai, FL  
 Northfield Park, OH  
 Oaklawn Park, AR  
 Ocean Downs, MD  
 Penn National Race Course, PA  
 Phumelela Gold  
 Philadelphia Park, PA  
 Pinnacle Race Course  
 Plainfield Greyhound Park, NJ  
 Plainridge Racecourse, MA  
 Pocono Downs, PA  
 Portland Meadows, OR  
 Potawatomi Casino  
 Prairie Meadows, IA  
 Premier Turf Club  
 Presque Isle Downs  
 Race 2 Day  
 Raceway Park, OH  
 Racing World  
 Racing US  
 Racing & Gaming Services, British WI  
 Raynham Taunton Greyhound Park  
 Remington Park, OK  
 Retama Park, TX  
 River Downs, OH  
 Rockingham Park, NH  
 Rocky Mountain Turf Club  
 Rosecroft Raceway, MD  
 Royal River Racing  
 Ruidoso Downs, NM  
 Running Aces Harness Park  
 Sam Houston, TX  
 Saratoga Raceway, NY  
 Scarborough Downs, ME  
 Scioto Downs, OH  
 Seabrook Greyhound  
 Shoreline Star Greyhound Park  
 Skydancer Casino  
 Sol Mutuel Ltd.  
 Southland, AR  
 Sports Center  
 Sports Creek Raceway, MI  
 Stables, The  
 State Fair Park, NE  
 Suffolk Regional OTB, NY  
 Suffolk Downs, MA  
 Sunland Park, NM  
 SunRay Park, NM  
 Tampa Bay Downs, FL  
 The Greyhound Park @ Post Falls  
 The Racing Channel  
 The Racing Channel International  
 Thistledown Racing, OH  
 Timeout Lounge  
 Tioga Downs  
 Tri-State Racetrack & Gaming Center, WV  
 Turf de Venezuela  
 Turfway Park, KY  
 TVG  
 Twin Spires/AmTAB  
 Turf Paradise, AZ  
 Valley Greyhound Park  
 Vernon Downs, NY  
 Victor Chandler  
 Western Regional OTB  
 Wheeling Downs, WV  
 Wichita Greyhound Park, KS  
 Will Rogers Downs, OK  
 Wonderland Greyhound Park, MA  
 Woodlands, KS  
 Wyoming OTB, WY  
 XpressBet, Inc., CA  
 Yavapai Downs, AZ  
 Yonkers Raceway, NY  
 YouBet  
 Zia Park, NM

**Separate Pools:**  
 Caymanas Park, JAM  
 Hipodromo Presidente Remon, Panama  
 LVDC (NV)  
 MIR/Caliente  
 Hipodromo Camerero (PR)

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

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

**THOROUGHBRED SIMULCAST RACES TO BE IMPORTED**

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

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

**QUARTER HORSE SIMULCAST RACES TO BE IMPORTED**

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

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

**HARNESS SIMULCAST RACES TO BE IMPORTED**

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

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

**OTHER BREED SIMULCAST RACES TO BE IMPORTED**

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

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

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

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

## 10. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT

### A. Racing officials nominated:

Association Veterinarian(s)	<b>Dr. Robert Connolly (Track) &amp; (Fitness) Dr. Don Dooley</b>
Clerk of Scales	<b>Gary Lawless</b>
Assistant Clerk of Scales	<b>Matt Nichols</b>
Clerk of the Course	<b>Dolores Collins (E-Breeds) &amp; Tina Walker (Thoroughbreds)</b>
Assistant Clerk of the Course	<b>Lisa Jones</b>
Film Specialist	<b>Danny Winick</b>
Horse Identifier	<b>Patrick Kealy</b>
Horseshoe Inspector	<b>Jack Hammonds</b>
Paddock Judge	<b>Joe Gibson</b>
Patrol Judges	<b>Cheryl White &amp; Kenneth Sjoldal</b>
Placing Judges	<b>Greg Brent &amp; Ella Robinson</b>
Starter	<b>Robert Mooneyhan</b>
Timer	<b>Melody Truitt</b>

### B. Management officials in the racing department:

Director of Racing	<b>Mike Paluszak</b>
Racing Secretary	<b>Tom Doutrich</b>
Assistant Racing Secretary	<b>Linda Anderson</b>
Paymaster of Purses	<b>Victoria Layne (C.A.R.F.)</b>
Others (identify by name and title)	

- C. Name, address and telephone number of the reporter employed to record and prepare transcripts of hearings conducted by the stewards:  
**Niccoli Reporting Associates, 619 Pilgrim Drive, Foster City, CA 94404 (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 Corporation, USA – Bill O'Brien (Expires 12/7/10)**
- 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) (4/30/2013)**  
**3 Camera in tower, 1 hand held camera, 1 pan camera in announcer's booth and a camera at 3/16 pole which is remotely mounted on pole.**  
**Equipment to be used – See Attachment A**

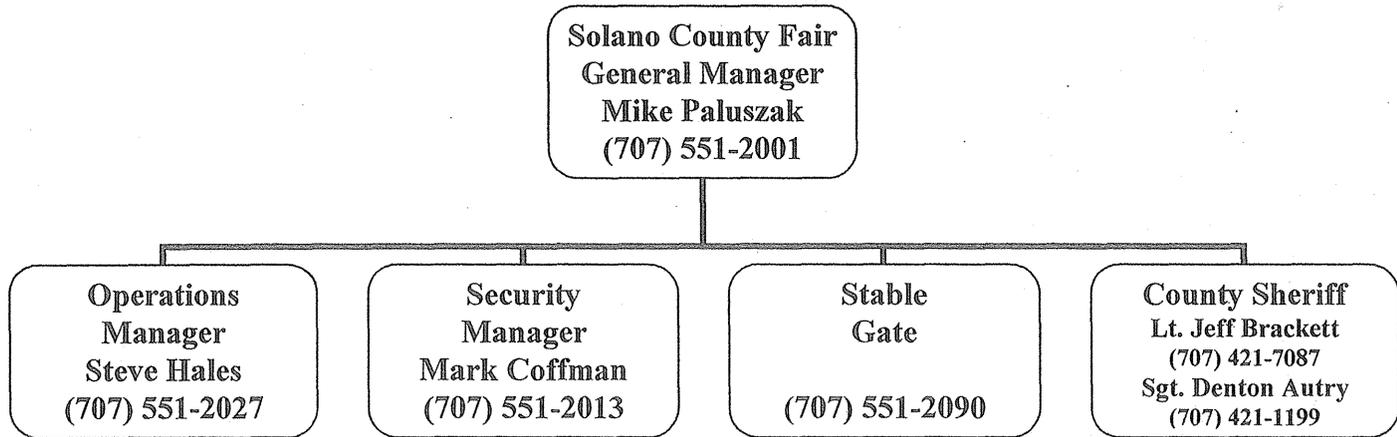
*Attachment A - 10.E.**Specify the number and location of cameras for dirt and turf tracks:***EQUIPMENT**

- A. 2 Sony SP870 Video Tape Recorders; 2 Panasonic MII Digital Video Tape Recorders
- B. Yamaha 1604 Audio Mixer
- C. Sierra Video systems Routing Switcher
- D. 6 DXC M-7 Cameras with lenses, viewfinders, pan heads, support equipment
- E. Window NT Running Lightware
- F. FORE-A Video Typewriter
- G. FORE-A Frame Sync
- H. AUX Frame Sync
- I. VIDEO FLYER
- J. 4 Sony 9800 Video Tape Recorders
- K. Microtime IMPACT DVE
- L. GVG 200 with Chroma Key, Silhouette Key, Borderline Option
- M. Remote Production Vehicle
- N. Onboard Isolation Transformer & Voltage Regulator

- 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) (4/30/2013)**

**11. SECURITY CONTROLS**

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



- B. Estimated number of security guards, gatemen, patrolmen or others to be engaged in security tasks on a regular full-time basis:  
**Security Guards – Average of 6 per day; Stable Gate Personnel – 3**  
**Stable Watchmen – 2; Grandstand – 2 Sheriff’s Deputies; Backstrech Rovers - 2**

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

**N/A (The Fair is not running graded stakes)**

2. Detention Barns:

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

**N/A**

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

**N/A**

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

**N/A**

3. TCO2 Testing:

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

**All horses in thoroughbred races**

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

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

C. Plan for detention barns for repeat offenders.  
**Ten (10) stalls adjacent to Test Barn, which are under 24-hour video surveillance**

D. Number of security personnel assigned to the TCO2 program.  
**One (1) 24-hour security guard when detention stalls are occupied.**

C. Describe the electronic security system.

**Ten (10) Stalls adjacent to Testing Barn under 24 hour video surveillance.**

1. Location and number of video surveillance cameras for the detention barn and stable gate.  
**4 surveillance cameras monitoring this area**

## 12. EMERGENCY SERVICES

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

**Medic Ambulance Service, 506 Couch Street, Vallejo, CA 94590, (707) 644-8989**

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

<b>Alameda County Fair</b>	<b>Golden Gate Fields</b>
<b>American Medical Response</b>	<b>Turf Rescue</b>
<b>640 143<sup>rd</sup> Street</b>	<b>19615 Barclay Road</b>
<b>San Leandro, CA 94577</b>	<b>Castro Valley, CA 94546</b>
<b>(510) 895-7600</b>	<b>(510) 581-8470</b>

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

D. Name and emergency telephone number of the licensed physician on duty during the race meeting:  
**Dr. Rubert Visaya (707)552-9601 and Dr. Ruben Velasquez (707)644-5297.**

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:

**Kaiser Permanente Medical Center, 975 Sereno Drive, Vallejo, CA 94589 (707)651-1030; Sutter Solano Medical Center, 300 Hospital Drive, Vallejo 94589 (707)554-5201.**

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 Attachment C**

G. Name of health and safety manager and assistant manager responsible for compliance of health and safety provisions pursuant to B& P Code 19481.3(d):

**Steve Hales – Safety Manager and Mark Coffman – Security Manager.**

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

**Vallejo Fire Department – Fire Inspection Completed on 4/23/09 (Fire Clearance Attached)**

*Attachment B – 12.C.*

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

**Solano County Fair Emergency Care and Medical Facilities**

Solano County Fair as well as all Racing Fairs provide emergency care which provides for comprehensive medical care for jockeys, track staff and allied personnel. Emergency care focuses on immediate stabilizing, comfort and evacuation of injured racetrack personnel to appropriate hospital care facilities.

**Staffing**

Two Emergency Medical Technicians from American Medical Response staff located in an on-track ambulance that follows at a safe distance from the horses racing during each race. This ambulance and crew are present whenever horses are on the track (during both racing and training hours) and are responsible for initiating basic life support measures, including immediate medical stabilization, care and evacuation to medical care facilities.

Licensed Physician on duty is responsible for care on an ongoing basis of jockeys, track staff and allied personnel requiring non-emergency medical care.

**Physical Resources**

Solano County Fair provides the services of a state of the art Kimzey Horse Ambulance as well as a senior experienced driver who is responsible for the evacuation and disposition of injured horses at all racing fairs.

Redundant communications services are provided to ensure constant contact between all emergency care personnel. Two way radio networks are established within the racing operations as well as fair emergency operations. All key emergency care personnel also carry cell phones and each is provided a laminated card containing all contact numbers. The fair also has an emergency response cell which responds to all emergencies both medical as well as non-medical.

**Attachment C – 12.F. English**

*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:*

**Solano County Fair Racing Accident Procedures**

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

**Track Ambulance**

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

**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 the accident scene management. 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 and prevent visitation from bystanders away from 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 and 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. The 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 for the management of the accident scene.

### **Announcer**

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 family member of the injured. 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 member 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.

**Attachment C – 12.F. Spanish**

*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:*

**Procedimiento en caso de Accidente en Solano County Fair**

De ocurrir un accidente en el hipodromo, se debe hacer lo siguiente:

**El personal de la Ambulancia**

El personal de la ambulancia trasladarse inmediatamente al lugar del accidente siempre que lo necesario para tratar a la(s) victima(s).

**Seguridad**

1. Tan pronto como sea posible, un miembro de seguridad del hipodromo debera reportarse al lugar del accidente y desde ahi recibir las instrucciones del Paramedico responsable del lugar del accidente. El miembro de seguridad sera responsable de mantener a los transeuntes fuera del lugar del accidente..
2. Un miembro del departamento de seguridad del hipodromo se acercara al cuart del jockey para aguardar el area donde la ambulancia estara y prevenir que transeuntes y personas ajenas se acerquen.
3. Un miembro de seguridad del hipodromo sera responsable de escoltar a los vehiculos de emergencia..
4. Los miembros de seguridad seran responsable de controlar a la multitud.

**Personal de Carreras/Vetennano del hipodromo**

1. Una vez en el lugar del accidente, el Outrider/escolta debera sujetar al caballo herido para evitar que lastime a la gente, a otros caballos o a la propiedad.
2. Los caballos muy mal heridoa deberan ser sacados de la pista con la ambulancia para caballos, siempre que sea posible hacerlo de esa manera.
3. El veterinano del hipodromo debera decidir si se sacrifica al caballo en la pista.
4. Sea posible hacerlo, se debe colocar la pantalla/screen para tapa la vista al publico, antes de iniciar el procedimiento de sacrificio del animal.
5. Los Outriders son responsables de remover cualquier desecho en la pista desputes de que la persona o caballo accidentado haya sido trasladado del lugar.

**Personal de Planta/Plant Staff**

1. La Ambulancia de Caballos debera trasladarse inmediatamente al lugar del accidente siempre que un caballo este severamente lesionado y necesite transporte.

2. Los miembros del departamento de planta que esten cerca del accidente deberan ayudar a fapar el lugar para que el pulico no pueda ver lo que sucede, ademas deberan recibir instrucciones del Paramedico responsable del lugar del accidente.

### Locutor

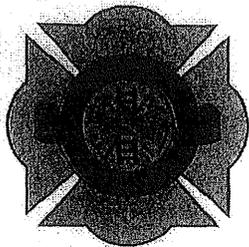
El locator debera informar a los jinetes acerca de los detalles de la situacion (como la ubicacion del caballo suelto, la necesidad de adelantar, etc.) para que puedan hacer lo necesario y mitigar otros problemas.

### Gerencia

1. Un representante de la gerencia se apersonara rapidamente al lugar del accidente en el hoipodromo. El genente informara a los otros gerents sobre las lesions sufridas.
2. Otro representante de la gerencia debera informar al departamento de videio para monitorear la escena y ver la cobertura de video que sera transmitida al publico.
3. Un miembro de la gerencia debera aportar con informacion sobre los anuncios que debera hacer el locutor.
4. Un miembro de la gerencia sera responsable de ver que la informacion con respecto al accidente sea dada a los familiars de los heridos. Se debe hacer lo necesario para acompañar a los familiars a los hospitals, de ser el caso. Al respecto, es necesario tener un registro de la persona a quien se debe comunicar en caso de que un jockey sufra un accidente.
5. Todos los anuncios publicos y respuestas a la prensa las realice unicamente el funcionario de gerencia de alto nivel que se encuentre disponible en ese momento.

### Todo los Jefes de Departamento

Todos los Jefes de Departamento deben comunicar a sus empleados que, a pesar de que las intenciones sean buenas, el tratamiento de un jinete/jockey herido debe ser realizado por el personal calificado para ello, y todos los demas empleados deben permanecer lejos del lugar del accidente.



VALLEJO FIRE DEPARTMENT  
FIRE PREVENTION DIVISION

251 Georgia Street, Vallejo, CA 94590 (707) 648-4565 Fax (707) 648-5214

FIRE AND LIFE SAFETY INSPECTION

FACILITY NAME: SOLANO COUNTY FAIRGROUNDS DATE: 23 APRIL 09  
ADDRESS: 900 FAIRGROUNDS DR. OCCUPANCY TYPE: A  
BUSINESS OWNER(S): \_\_\_\_\_ PHONE: \_\_\_\_\_  
ON-SITE CONTACT PERSON: STEVEN HALGS PHONE: 707 373-8434

In order to grant a Fire Clearance, all listed requirements must be met. Failure to correct listed violations will result in denial of the Fire Clearance.

CHECK MARKS INDICATE NON-COMPLIANCE WITH ITEM

Housekeeping

- 1. Facility shall be maintained in a neat, orderly manner. (3.19, T19)
- 2. Waste containers with tight covers required (CFC 1103.2.1.4.1)
- 3. Fire rated walls and ceilings to be sealed (CBC Chapter 710)
- 4. Remove storage under unprotected stairs (CFC 1103.3.2.5)

Extinguishing Systems

- 5. Portable Fire Extinguishers of proper type, adequate number, readily accessible, properly mounted (CFC 1002.1, CFC 10-1)
- 6. Portable Fire Extinguishers properly serviced annually (CFC 1002.1) *K-TYPE (1) McCORMICK Kitchen (2) Grandstand Kitchen*
- 7. Range hoods and filters properly cleaned (CFC 1005.2.8)
- 8. Hood and duct extinguishing systems serviced bi-annually (CFC 1005.2.8)
- 9. Fuel shutoff on main fuel source serviced bi-annually (CFC 1005.2.4.1)
- 10. Cleaning records reviewed by fire inspector. (CFC 1005.2.8)
- 11. Power ventilators clear of grease accumulation. On site personnel check roof for grease accumulation (CFC 1005.2.8) *(3) Grandstand Repair hose cabinet (4) Replace P/E Grandstand (5) Service P/E Grandstand kitchen fan (6) Replace P/E Sheep Barn*

Sprinkler Systems

- 12. Fire Department connections and OS&Y valve in good condition and unobstructed (CFC 1001.7.1)
- 13. Fire Department connection caps installed, sprinkler heads clean and unpainted (T19, Sec. 904.5)
- 14. Proper system pressure(s) read on riser gauges (CFC 1001.5.1)
- 15. 5-year service test completed as necessary (T19, Sec. 904)

Electrical

- 15. All wiring in good condition and properly installed. Contact Vallejo Building Division if necessary (CFC 8504)
- 16. No improvised wiring, splices or taps (CFC 8504 & 8508)
- 17. Extension cords and flexible cords not to be attached to structure or used as fixed wiring (CFC 8506) *Remove Extension cord located Beniminoval*
- 18. Approved covers on all boxes and fixtures (CFC 8504)

Exits

- 19. Exits, fire escapes and aisles to be free of obstructions (CFC 1203)
- 20. Doors to be openable from inside without special knowledge (CFC 1207.3)
- 21. Panic hardware on doors required when occupant load greater than 50 persons (CFC 1207.4)
- 22. Exit lights to be on when building is occupied (CFC 1211.1)
- 23. Interior corridors to be illuminated when structure is occupied (CBC 1003.2.9)
- 24. Exit signs required if more than one exit is required. (CFC 1212.2)

Heating

- 25. Proper clearance from combustible materials is required (CFC 1107.1)
- 26. Accessible fuel shutoff within 3 feet of appliance (CMC Appendix B, Sec. 1311.18)
- 27. Gas meters protected from vehicular damage (CFC 1106)

Flammable Liquids/Compressed Gases

- 28. No source of ignition, and "No Smoking" Signs posted in area (CFC 1109, CFC 7401, CFC 7901)
- 29. To be properly stored in as outlined in CFC 7902.5.7.2
- 30. Gas cylinders must be securely fastened to prevent them from falling. (CFC 7401.6.4)

Miscellaneous

- 31. Approved premises identification shall be readily visible from the street with 6 inch numerals (VMC Section 12.28.170)
- 32. Business license current: Yes No
- 33. Inspection fee due as set by resolution. (VMC Chapter 12.28.250)

ADDITIONAL COMMENTS AND/OR REQUIREMENTS:

Steve Halgs  
Business Owner/Representative

Charles Quinn  
Fire Prevention Division

Fire Clearance Granted: 4/29/09  
(date/initials) CRH

Fire Clearance Denied: \_\_\_\_\_  
(date/initials)

- I. Attach a Certificate of Insurance for workers' compensation coverage. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of insurance that secures the liability of the fair for payment of workers' compensation.  
See Attachment D

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

### 13. CONCESSIONAIRES AND SERVICE CONTRACTORS

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

CONCESSION/SERVICE	COMPANY	OWNER	ADDRESS
Food & Beverage (Alcoholic & Non)	Ovations Fanfare, LP	Nick Nicora	244 Crystal Grove Blvd., Lutz, FL 33548
Tip Sheets	Nikki's Secret	Jan Reed	P.O. Box 70207, Pt. Richmond, CA 94950
Daily Racing Form	Daily Racing Form	Wicks Sports Information Grp	100 Broadway, 7 <sup>th</sup> floor, New York City, N.Y. 10005
Programs	Delmar Graphics	Del Scott	7806 Honors Court, Pln, CA 94588
Winners Circle Photographs	Vasser Photography	Bill Vasser	5075 Double Point Way, Discovery Bay, CA 94566
Jockey Laundry Service	Bailey Mobile	Lorene Dutton	3263 Vineyard venue, #35, Pleasanton, CA 94566
Starting Gate	United/Puett Start Gate	Michael Costello	1 Soundview Loop, S. Salem, N.Y. 10590
Sound System	Ken's Pro Sound	Ken	P.O. Box 371, Suisun City, CA 94585
Armor Car Service	NOTWINC		11875 Dublin Blvd., #D275, Dublin, CA 94568

### 14. ON- TRACK ATTENDANCE/FAN DEVELOPMENT

- A. Describe any promotional plans:

***"60<sup>th</sup> Birthday of Solano County Fair & Racing"***

**Advertising includes:**

- Over two months of electronic message board presentations on Interstate 80 (over 275,000 cars per day).
- Over \$95,000 of TV, radio, newspaper, poster and direct mail general fair advertising, prominently featuring horse racing.
- Over \$15,000 of horse racing specific advertising throughout the Bay Area.
- Direct mail and e-mail advertising to fair, satellite wagering and live racing mailing lists.
- Advertising in Alameda County Fair racing program.

**Promotions include:**

- Opening Day *"Solano Derby – 60<sup>th</sup> Birthday Party"* featuring souvenir giveaways, mint juleps,

*Attachment D - 12.I.*

*Attach a Certificate of Insurance for workers' compensation coverage. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of insurance that secures the liability of the fair for payment of workers' compensation.*



C a l i f o r n i a F a i r S e r v i c e s A u t h o r i t y

P.O. Box 15518, Sacramento, CA 95852 • tel 916.921.2213 fax 916.263.6159 • www.cfsa.org

February 12, 2009

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

Re: Solano County Fair  
900 Fairgrounds Drive  
Vallejo, CA 94589

Please be advised that the Solano County Fair 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: 01/01/2009 to 01/01/2010

#### 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: 07/01/2008 to 07/01/2009

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 Solano County Fair 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*  
Lianne Lewellen  
Risk Analyst

- birthday cake, \$1 hot dogs, hat contests, and entertainment.
- \$60 “Early-Bird 60<sup>th</sup> Birthday Discount” on purchase of 8-seat boxes before June 15<sup>th</sup>.
- Free satellite wagering admission bounce-back coupons to season box seat holders.
- Run-of-Fair Pass sold through satellite wagering facility including admission and parking each day of the Fair.
- Win/Place/Show cash giveaways after the 8<sup>th</sup> race daily. The purpose of the Win, Place, Show contest is to generate excitement in the grandstand while building a valuable database to promote California horse racing. This simple promotion often provides Fair patrons with their first step to selecting a racehorse, learning the terminology of finishing first, second or third and ultimately placing a wager. The colorful booth where the promotion is conducted creates an atmosphere that encourages patrons to ask questions without feeling the intimidation that can occur in busy mutual lines.
- Business, service and community group sale promotions including admission, group seating/hospitality area, and lunch.

**Racing Education:**

- A racing education booth created with help from the California Breeders’ Association, the Daily Racing Form and the American Quarter Horse Association will be prominently featured. The purpose of the booth is to reach out to the average Fair patron and eliminate the high barrier of entry associated with horse racing. The educational booth is not just a handicapping center – the booth focuses on all aspects of racing including the sport, industry and agriculture behind the races. Children enjoy playing with various pieces of tack, including a 16 oz. saddle, and naming and pointing to the various parts of a racehorse. All Fair patrons can take something valuable away from the display regardless of their demographic profile.
- B. Number of hosts and hostesses employed for meeting:  
8
- C. Describe facilities set aside for new fans: N/A
- D. Describe any improvements to the physical facility in advance of the meeting that directly benefits:
1. Horsemen – Stall upgrades (floor, door & roof repairs), RV area electrical upgrades, dormitory upgrades, and Vets office enhancement.
  2. Fans – Additional upgrades to improvements initiated in 2008 including new front entrance area, new landscaping inside gate at entrance to the grandstand, and painting of some grandstand areas.
  3. Facilities in the restricted areas – New chairs and other improvements to box seats. Improvements to areas used to facilitate group sales packages.

**15. SCHEDULE OF CHARGES**

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

<b>General Admission/Grand Stand</b>	<b>Free with Fair Admission</b>
<b>Fair Admission/Adults (13 &amp; older)</b>	<b>\$ 8.00</b>
<b>Advanced Sale Tickets (On-line)</b>	<b>Yes</b>
<b>Fair Admission/Children (6-12)</b>	<b>\$ 4.00</b>
<b>Fair Admission/Seniors</b>	<b>\$ 4.00</b>
<b>Fair Admission/V.I.P. Discount</b>	<b>None</b>
<b>Admission (clubhouse)</b>	<b>N/A</b>

Reserved Seating (general)	None
Reserved Seating (clubhouse)	None
Reserved Box Seats	\$ 4.00
Parking (valet)	N/A
Programs/on track	\$ 1.00
Programs/off track	\$ 2.25

- B. Describe any "Season Boxes" or other special accommodation fees:  
 8 Seats - \$450 ("60<sup>th</sup> Birthday Early Bird Special" – Buy an 8 Seat Box by June 15<sup>th</sup> & Save \$60)  
 6 Seats - \$350  
 4 Seats - \$225
- C. Describe any "package" plans such as combined parking, admission and program:  
 None.

16. JOCKEYS' QUARTERS

- A. Check the applicable amenities available in the jockeys' quarters:
- |  |   |  |
|--|---|--|
| <input checked="" type="checkbox"/> Corners (lockers and cubicles) | How many  | <input type="text" value="50"/>                              |
| <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:  
 Modular locker room facility provided with: showers, restrooms, lounge area, steam cabinet and masseuse. Certified scale shared by both jockeys and jockettes.

17. BACKSTRETCH EMPLOYEE HOUSING

- A. Inspection of backstretch housing was completed by (name) & (date)  
 C.H.R.B. Supervising Investigator Ann Glasscock on March 26, 2009
- B. Number of rooms used for housing on the backstretch of the racetrack:  
 20 sleeping rooms with the potential of 40 occupants; 16 dormitory rooms with the potential of 32 occupants and four dormitory trailer that will house 50 occupants.
- C. Number of restrooms available on the backstretch of the racetrack:  
 9 Men and 9 Women
- D. Estimated ratio of restrooms to the number of backstretch personnel:  
 25 to 1

18. TRACK SAFETY

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

- B. Describe the type(s) of materials used for the inner and outer railings of the race course, the type of inner railing supports (i.e., metal gooseneck, wood 4" x 4" uprights, offset wood 4" x 4" supports, etc.), the coverings, if any, on the top of the inner railing, and the approximate height of the top of the inner railing from the level of the race course.  
**Inner rail: "The Fontana Safety Rail" installed in 1991 - aluminum**  
**Outer rail: New Fontana Rail – average height 42"**  
**Safety Cover is of patented rubber and thermoplastic. Average height of inside rail is 42".**
- C. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474:  
**Steve Wood, Trackmaster, Track Superintendent.**
- D. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474.  
**On File**
- E. If the fair is requesting approval to implement alternate methodologies to the provisions of Article 3.5, Track Safety Standards, pursuant to CHRB Rule 1471, attach a Certificate of Insurance for liability insurance which will be in force for the duration of the meeting specified in Section 2. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of liability insurance. Additionally, the CHRB must be listed as additionally insured on the liability policy at a minimum amount of \$3 million per incident. The liability insurance certificate must be on file in the CHRB headquarters office prior to the conduct of any racing. **N/A**

## 19. DECLARATIONS

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

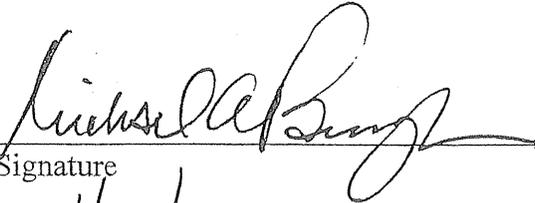
**NOTICE TO APPLICANT:** Pursuant to CHRB Rules 1870 and 1871, the CHRB shall be given 15 days' notice in writing of any intention to terminate a horse racing meeting or the engagements or services of any licensee, approved concessionaire, or approved service contractor.

**20. CERTIFICATION BY APPLICANT**

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

Michael Paluszak  
Print Name

General Manager  
Print Title

  
Signature

4/23/07  
Date

## STAFF ANALYSIS

June 5, 2009

Issue: APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE SONOMA COUNTY FAIR AT SANTA ROSA JULY 29, 2009 THROUGH AUGUST 9, 2009.

Sonoma County Fair filed its application to conduct a horse racing meeting at Santa Rosa:

- July 29 through August 9, 2009, or 10 days, 2 less than in 2008. The fair proposes to race a total of 110 races, 20 less than 2008. The Sonoma County Fair is not participating in the 2009 combined horse racing meeting.
- The proposed race dates are the approved dates allocated to the fair.

July - 2009						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
			1	2	3	4 H
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 - 2009						
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 Wednesday through Sunday, with 10 races per day on Wednesdays, Thursdays and Fridays; 12 races per day on Saturdays and Sundays.
  - Racing concurrently with Del Mar July 29 through August 9, 2009.
  - Number of horses available determines the number of daily races programmed by breed.
  - 2008 Race Meeting: Average number of runners per race (TB): 7.72
  - 2008 Race Meeting: Average number of runners per race (Arabian): 7.10
  - 2008 Race Meeting: Average number of runners per race (Quarter horse): 7.00
  - 2008 Race Meeting: Average number of runners per race (Mules): 7.27
- First post 12:45 p.m. daily.
- Request Patrick Kealy be appointed horse identifier pursuant to CHRB Rule 1525.
- Specific changes from the 2008 license application:
  - Cindy Crane, Ed Clites, Saralee McClelland Kunde, Doug Beretta and Heidi Darling are new Fair Directors.
  - Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers has decreased from 3,024 in 2008 to 2,124 in 2009.
  - Increases to the schedule of charges:
    - Fair Admission/Adults from \$7.00 in 2008 to \$9.00 in 2009.
    - Fair Admission/Children from no charge in 2008 to \$3.00 in 2009.

- Fair Admission/Seniors from \$7.00 in 2008 to \$9.00 in 2009.
  - On track programs from \$1.00 in 2008 to \$2.00 in 2009.
- Simulcasting conducted with other out-of-state racing jurisdictions pursuant to Business and Professions Code Section 19602; and with authorized locations throughout California.
- Wagering program will use CHRB and ARCI rules.
  - \$1 pick 4 on the first race and last 4 races.
  - \$2 pick 6 on last 6 races.
  - \$1 place pick all on the last 10 races.
  - \$1 pentafecta on last race of the day.
  - Early wagering will not be offered.
- The Advance Deposit Wagering (ADW) providers are XpressBet, TVG, TwinSpires and YouBet.
- The distribution of the carryover pool is August 9, 2009 (Closing Day).
- The fire inspection is scheduled to be completed approximately two weeks before the race meet begins.
- Track safety inspection has been requested and will be completed before the beginning of the race meeting.
- Inspection of the backstretch worker housing has been completed.

#### ITEMS STILL NEEDED

- TOC agreement
- Fire clearance letter

#### RECOMMENDATION:

Staff recommends the Board not hear the application until the TOC agreement has been received.

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

**APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF A CALIFORNIA FAIR**  
CHRB-18 (Rev.12/06)

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

**1. APPLICANT FAIR ASSOCIATION**

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

**Sonoma County Fair (707) 545-4200**  
**P.O. Box 1536 (707) 573-9342 (fax)**  
**Santa Rosa, CA 95402**

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

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

**2. DATES OF RACE MEETING**

A. Inclusive dates of race meeting: **Wednesday, July 29, 2009 – Sunday, August 9, 2009**

B. Dates racing will NOT be held: **Monday, August 3, 2009 & Tuesday, August 4, 2009**

C. Total number of racing days: **10**

**3. RACING PROGRAM**

A. Total number of races: **110**

B. Number of races by breed:

Thoroughbreds     Quarter Horses     Appaloosas  
 Arabians     Paints     Mules

C. Number of races daily:

	<u>Wed 7/29</u>	<u>Thurs 7/30</u>	<u>Fri 7/31</u>	<u>Sat 8/1</u>	<u>Sun 8/2</u>	<u>Wed 8/5</u>	<u>The 8/6</u>	<u>Fri 8/7</u>	<u>Sat 8/8</u>	<u>Sun 8/9</u>
Thoroughbred	7	8	8	9	9	8	8	8	9	9
Other Breeds	3	2	2	3	3	2	2	2	3	3
<b>Total</b>	<b>10</b>	<b>10</b>	<b>10</b>	<b>12</b>	<b>12</b>	<b>10</b>	<b>10</b>	<b>10</b>	<b>12</b>	<b>12</b>

**CHRB CERTIFICATION**

Application received: **5-4-09**  
Reviewed: **AO**

Hearing date: **6/5/09**  
Approved date:  
License number:

D. Total number of stakes races by breed:

<input type="text" value="3"/>	Thoroughbreds	<input type="text" value="2"/>	Quarter Horses	<input type="text"/>	Appaloosas
<input type="text" value="1"/>	Arabians	<input type="text"/>	Paints	<input type="text"/>	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.

**SONOMA COUNTY FAIR ASSOCIATION 2009 STAKES SHCHEDULE**

**THOROUGHBRED OVERNIGHT STAKES**

Cavonnier Juvenile Stakes – 42<sup>nd</sup> Running \$50,000 Added Sat, Aug 1  
 Two-year olds – Six Furlongs (Plus up to \$15,000 for Cal-breds)

**THOROUGHBRED STAKES**

Joseph T. Grace handicap – 38<sup>th</sup> Running \$50,000 Guaranteed Sun, Aug 2  
 Three-year olds and Upward – One & 1/16 Miles (Turf)

Luther Burbank Handicap – 39<sup>th</sup> Running \$50,000 Guaranteed Sat, Aug 8  
 Fillies and mares three-year olds & Upward  
 One and 1/16 Miles (Turf)

**QUARTER HORSE**

Santa Rosa Marathon – 20<sup>th</sup> Running \$10,000 Guaranteed Sun, Aug 2  
 Three-year olds & Upward – 870 Yards

Wine Country Handicap – 3<sup>rd</sup> Running \$10,000 Guaranteed Sun, Aug 9  
 Three-year olds and upward – 440 Yards

**ARABIAN**

Santa Rosa Arabian Handicap – 14<sup>th</sup> Running \$9,000 Guaranteed Sat, Aug 8  
 Three-year olds & Upward – Six Furlongs

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:

Race Number	Weekdays	Weekends
Race # 1	12:45 p.m.	12:45 p.m.
Race # 2	1:15 p.m.	1:15 p.m.
Race # 3	1:45 p.m.	1:45 p.m.
Race # 4	2:15 p.m.	2:15 p.m.
Race # 5	2:45 p.m.	2:45 p.m.
Race # 6	3:15 p.m.	3:15 p.m.
Race # 7	3:45 p.m.	3:45 p.m.
Race # 8	4:15 p.m.	4:15 p.m.
Race # 9	4:45 p.m.	4:45 p.m.
Race # 10	5:15 p.m.	5:15 p.m.

<b>Race # 11</b>		<b>5:45 p.m.</b>
<b>Race # 12</b>		<b>6:15 p.m.</b>

**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:

<b>Mike Runyan</b>	<b>Bev Palm</b>	<b>Ross Liscum</b>	<b>Ralph Bettinelli</b>	<b>Doug Beretta</b>
<b>Tom Nunes</b>	<b>Dave Lewers</b>	<b>Annette O'Kelley</b>	<b>Saralee McClelland Kunde</b>	<b>Heidi Darling</b>
<b>Cindy Crane</b>	<b>Tony Withington</b>	<b>Ed Clites</b>	<b>John Serres</b>	

B. Names of the directors serving on the Racing Committee or otherwise responsible for the conduct of the racing program:

<b>Tom Nunes</b>	<b>Ross Liscum</b>	<b>Ralph Bettinelli</b>	<b>Heidi Darling</b>	<b>Tony Withington</b>
<b>Cindy Crane</b>				

C. Name and title of the fair manager or executive officer and the names and titles of all department managers and fair staff, other than those listed in 9B, who will be listed in the official program:

<b>Name</b>	<b>Title</b>
<b>Tawny Tesconi</b>	<b>General Manager</b>
<b>Tom Doutrich</b>	<b>Racing Secretary</b>
<b>Richard Lewis</b>	<b>Director of Racing</b>
<b>Bryan Wayte</b>	<b>Mutuel Manager</b>
<b>To Be Determined</b>	<b>Track Announcer</b>
<b>Claudia Christy</b>	<b>Satellite Supervisor</b>
<b>Chuck George</b>	<b>Racetrack Superintendent/Maintenance</b>

**5. PURSE PROGRAM**

A. Purse distribution:

1. All races other than stakes:

Current meet estimate: **\$1,260,208**  
 Prior meet actual: **\$1,489,463**

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

Current meet estimate: **\$126,020**  
 Prior meet actual: **\$124,122**

2. Overnight stakes:

Current meet estimate: **\$50,000**  
 Prior meet actual: **\$50,000**

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

Current meet estimate: **\$5,000**  
 Prior meet actual: **\$4,167**

3. Non-overnight stakes:  
 Current meet estimate: **\$129,000**  
 Prior meet actual: **\$180,000**

Average Daily Purse (5A3 ÷ number of days):  
 Current meet estimate: **\$12,900**  
 Prior meet actual: **\$15,000**

B. Funds to be generated for all California-bred incentive awards:  
 Current meet estimate: **\$ 121,282**  
 Prior meet actual: **\$ 151,603**

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

	Current Meet Estimate	Prior Meet Actual
CTT	\$ 3,289	\$ 4,111
TOC	\$ 6,578	\$ 8,233
NTRA	\$ 2,633	\$ 3,291
PCQHRA	\$ 1,843	\$ 2,304
CWAR	\$ 0	\$ 0
ARAC	\$ 5,250	\$ 6,562
AMRA	\$ 6,570	\$ 8,212
CHBPAPEN	\$ 9,867	\$ 12,334
CTHF	\$ 9,867	\$ 12,334
<b>TOTAL</b>	<b>\$ 45,897</b>	<b>\$ 57,381</b>

D. Amount from all sources to be distributed at the meeting in the form of purses or other benefits to horsemen (5A+5B+5C):  
 Current meet estimate: **\$ 1,606,387**  
 Prior meet actual: **\$ 1,928,447**

Average Daily Purse (5D ÷ number of days):  
 Current meet estimate: **\$ 160,638**  
 Prior meet actual: **\$ 160,703**

E. Purse funds to be generated from on-track handle and intrastate off-track handle:  
 Current meet estimate: **\$1,191,469**  
 Prior meet actual: **\$1,512,887**

Average Daily Purse (5E ÷ number of days):  
 Current meet estimate: **\$ 119,147**  
 Prior meet actual: **\$ 126,074**

F. Purse funds to be generated from interstate handle:  
 Current meet estimate: **\$ 149,396**  
 Prior meet actual: **\$ 165,996**

Average Daily Purse (5F ÷ number of days):  
 Current meet estimate: \$ 14,940  
 Prior meet actual: \$ 13,833

G. Bank and account number for the Paymaster of Purses' purse account:  
**West America Bank (C.A.R.F.) Account No: on file**

H. Name, address and telephone number of the pari-mutuel audit firm engaged for the meeting:  
**Disher Accountancy Corp., 1816 Maryal Dr., Sacramento, CA 95854 – 916-482-4224**

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

**6. STABLE ACCOMMODATIONS**

- A. Number of usable stalls available for racehorses at the track where the meeting is held:  
**1100**
- B. Minimum number of stalls believed necessary for the meeting:  
**2,000-2,300**
- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers:  
**2,124**
- D. Name and location of each off-site auxiliary stabling area and the number of stalls to be maintained at each site:

Alameda County Fair, Vallejo, California	<b>684 stalls</b>
Golden Gate Fields	<b>1,440 stalls</b>

- 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.  
**Northern California Stabling and Vanning Fund (On file)**

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

- F. Total number of usable stalls made available on-site for the **1986** meeting:  
**1000**
- G. Estimated cost to provide off-site stalls for this meeting. Show cost per-day per stall:

**Northern California Stabling and Vanning Fund (TBP)**

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

**Golden Gate: \$8.43**

**Pleasanton: \$ 10.44**

**7. PARI-MUTUEL WAGERING PROGRAM**

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

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

	<u>TYPE OF WAGERS</u>	<u>APPLICABLE RULES</u>
Example Race	\$1 E; \$1 Double	CHRB #1959; RCI #VE
Race #1	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$1PPN% \$1PK4	CHRB #1959, CHRB #1977, CHRB 1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.8, CHRB#1978
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%	CHRB #1959, CHRB #1977, CHRB #1979 CHRB #1958, CHAB #1957, CHRB #1979.1 CHRB #1976.8
Race #4	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.8
Race #5	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1979 CHRB #1958, CHRB#1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #6	\$1E, \$1PK3, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #7	\$1E, \$1PK3, \$1PK4*, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1978, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #8	\$1E, \$1PK3, \$1PK4*, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1978, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #9	\$1E, \$1PK3, \$1PK4*, \$1TRI, \$2Q	CHRB #1959, CHRB #1977, CHRB #1978, CHRB #1979

	\$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #10	\$1E, \$1PK3, \$1PK4*, \$1TRI, \$2Q \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1978, CHRB #1979 CHRB #1958, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #11	\$1E, \$1TRI, \$2Q, \$1PK4* \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1979, CHRB #1958, CHRB #1978 CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #12	\$1E, \$1TRI, \$2Q, \$1PK4* \$2DD, \$.10SF, \$2PNP@, \$1PPN%	CHRB #1959, CHRB #1979, CHRB #1958, CHRB #1978 CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
	\$1 Super H5	ARCI 004-105

B. Maximum carryover pool to be allowed to accumulate before its distribution OR the date(s) designated for distribution of the carryover pool:  
**Sunday, August 9, 2009 (Closing Day)**

C. List any options requested with regard to exotic wagering:  
**\$1pk4\* on first 4 races and last 4 races**  
**@\$2Pick 6 on last 6 races**  
**% \$1 Place Pick All on the last 10 races**  
**\$1 Pentafecta selecting the first five finishers in a same race. 100% payout on all tickets selecting five winners. No consolation: 100% carryover if no ticket has five winners. Super High-5 will be carded as last race of the day. [Applicable rule: ARCI 004-105- PICK (N) POSITION (X) POOLS]**

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

E. Type(s) of pari-mutuel or totalizator equipment to be used by the fair and the simulcast organization, the name of the person(s) supplying equipment, and expiration date of the service contract:  
**Scientific Games Racing (George Brannon) Expiration: September 30, 2012.**  
**Equipment description on file with Board.**

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

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

**9. SIMULCAST WAGERING PROGRAM**

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

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

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

NORTHERN CALIFORNIA

Alameda County Fair, Pleasanton

Big Fresno Fair, Fresno

California State Fair &amp; 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

\*\*Redwood Acres Fair, Eureka

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

\*Open during two-week Ferndale Fair Racing

\*\*Closed during Ferndale Fair Racing

\*\*\*Closed for renovation

SOUTHERN CALIFORNIA

Barona Valley Ranch Resort &amp; Casino, Lakeside

Cabazon Fantasy Springs Casino, Indio

Derby Club, Seaside Park, Ventura

Earl's Place at Earl Warren Fairgrounds, Santa Barbara

Fairplex Park, Pomona

Horsemen's Club,, Santa Barbara

Los Alamitos Race Course, Los Alamitos

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 &amp; Turf Club, Alpine

Watch &amp; Wager, Antelope Valley Fgds, Lancaster

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

**Sonoma County Fair at Santa Rosa**

July 29 – August 9, 2009

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

<b>DOMESTIC</b>	
ARLINGTON	7/29-8/9
BLUE RIBBON DOWNS	7/29-8/9
CALDER RACECOURSE	7/29-8/9
CANTERBURY DOWNS	7/29-8/9
CHARLES TOWN RACES	7/29-8/9
DELAWARE	7/29-8/9
ELLIS PARK	7/29-8/9
EMERALD DOWNS	7/29-8/9
EVANGELINE DOWNS	7/29-8/9
HOOSIER PARK	7/29-8/9
LOUISIANA DOWNS	7/29-8/9
MONMOUTH	7/29-8/9
MOUNTAINEER	7/29-8/9
PENN NATIONAL	7/29-8/9
PHILADELPHIA PARK	7/29-8/9
PINNACLE RACE COURSE	7/29-8/9
PRESQUE ISLE DOWNS	7/29-8/9
RIVER DOWNS	7/29-8/9
RUIDOSO	7/29-8/9
SARATOGA	7/29-8/9
SUFFOLK DOWNS	7/29-8/9
THISTLEDOWN	7/29-8/9
YAVAPAI DOWNS	7/29-8/9
<b>INTERNATIONAL</b>	
ASSINIBOIA	7/29-8/9
WOODBINE	7/29-8/9
HASTINGS	7/29-8/9
SAN ISIDRO	7/29-8/9
HIPPODROMO CHILE	7/29-8/9
MARONAS	7/29-8/9
FORT ERIE	7/29-8/9
SUBJECT TO CHANGE	

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

Amwest Entertainment, OR	Hinsdale Greyhound Park, NH	Rosecroft Raceway, MD
Arapahoe Park, CO	Hoosier Park, IN	Royal River Racing
Arima Race Club	Horsemen's Park, NE	Ruidoso Downs, NM
Arlington International Race Course, IL	Indiana Downs, IN	Running Aces Harness Park
Atlantic City Casino Assn., NJ	International Racing Group	Sam Houston, TX
Atlantic City Race Course, NJ	Jackson Harness Raceway, MI	Saratoga Raceway, NY
Atokad Downs, NE	John Martin's Manor Restaurant	Scarborough Downs, ME
Balmoral Park, IL	Keeneland Association, KY	Scioto Downs, OH
Bangor, ME	Kentucky OTB	Seabrook Greyhound
BetAmerica	Lebanon Raceway, OH	Shoreline Star Greyhound Park
BetPad Ltd.	Les Bois/Idaho	Skydancer Casino
Beulah Park, OH	Lewiston Raceway Inc., ME	Sol Mutuel Ltd.
Birmingham Race Course, AL	Lien Games, Inc., ND	Southland, AR
Blue Ribbon Downs, OK	Lincoln Greyhound	Sports Center
Bluffs Run Greyhound	Lodge Belmont Greyhound Park	Sports Creek Raceway, MI
Buffalo Raceway, NY	Lone Star., TX	Stables, The
Calder Race Course, FL	Louisiana Downs, LA	State Fair Park, NE
Canadian Associations	Manor Downs	Suffolk Regional OTB, NY
Canterbury Park, MN	Maryland Jockey Club, MD	Suffolk Downs, MA
Capital District OTB	Maywood Park, IL	Sunland Park, NM
Capital Sports Ply, Ltd, Australia	Meadowlands, NJ	SunRay Park, NM
Casino Association	Meadowlands, The	Tampa Bay Downs, FL
Catskills OTB	Meskwaki Casino	The Greyhound Park @ Post Falls
Charlestown Race Course, VA	Millers OTB	The Racing Channel
Chester Downs & Marina LLC	Mohegun Sun	The Racing Channel International
Choctaw Racing Services, LLC, OK	Monmouth Park, NJ	Thistledown Racing, OH
Churchill Downs, KY	Montana OTB, MT	Timeout Lounge
Coeur d'Alene Greyhound, ID	Monticello Raceway, NY	Tioga Downs
Coeur d'Alene Casino, ID	Mount Pleasant Meadows, MI	Tri-State Racetrack & Gaming Center, WV
Colonial Downs, VA	Mountaineer Park, WV	Turf de Venezuela
Columbus Races, NE	Nassau Regional OTB, NY	Turfway Park, KY
Comanche Nation	Nebraska State Fair Park, NE	TVG
Connecticut OTB, CT	Nevada Indian Casinos	Twin Spires/AmTAB
Crystal Palace	Nevada Pari-Mutuel Association, NV	Turf Paradise, AZ
Cyprus Boyou OTB	New York City Off-Track Betting Assn., NY	Valley Greyhound Park
Dairyland Greyhound Park, WI	New York Racing Association, NY	Vernon Downs, NY
Darwin All Sports	Newport Jai Alai, FL	Victor Chandler
Delaware Park, DE	Northfield Park, OH	Western Regional OTB
Delta Downs	Oaklawn Park, AR	Wheeling Downs, WV
Downs at Albuquerque, NM	Ocean Downs, MD	Wichita Greyhound Park, KS
Elite Turf Club 1-8, NV	Penn National Race Course, PA	Will Rogers Downs, OK
Ellis Park, KY	Phumelela Gold	Wonderland Greyhound Park, MA
Emerald Downs, WA	Philadelphia Park, PA	Woodlands, KS
Equus St. Thomas Racing, Inc.	Pinnacle Race Course	Wyoming OTB, WY
Evangeline Downs, LA	Plainfield Greyhound Park, NJ	XpressBet, Inc., CA
Evansville OTB	Plainridge Racecourse, MA	Yavapai Downs, AZ
Fair Meadows	Pocono Downs, PA	Yonkers Raceway, NY
Fair Grounds Race Course, LA	Portland Meadows, OR	YouBet
Finger Lakes Race Track, NY	Potawatomi Casino	Zia Park, NM
Fonner Park, NE	Prairie Meadows, IA	
Foxwoods Casino	Premier Turf Club	<b>Separate Pools:</b>
Freehold Raceway, NJ	Presque Isle Downs	Caymanas Park, JAM
Geneva Lakes	Race 2 Day	Hipodromo Presidente Remon, Panama
Gillespie County Downs	Raceway Park, OH	LVDC (NV)
Global Wagering Solutions (MEC) MagnaBet	Racing World	MIR/Caliente
Great Lakes Downs, MI	Racing US	Hippodromo Camerero (PR)
Greentrack	Racing & Gaming Services, British WI	
Gulf Greyhound, TX	Raynham Taunton Greyhound Park	
Gulfstream Park, FL	Remington Park, OK	
Harrington Raceway	Retama Park, TX	
Hawthorne	River Downs, OH	
Hazel Park, MI	Rockingham Park, NH	
	Rocky Mountain Turf Club	

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

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

**THOROUGHBRED SIMULCAST RACES TO BE IMPORTED**

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

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

**QUARTER HORSE SIMULCAST RACES TO BE IMPORTED**

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

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

**HARNESS SIMULCAST RACES TO BE IMPORTED**

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

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

**OTHER BREED SIMULCAST RACES TO BE IMPORTED**

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

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

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

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

## 10. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT

### A. Racing officials nominated:

Association Veterinarian(s)	<b>Dr. Robert Connelly (Track) &amp; (Fitness) Dr. Don Dooley</b>
Clerk of Scales	<b>Gary Lawless</b>
Assistant Clerk of Scales	<b>Danny Winnick</b>
Clerk of the Course	<b>Dolores Collins (E-Breeds) &amp; Tina Walker (Thoroughbreds)</b>
Assistant Clerk of the Course	<b>Lisa Jones</b>
Film Specialist	<b>Cheryl White</b>
Horse Identifier	<b>Patrick Kealy</b>
Horseshoe Inspector	<b>Jack Hammonds</b>
Paddock Judge	<b>Joe Gibson</b>
Patrol Judges	<b>Cheryl White &amp; Kenneth Sjoldal</b>
Placing Judges	<b>Greg Brent &amp; Ella Robinson</b>
Starter	<b>Gary Stensgar</b>
Timer	<b>Melody Trutt</b>

### B. Management officials in the racing department:

Director of Racing	<b>Richard Lewis</b>
Racing Secretary	<b>Tom Doutrich</b>
Assistant Racing Secretary	<b>Linda Anderson</b>
Paymaster of Purses	<b>Victoria Layne (C.A.R.F.)</b>
Others (identify by name and title)	

- C. Name, address and telephone number of the reporter employed to record and prepare transcripts of hearings conducted by the stewards:  
**Coastal Reporting Services, 131-A Stony Circle, Suite 500, Santa Rosa, CA 95401, (707)573-9766.**
- 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 12/7/10)**
- 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 Dec 7, 2010. (5 Cameras – 3 Tower, 1 Pan and 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 Dec 7, 2010.**

**11. SECURITY CONTROLS**

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

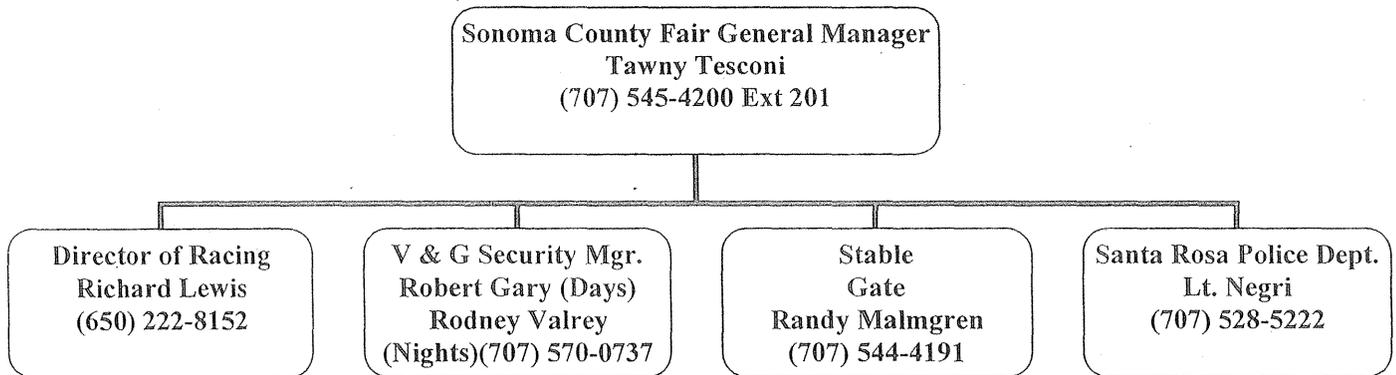
**Tawny Tesconi, Fair Manager (707) 545-4200 ext 201**

**Lt. Negri, Santa Rosa Police Department in overall charge of sworn officers at the Fair, Police are dispatched from 707-528-5222.**

**Each day a different Lt. will be on grounds for supervision of patrolmen. A list of these supervisors will be made available to CHRB Staff when supplied by SRPD. They are all dispatched from the same 707-528-5222 number.**

**Private security supplied by V& G Security:**

**Robert Gary, Owner on duty days 707-570-0737**  
**Rodney Valrey, Owner on duty nights 707-570-0737**  
**Randy Malmgren, Stable Manager 707-544-4191**  
**Stable Gate 707-544-4191**



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

**7 uniform guards, 8 gateman – 1 night patrolman – 2 uniform police**

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

N/A

2. Detention Barns:

**(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 barn area during a 24-hour period.

N/A

- C. Describe number and location of surveillance cameras in detention barn area.  
N/A

3. TCO2 Testing:

- A. Number of races to be tested, and number of horses entered in each race to be tested.  
**All horses in thoroughbred races**
- B. Plan for enhanced surveillance for trainers with high-test results.  
**Trainer with high test results will be moved to the detention area**
- C. Plan for detention barns for repeat offenders.  
**Ten (10) stalls adjacent to Test Barn, which are under 24-hour video surveillance**
- D. Number of security personnel assigned to the TCO2 program.  
**One (1) 24-hour security guard when detention stalls are occupied.**

- C. Describe the electronic security system.

**Ten (10) Stalls adjacent to Testing Barn under 24 hour video surveillance.**

1. Location and number of video surveillance cameras for the detention barn and stable gate.  
**4 surveillance cameras monitoring this area**

12. EMERGENCY SERVICES

- A. Name, address and emergency telephone number of the ambulance service to be used during workouts and the running of the races:  
**American Medical Response/Sonoma Life Support, 1415 N. Dutton, Suite C, Santa Rosa, CA 95401, (707)579-9542.**
- B. Name, address and emergency telephone number of the ambulance service to be used during workouts at auxiliary sites:
- |                                    |                                |
|------------------------------------|--------------------------------|
| <b>Alameda County Fair</b>         | <b>Golden Gate Fields</b>      |
| <b>American Medical Response</b>   | <b>Turf Rescue LLC</b>         |
| <b>640 143<sup>rd</sup> Street</b> | <b>19615 Barclay Road</b>      |
| <b>San Leandro, CA 94577</b>       | <b>Castro Valley, CA 94546</b> |
| <b>(510) 895-7600</b>              | <b>(510) 581-8470</b>          |
- C. Describe the on-track first aid facility, including equipment and medical staffing: **(Attachment)**
- D. Name and emergency telephone number of the licensed physician on duty during the race meeting:  
**David Fichman, M.D. 707-829-1811**
- 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:  
**Santa Rosa Memorial Hospital – 1165 Montgomery Dr., Santa Rosa, CA 95405 - Emergency Room # 707-525-5207.**

Attachment to SCF License Application – Section 12 C

**Sonoma County Fair Emergency Care and Medical Facilities**

Sonoma County Fair as well as all Racing Fairs provides emergency service for medical care of jockeys, track staff and allied personnel. Emergency care focuses on stabilization and comfort and evacuation of injured personnel to appropriate hospital care facilities.

**Staffing**

Two Emergency Medical Technicians from American Medical Response staff an on-track ambulance that follows at a safe distance from the horses during each race. Ambulance and crew are present whenever horses are on the track racing or training and are responsible for initiating basic life support measures (i.e. stabilization, care and evacuation to medical care facilities).

Licensed Physician on duty is responsible for care on an ongoing basis of jockeys, track staff and allied personnel requiring non-emergency medical care.

**Physical Resources**

Sonoma County Fair provides the services of a state of the art Kimzey Horse Ambulance as well as an experienced driver who is responsible for the evacuation and disposition of injured horses at all racing fairs.

Redundant communications services are provided to ensure constant contact between all emergency personnel. Two-way radio networks are established within the racing operations as well as fair emergency operations. All key emergency personnel also carry cell phones and each is provided a laminated card containing all contact numbers. The fair also has an emergency response cell that responds to all emergencies.

- 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:  
**(Attachment)**
- G. Name of health and safety manager and assistant manager responsible for compliance of health and safety provisions pursuant to B& P Code 19481.3(d):  
**Richard Lewis – Director of Racing**  
**Larry McClure – Superintendent Maintenance**
- H. Attach a fire clearance from the fire authority having jurisdiction over the premises.  
**Fire Department will issue clearance prior to Fair. Fire inspectors typically inspect one to two weeks preceding Fair when facilities are set up for the Fair (i.e. temporary barns are installed with required fire equipment, hoses and extinguishers are hung, remainder of Fair facilities are ready for inspection). During Fair, inspectors are on site daily.**
- I. Attach a Certificate of Insurance for workers’ compensation coverage. The CHRB is to be named as a certificate holder and given not less than 10 days’ notice of any cancellation or termination of insurance that secures the liability of the fair for payment of workers’ compensation.  
**Attached.**

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

**13. CONCESSIONAIRES AND SERVICE CONTRACTORS**

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

CONCESSION/SERVICE	COMPANY	OWNER	ADDRESS
Alcoholic Beverages	Ovations	Nick Nicora	Banner Island Park – 404 W., Fremont, CA 95203
Food & Non-Alcoholic Beverages	Various		
Tip Sheets	Jack’s Blue Card	Lisa Wasserman	127 sun Avenue, Hayward, CA 94544
Programs	Delmar Graphics	Del Scott	7806 Honors Court, Pln, CA 94588
Daily Racing Forms	Daily Racing Form	Wicks Sports Information Grp	100 Broadway, 7 <sup>th</sup> floor, New York City, N.Y. 10005
Winners Circle Photographs	Vassar Photography	Bill Vassar	5075 Double Point Way, discovery Bay, CA 94514
Jockey Laundry Service	Bailey Mobile	Lorene Dutton	3263 Vineyard venue, #35, Pleasanton, CA 94566
Starting Gate	United/Puett Start Gate	Michael Costello	1 Soundview Loop, S. Salem, N.Y. 10590
Sound System	Golden Gate Sound		Santa Rosa, CA
Armor Car Service	NOTWINC		11875 Dublin Blvd., #D275, Dublin, CA 94568



February 12, 2009

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

Re: Sonoma County Fair  
1350 Bennett Valley Road  
Santa Rosa, CA 95403

Please be advised that the Sonoma County Fair 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:

## 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: 07/01/2008 to 07/01/2009

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 Sonoma County Fair 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

Attachment to SCF License Application – Section 12 F in English

**Sonoma County Fair Racing Accident Procedures**

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

**Track Ambulance**

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

**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 the accident scene management. 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 and prevent visitation from bystanders away from 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 and 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. The 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 for the management of the accident scene.

### Announcer

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 family member of the injured. 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 member 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.

Attachment to SCF License Application – Section 12 F in Spanish

**Procedimiento en caso de Accidente en Sonoma County Fair**

De ocurrir un accidente en el hipodromo, se debe hacer lo siguiente:

**El personal de la Ambulancia**

El personal de la ambulancia trasladarse inmediatamente al lugar del accidente siempre que lo necesario para tratar a la(s) víctima(s).

**Seguridad**

1. Tan pronto como sea posible, un miembro de seguridad del hipodromo debera reportarse al lugar del accidente y desde ahi recibir las instrucciones del Paramedico responsable del lugar del accidente. El miembro de seguridad sera responsable de mantener a los transeuntes fuera del lugar del accidente..
2. Un miembro del departamento de seguridad del hipodromo se acercara al cuart del jockey para aguardar el area donde la ambulancia estara y prevenir que transeuntes y personas ajenas se acerquen.
3. Un miembro de seguridad del hipodromo sera responsable de escoltar a los vehiculos de emergencia..
4. Los miembros de seguridad seran responsable de controlar a la multitud.

**Personal de Carreras/Veterinario del hipodromo**

1. Una vez en el lugar del accidente, el Outrider/escolta debera sujetar al caballo herido para evitar que lastime a la gente, a otros caballos o a la propiedad.
2. Los caballos muy mal heridoa deberan ser sacados de la pista con la ambulancia para caballos, siempre que sea posible hacerlo de esa manera.
3. El veterinario del hipodromo debera decidir si se sacrifica al caballo en la pista.
4. Sea posible hacerlo, se debe colocar la pantalla/screen para tapa la vista al publico, antes de iniciar el procedimiento de sacrificio del animal.
5. Los Outriders son responsables de remover cualquier desecho en la pista despues de que la persona o caballo accidentado haya sido trasladado del lugar.

### Personal de Planta/Plant Staff

1. La Ambulancia de Caballos debera trasladarse inmediatamente al lugar del accidente siempre que un caballo este severamente lesionado y necesite transporte.
2. Los miembros del departamento de planta que esten cerca del accidente deberan ayudar a fapar el lugar para que el pulico no pueda ver lo que sucede, ademas deberan recibir instrucciones del Paramedico responsable del lugar del accidente.

### Locutor

El locator debera informar a los jinetes acerca de los detalles de la situacion (como la ubicacion del caballo suelto, la necesidad de adelantar, etc.) para que puedan hacer lo necesario y mitigar otros problemas.

### Gerencia

1. Un representante de la gerencia se apersonara rapidamente al lugar del accidente en el hoipodromo. El genente informara a los otros gerents sobre las lesions sufridas.
2. Otro representante de la gerencia debera informar al departamento de video para monitorear la escena y ver la cobertura de video que sera transmitida al publico.
3. Un miembro de la gerencia debera aportar con informacion sobre los anuncios que debera hacer el locutor.
4. Un miembro de la gerencia sera responsable de ver que la informacion con respecto al accidente sea dada a los familiars de los heridos. Se debe hacer lo necesario para acompanar a los familiars a los hospitals, de ser el caso. Al respecto, es necesario tener un registro de la persona a quien se debe comunicar en caso de que un jockey sufra un accidente.
5. Todos los anuncios publicos y respuestas a la prensa las realice unicamente el funcionario de gerencia de alto nivel que se encuentre disponible en ese momento.

### Todo los Jefes de Departamento

Todos los Jefes de Departamento deben comunicar a sus empleados que, a pesar de que las intenciones sean buenas, el tratamiento de un jinete/jockey herido debe ser realizado por el personal calificado para ello, y todos los demas empleados deben permanecer lejos del lugar del accidente.

#### 14. ON- TRACK ATTENDANCE/FAN DEVELOPMENT

##### A. Describe any promotional plans:

The total advertising, publicity and promotions budget for the 2009 Fair and Race Meet exceeds \$349,000. Although these funds are used to promote all aspects of the two week Fair, 90% of these efforts involve promotion of live racing.

Since it was successful in 2008, we are going to once again hire a Racing Grandstands Promotion Coordinator to improve the quality of our product and to keep race fans entertained and at the races during our meet.

##### Specific Wine Country Racing Promotions:

- Text messaging campaign focused on impulse messages to get people to the races and to keep them entertained in between races.
- Emailing campaign focused on impulse messages to get people to the races.
- On-line discounted group tickets sales.
- Improved signage at the entrance to the Race Grandstands emphasizing “free” admission to the horse races and welcoming patrons to the venue
- Interactive drawings and contests in between races to keep race fans at the races.
- Promotion associates in the Grandstands assisting fans and first time betters.
- Free daily racing seminars each fair day geared at educating the new race fan.
- Signage promoting reserved seats and Free daily racing seminars.
- On track souvenir giveaways during the meet.
- Service club and group outreach promoting “bringing the gang” to the races.
- “Company Picnic” VIP experience offered to businesses or companies with over 50 guests. Includes tented hospitality area, meal and beverage service.

##### B. Number of hosts and hostesses employed for meeting:

Upstairs Grandstand Upper Level Guest Information Booth and wait service in Box Seats. In addition: 25 Ushers, 6 Guest Service Attendants and 5 Self-Service Attendants.

##### C. Describe facilities set aside for new fans:

- Admission gate coupons or vouchers to encourage fairgoers to go to the races during their fair visit.
- Promotion associates in the Grandstands assisting fans and first time betters.
- Signage promoting reserved seats and Free daily racing seminars.
- “Company Picnic” VIP experience offered to businesses or companies with over 50 guests. Includes tented hospitality area, meal and beverage service.
- Upper Level Information Booth, Designated New Fan Promotion includes seminar and reserved seating. Additionally, Fair representatives will be visiting more than 25 service organizations to speak about Horse Racing at the Fair.
- Free daily racing seminar each fair day (more than 20 years continuously running). The Seminar is hosted by Track Announcer, (to be determined) and features daily high profile guest. Prizes and tips are given throughout the one hour seminar.
- Returning promotions and information services include novice fan information booth, staffed featuring wagering information, terms and interactive items such as riding saddle, silks, etc. and a continuously running video on “how to play” from NTRA and DRF.

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

**New Turf Track installed in 2005**

1. Horsemen **Improved RV Lot, parking and lighted cross walks.**
2. Fans **New box seat chairs; Wait service in box seats.**
3. Facilities in the restricted areas **Painting and general clean-up of Jockey Quarters and offices.**

**15. SCHEDULE OF CHARGES**

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

<b>General Admission/Grand Stand</b>	<b>Free with Fair Admission</b>
<b>Fair Admission/Adults (13 &amp; older)</b>	<b>\$ 9.00</b>
<b>Advanced Sale Tickets (On-line)</b>	<b>\$ 7.00</b>
<b>Fair Admission/Children (6-12)</b>	<b>\$ 3.00</b>
<b>Fair Admission/Seniors</b>	<b>\$ 9.00</b>
<b>Fair Admission/V.I.P. Discount</b>	<b>\$ 7.00</b>
<b>Admission (clubhouse)</b>	<b>N/A</b>
<b>Reserved Seating (general)</b>	<b>\$ 3.00</b>
<b>Reserved Seating (clubhouse)</b>	<b>\$ N/A</b>
<b>Upper Reserved Box Seats</b>	<b>\$ 5.00</b>
<b>Parking (valet)</b>	<b>N/A</b>
<b>Programs/on track</b>	<b>\$ 2.00</b>
<b>Programs/off track</b>	<b>\$ 2.25</b>

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

**Lower box seats \$175 season, Upper box seats \$125 season  
Daily sales of box seats, both upper and lower, at \$5.00 per seat**

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

**Special Horse Racing Group packages offer one admission and one grandstand box seat a \$12.00 value for \$10.00. For groups of 10 or more.**

**16. JOCKEYS' QUARTERS**

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

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

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

**Separate area containing a dressing room, lounge area, sauna, showers, restroom facilities, lockers & bunks. Jockeys & Jockettes share the scale.**

**17. BACKSTRETCH EMPLOYEE HOUSING**

A. Inspection of backstretch housing was completed by **Supervising Investigator, Anne Glasscock on March 26, 2009.**

- B. Number of rooms used for housing on the backstretch of the racetrack:  
**100 rooms available to horsemen.**
- C. Number of restrooms available on the backstretch of the racetrack:  
**Total of 14 urinals, 20 toilets, 20 sinks and 27 showers.**
- D. Estimated ratio of restrooms to the number of backstretch personnel:  
**25 to 1**

## 18. TRACK SAFETY

- A. Total distance of the racecourse - measured from the finish line counterclockwise (3' from the inner railing) back to the finish line: 5,143.9 feet. Turf Track 7/8 Mile.
- B. Describe the type(s) of materials used for the inner and outer railings of the race course, the type of inner railing supports (i.e., metal gooseneck, wood 4" x 4" uprights, offset wood 4" x 4" supports, etc.), the coverings, if any, on the top of the inner railing, and the approximate height of the top of the inner railing from the level of the race course.  
**Dirt Track – Inner Rail is aluminum wrap gooseneck posts covered by rubber and thermoplastic; Outer rail is steel posts and steel rail. Approximate height is 40 inches.**  
**Turf Track – Inner rail is aluminum wrap, moveable rail on gooseneck posts. Outer rail is aluminum rail on gooseneck posts permanently mounted.**
- C. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474:  
**Tawny Tesconi**
- D. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474.  
**On file**
- E. If the fair is requesting approval to implement alternate methodologies to the provisions of Article 3.5, Track Safety Standards, pursuant to CHRB Rule 1471, attach a Certificate of Insurance for liability insurance which will be in force for the duration of the meeting specified in Section 2. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of liability insurance. Additionally, the CHRB must be listed as additionally insured on the liability policy at a minimum amount of \$3 million per incident. The liability insurance certificate must be on file in the CHRB headquarters office prior to the conduct of any racing.  
**N/A**

## 19. DECLARATIONS

- A. All labor agreements, concession and service contracts, and other agreements necessary to conduct the entire meeting have been finalized except as follows (if no exceptions, so state):  
**No Exceptions.**
- B. Attach each horseman's agreement pursuant to CHRB Rule 2044.  
**TOC Agreement Pending through CARF.**
- C. All service contractors and concessionaires have valid state, county or city licenses authorizing each to engage in the type of service to be provided and have valid labor agreements, when applicable, which remain in effect for the entire term of the meeting except as follows (if no exceptions, so state):  
**No Exceptions**

D. Absent natural disasters or causes beyond the control of the fair, its service contractors, concessionaires or horsemen participating at the meeting, no reasons are believed to exist that may result in a stoppage to racing at the meeting or the withholding of any vital service to the fair except as follows (if no exceptions, so state):

**No Exceptions**

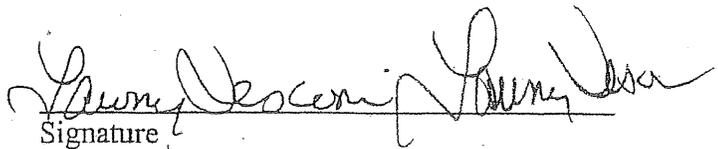
NOTICE TO APPLICANT: Pursuant to CHRB Rules 1870 and 1871, the CHRB shall be given 15 days' notice in writing of any intention to terminate a horse racing meeting or the engagements or services of any licensee, approved concessionaire, or approved service contractor.

**20. CERTIFICATION BY APPLICANT**

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

TAWNY TESCONI  
Print Name

MANAGER  
Print Title

  
Signature

4/23/09  
Date

## STAFF ANALYSIS

June 5, 2009

Issue: APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE DEL MAR THOROUGHBRED CLUB AT DEL MAR JULY 22, 2009 THROUGH SEPTEMBER 9, 2009.

Del Mar Thoroughbred Club filed its application to conduct a thoroughbred horse racing meeting at Del Mar:

- July 22 through September 9, 2008, or 37 days, 6 less than 2008. The association proposes to race a total of 344 races, or 8.65 races per day; this is 28 races less than 2008. In 2008 they raced 9.29 races per day with an average of 8.59 runners per race. In 2008 they were allocated to race 43 days the (actual) average daily purse for the meet was \$529,145. The (estimated) average daily purse for this meet is \$606,305.
- The race dates proposed are not the original dates allocated by the Board. At the April 24, 2009 regular meeting the Board approved a request made by Del Mar to revise its allocated race dates, eliminating racing on Mondays other than Labor Day, September 7, 2009. The calendar below reflects the proposed dates of racing as approved by the Board at the April 24, 2009 regular meeting:

July - 2009						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
			1	2	3	4 H
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 - 2009						
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 - 2009						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
		1	2	3	4	5
6	7	8	9	10	11	12
12	13	14	15	16	18	19
20	21	22	23	24	25	26
27	28	29	30			

- Racing 5 days per week, Wednesday through Sunday the first six weeks; 6 days per week, Wednesday through Monday the seventh week; with 8 races per day Thursdays, 9 races per day Wednesdays and Fridays, 10 races per day Saturdays, Sundays, Opening Day, Labor Day and Closing Day, 11 races the day of Pacific Classic Day, September 6, 2009.
- Racing concurrently with the dates allocated to Solano, Santa Rosa, CARF at Golden Gate Fields, Ferndale, Cal Expo and Pacific Racing Association.
- The SCOTWINC stabling agreement is in the process of being drafted. A copy of the signed agreement will be forwarded to the CHRB upon completion.
- First post will be 2:00 p.m. daily.
  - 2:00 p.m. Regular Wednesdays, Thursdays, Saturdays, and Sundays.
  - 3:00 p.m. Friday, July 24 and 31, August 7, 14, 21, and 28, September 4
  - 1:00 p.m. Sunday, September 6
- Specific changes from the 2008 license application:
  - Opening Day Turf Club Admission (non- member) increased from \$125 to \$150

- Stretch Run Season Pass decreased from \$150 to \$25 (sold pre-season only)
  - Clubhouse Season Pass decreased from \$250 to \$50 (sold pre-season only)
  - Trakus, Trakus Incorporated intends to provide the electronic timing device and service for the timing of all races at the 2009 Del Mar race meeting. Previously, Del Mar had used its own timing equipment. Pursuant to CHRB Rule 1440.5, Licensing of Contractors and Sub-Contractors, Trakus, Trakus Incorporated is required to submit the appropriate application and fee for approval for license to provide timing service. In the event that Trakus, Trakus Incorporated does not secure the appropriate approval before the beginning of the meeting, Del Mar will use its own timing equipment until the company is in compliance.
  - Secure PIN pads and Bet-Fund software will be installed on 50 BetJet self-service devices, with a target delivery date of July 22, 2009.
- Request Dianne Piper be appointed horse identifier pursuant to CHRB Rule 1525.
  - Wagering program will use CHRB rules.
    - Early wagering will start at 8:00 a.m.
  - Del Mar is currently in negotiations with Advance Deposit Wagering (ADW) companies including but not limited to: TVG, YouBet.com, Xpress-Bet.com and Twin Spires.com for internet and telephone wagering on Del Mar content via Southern California customers during Del Mar's season.
  - Simulcasting conducted with 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 completed.
  - A track safety inspection has been requested and will be completed before the beginning of the race meet.
  - The fire inspection is scheduled to be completed July 17, 2009.

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

1. Thoroughbred Horsemen's agreement
2. CTT agreement
3. Fire Clearance
4. Current stabling agreement

#### RECOMMENDATION:

Staff recommends that the application for license not be heard until the Horsemen's agreement is received.

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

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

1. APPLICANT ASSOCIATION

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

Del Mar Thoroughbred Club  
P.O. Box 700, Del Mar, CA 92014  
Phone: 858-755-1141  
Fax: 858-794-1007

B. Breed of horse:  TB  QH  H

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

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

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

2. DATES OF MEETING

A. Inclusive dates for the entire meeting: July 22 through September 09, 2009

B. Actual dates racing will be held: July 22 through September 09, 2009, everyday except Mondays, other than Labor Day, and Tuesdays. Dark 7/27-28, 8/3-4, 8/10-11, 8/17-18, 8/24-25, 8/31-9/1, and 9/8.

C. Total number of days or nights of racing: 37 days

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

E. Number of days or nights of racing per week: 5 (except week 7 with 6 days)

3. RACING PROGRAM

A. Total number of races: 344

B. Number of races for each day or night:

8 - Thursdays

9 - Wednesdays and Fridays

10 - Saturdays, Sundays, Opening Day, Labor Day and Closing Day

CHRB CERTIFICATION

Application received: 4/23/09  
Deposit received: ON File  
Reviewed: [Signature]

Hearing date: 6-5-09  
Approved date:  
License number:

11 – Pacific Classic Day, September 6, 2009

- C. Total number of stakes races: 42 (31 stakes and 11 overnight stakes)
- D. Attach a listing of all stakes races and indicate the date to be run and the added money or guaranteed purse for each. Note the races that are designated for California-bred horses.

Exhibit 1

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

- F. List all post times for the daily racing program: Exhibit 2

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

4. RACING ASSOCIATION

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

- B. Complete the applicable subsection and attached Addendum, Background Information and Ownership.  
 Full Disclosure Statement already on file with CHRB

C. CORPORATION

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

Robert S. Strauss	Chairman of the Board	1 Share
Joseph W. Harper	President, General Manager, Director	1 "
David H. Batchelder	Director	1 "
Rollin W. Baugh	Director	1 "
James R. Buell	Director	1 "
Jon S. Kelly	Director	1 "
Terrence Lanni	Director	1 "
Warner Lusardi	Director	1 "
Marie G. Moretti	Director	1 "
Thomas C. Stickel	Director	1 "
Martin J. Wygod	Director	1 "
Craig R. Fravel	Executive VP & Corporate Secretary	0
Michael R. Ernst	Senior VP & Chief Financial Officer	0
Thomas S. Robbins	Vice President, Racing	0
Craig A. Dado	Vice President, Marketing	0

Exhibit 1 - 2009 PROPOSED Del Mar Stakes Schedule

Closing Date	Running Date	#	Event	Distance	2009 Value
Thu. Jul 16, 2009	Wed. Jul 22, 2009	1	OCEANSIDE STAKES	Three-year-olds, N/W S/S of \$50,000 in 2009	One Mile (Turf) \$100,000 Added
Thu. Jul 16, 2009	Fri. Jul 24, 2009	2	CTBA STAKES	Fillies, two years old, bred in CA	5 1/2 Furlongs \$100,000 Guaranteed
Thu. Jul 16, 2009	Sat. Jul 25, 2009	3	FLEET TREAT STAKES	Fillies, three years old, bred in CA	Seven Furlongs \$100,000 Guaranteed
Thu. Jul 16, 2009	Sat. Jul 25, 2009	4	EDDIE READ STAKES (Gr. I)	Three-year-olds and upward	1 1/8 Miles (Turf) \$350,000 Guaranteed
Thu. Jul 16, 2009	Sun. Jul 26, 2009	5	CALIFORNIA DREAMIN' HANDICAP	Three-year-olds and upward, bred in CA	1 1/16 Miles (Turf) \$100,000 Guaranteed
Thu. Jul 23, 2009	Wed. Jul 29, 2009	6	GRADUATION STAKES	Two-year-olds, bred in CA	5 1/2 Furlongs \$100,000 Guaranteed
Thu. Jul 23, 2009	Sat. Aug 01, 2009	7	SAN CLEMENTE HANDICAP (Gr. II)	Fillies, three years old	One Mile (Turf) \$150,000 Guaranteed
Thu. Jul 23, 2009	Sun. Aug 02, 2009	8	SAN DIEGO HANDICAP (Gr. II)	Three-year-olds and upward	1 1/16 Miles \$250,000 Guaranteed
Thu. Jul 30, 2009	Wed. Aug 05, 2009	9	COUGAR II HANDICAP	Three-year-olds and upward	1 1/2 Miles \$150,000 Guaranteed
Thu. Jul 30, 2009	Fri. Aug 07, 2009	10	SORRENTO STAKES (Gr. III)	Fillies, two years old	6 1/2 Furlongs \$150,000 Guaranteed
Thu. Jul 30, 2009	Sat. Aug 08, 2009	11	BING CROSBY STAKES (Gr. I)	Three-year-olds and upward	Six Furlongs \$300,000 Guaranteed
Thu. Jul 30, 2009	Sun. Aug 09, 2009	12	BEST PAL STAKES (Gr. II)	Two-year-olds	6 1/2 Furlongs \$150,000 Guaranteed
Thu. Jul 30, 2009	Sun. Aug 09, 2009	13	CLEMENT L. HIRSCH STAKES (Gr. I)	Fillies and mares, three years old and upward	1 1/16 Miles \$300,000 Guaranteed
Thu. Aug 06, 2009	Fri. Aug 14, 2009	14	REAL GOOD DEAL STAKES	Three-year-olds, bred in CA	Seven Furlongs \$100,000 Guaranteed
Thu. Aug 06, 2009	Sat. Aug 15, 2009	15	LA JOLLA HANDICAP (Gr. II)	Three-year-olds	1 1/16 Miles (Turf) \$150,000 Guaranteed
Thu. Aug 06, 2009	Sun. Aug 16, 2009	16	JOHN C. MABEE STAKES (Gr. I)	Fillies and mares, three years old and upward	1 1/8 Miles (Turf) \$350,000 Guaranteed
Thu. Aug 13, 2009	Sat. Aug 22, 2009	17	DEL MAR OAKS (Gr. I)	Fillies, three years old	1 1/8 Miles (Turf) \$350,000 Guaranteed
Thu. Aug 13, 2009	Sun. Aug 23, 2009	18	SOLANA BEACH HANDICAP	Fillies and mares, three years old and upward, bred in CA	One Mile (Turf) \$100,000 Guaranteed
Thu. Aug 20, 2009	Sat. Aug 29, 2009	19	DEL MAR MILE (Gr. II)	Three-year-olds and upward	One Mile (Turf) \$300,000 Guaranteed
Thu. Aug 20, 2009	Sun. Aug 30, 2009	20	DEL MAR HANDICAP (Gr. II)	Three-year-olds and upward	1 3/8 Miles (Turf) \$250,000 Guaranteed
Thu. Aug 27, 2009	Wed. Sep 02, 2009	21	GENEROUS PORTION STAKES	Fillies, two years old, bred in CA	Six Furlongs \$100,000 Guaranteed
Thu. Aug 27, 2009	Fri. Sep 04, 2009	22	RANCHO BERNARDO HANDICAP (Gr. III)	Fillies and mares, three years old and upward	6 1/2 Furlongs \$200,000 Guaranteed
Thu. Aug 27, 2009	Sat. Sep 05, 2009	23	EL CAJON STAKES	Three-year-olds	One Mile \$100,000 Guaranteed
Fri. Jun 05, 2009	Sat. Sep 05, 2009	24	DARLEY DEBUTANTE (Gr. I)	Fillies, two years old	Seven Furlongs \$300,000 Guaranteed
Thu. Aug 27, 2009	Sun. Sep 06, 2009	25	TORREY PINES STAKES	Fillies, three years old	One Mile \$100,000 Guaranteed
Thu. Aug 27, 2009	Sun. Sep 06, 2009	26	PAT O'BRIEN STAKES (Gr. I)	Three-year-olds and upward	Seven Furlongs \$300,000 Guaranteed
Thu. Aug 27, 2009	Sun. Sep 06, 2009	27	DEL MAR DERBY (Gr. II)	Three-year-olds	1 1/8 Miles (Turf) \$350,000 Guaranteed
Thu. Aug 27, 2009	Sun. Sep 06, 2009	28	PACIFIC CLASSIC (Gr. I)	Three-year-olds and upward	1 1/4 Miles \$1,000,000 Guaranteed
Thu. Aug 27, 2009	Mon. Sep 07, 2009	29	I'M SMOKIN STAKES	Two-year-olds, bred in CA	Six Furlongs \$100,000 Guaranteed
Fri. Jun 05, 2009	Mon. Sep 07, 2009	30	DEL MAR FUTURITY (Gr. I)	Two-year-olds	Seven Furlongs \$300,000 Guaranteed
Thu. Sep 03, 2009	Wed. Sep 09, 2009	31	PALOMAR HANDICAP (Gr. II)	Fillies and mares, three years old and upward	1 1/16 Miles (Turf) \$200,000 Guaranteed

Gross Purses	\$6,950,000
Less Breeders' Cup/Cal Bred Stakes Fund	-290,000
Less Darley Sponsorship	-50,000
Less Nom/Entry/Start Fees (ESTIMATED)	-960,000
	<u>\$5,650,000</u>

## Exhibit 1 Continued - 2009 PROPOSED Del Mar Overnight Stakes Schedule

Closing Date	Running Date	Event	Distance	2009 Value
Thu. Jul 16, 2009	Sun. Jul 26, 2009	Osunitas Stakes	Fillies and mares, three years old and upward, N/W S/S of \$50,000 at 1 M o/o in 2009	1 1/16 Miles (Turf) \$85,000 o/s Added
Sat. Jul 25, 2009	Fri. Jul 31, 2009	Wickerr Stakes	Three-year-olds and upward, N/W S/S \$50,000 at 1 M o/o since May 1	One Mile (Turf) \$85,000 o/s Added
Thu. Aug 06, 2009	Wed. Aug 12, 2009	C.E.R.F. Stakes	Fillies and mares, three years old and upward, N/W S/S \$50,000 since March 1	Six Furlongs \$85,000 o/s Added
Thu. Aug 13, 2009	Wed. Aug 19, 2009	Green Flash Handicap	Three-year-olds and upward	Five Furlongs (Turf) \$85,000 o/s Added
Thu. Aug 13, 2009	Fri. Aug 21, 2009	Sandy Blue Handicap	Fillies, three years old	One Mile (Turf) \$85,000 o/s Added
Thu. Aug 20, 2009	Wed. Aug 26, 2009	Harry F. Brubaker Stakes	Three-year-olds and upward, N/W S/S \$50,000 at 1 M o/o since March 1	1 1/16 Miles (Turf) \$85,000 o/s Added
Thu. Aug 20, 2009	Fri. Aug 28, 2009	CTT and Thoroughbred Owners of California Handicap	Fillies and mares, three years old and upward	1 3/8 Miles (Turf) \$85,000 o/s Added
Fri. Aug 28, 2009	Thu. Sep 03, 2009	Daisycutter Handicap	Fillies and Mares, three years old and upward	Five Furlongs (Turf) \$85,000 o/s Added
Thu. Aug 27, 2009	Sat. Sep 05, 2009	Windy Sands Handicap	Three-year-olds and upward	One Mile \$85,000 o/s Added
Sun. Aug 30, 2009	Mon. Sep 07, 2009	Adoration Stakes	Fillies and mares, three years old and upward, N/W S/S \$50,000 at 1 M o/o since February 1	One Mile \$85,000 o/s Added
Thu. Sep 03, 2009	Wed. Sep 09, 2009	Pirate's Bounty Stakes	Three-year-olds and upward, N/W S/S \$50,000 since March 1	Six Furlongs \$85,000 o/s Added
				<u>\$935,000</u>

## EXHIBIT 2

## POST TIMES FOR PROPOSED DAILY RACING PROGRAM

Race	Regular (Wed, Thurs, Sat & Sun)	Fridays 7/24, 7/31, 8/7, 8/14, 8/21, 8/28 & 9/4	Sunday, 9/6
1 <sup>st</sup>	2:00 p.m.	3:00 p.m.	1:00 p.m.
2 <sup>nd</sup>	2:30 p.m.	3:30 p.m.	1:30 p.m.
3 <sup>rd</sup>	3:00 p.m.	4:00 p.m.	2:00 p.m.
4 <sup>th</sup>	3:30 p.m.	4:30 p.m.	2:30 p.m.
5 <sup>th</sup>	4:00 p.m.	5:00 p.m.	3:00 p.m.
6 <sup>th</sup>	4:30 p.m.	5:30 p.m.	3:40 p.m.
7 <sup>th</sup>	5:00 p.m.	6:00 p.m.	4:10 p.m.
8 <sup>th</sup>	5:30 p.m.	6:30 p.m.	4:40 p.m.
9 <sup>th*</sup>	6:00 p.m.	7:00 p.m.	5:10 p.m.
10 <sup>th*</sup>	6:30p.m.		5:45p.m.
11 <sup>th*</sup>			6:15 p.m.

\* On certain days to be determined.

Josh Rubinstein	Vice President, Development	0
Lynn Wright	Controller	0

5. Names (true names) of all persons, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the corporation and the number of shares held by each:  
None

6. Number of outstanding shares in the corporation: 11
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: **Craig R. Fravel, Secretary**
9. If more than 50% of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity: **None**
10. Attach the most recent audited annual financial statement for the licensee, including balance sheet and profit and loss statement, and a copy of a report made during the preceding 12 months to shareholders in the corporation and/or the Securities and Exchange Commission and/or the California Corporations Commission. The licensee may submit the audited consolidated annual financial statements of its parent owner if the parent owner is a publicly traded company and guarantees the obligations of the licensee. **On file.**

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. Names of all officers and directors, titles, and the number of shares of the LLC held by each:
5. Names (true names) of all members, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the LLC and the number of shares held by each:
6. Are the shares listed for public trading?  Yes  No  
If yes, on what exchange and how is the stock listed:
7. If more than 50% of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity:
8. Attach the most recent audited annual financial statement for the licensee, including balance sheet and profit and loss statement, and a copy of a report made during the preceding 12 months to shareholders in the LLC and/or the Securities and Exchange Commission and/or the California Corporations Commission.

E. OTHER

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

F. Management and Staff

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

Craig R. Fravel	Executive VP & Corporate Secretary
Michael R. Ernst	Senior VP & Chief Financial Officer
Thomas S. Robbins	Vice President, Racing and Racing Secretary
Craig A. Dado	Vice President, Marketing
Josh Rubinstein	Vice President, Development
Timothy A. Read	Director of Operations
Ann Hall	Director of Human Resources
Mac McBride	Director of Media
Lynn Wright	Controller
Jacquelyn King	Director of Group Sales & Retail Operations
Martha Gilson	Customer Service Manager
Paul Porter	Simulcast Director
Mary Shepardson	Director of Publications
Chris Bahr	Promotions Manager
William Navarro	Director of Parimutuels
Nancy Bonforte	Director, Private Turf Club
Robert Sanchez	Plant Superintendent
Bill Sullivan	Director of Security
Trevor Denman	Public Address Announcer
Steve Wood	Track Superintendent
Leif Dickinson	Turf Course Superintendent

2. Name and title of the person(s) authorized to receive notices on behalf of the association and the mailing address of such person(s) if other than the mailing address of the association:  
 Joseph W. Harper – President & General Manager  
 Craig R. Fravel – Executive VP & Corporate Secretary

5. PURSE PROGRAM

A. Purse distribution:

1. All races other than stakes:
 

Current meet estimate:	\$ 13,351,512
Prior meet actual:	\$ 13,311,380
Average Daily Purse (5A1 ÷ number of days):	
Current meet estimate:	\$ 360,852
Prior meet actual:	\$ 309,567
  
2. Overnight stakes:
 

Current meet estimate:	\$ 935,000
Prior meet actual:	\$ 935,000
Average Daily Purse (5A2 ÷ number of days):	
Current meet estimate:	\$ 25,270
Prior meet actual:	\$ 21,744
  
3. Non-overnight stakes:
 

Current meet estimate:	\$ 5,650,000
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Prior meet actual: \$ 6,081,600

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

Current meet estimate: \$ 152,703

Prior meet actual: \$ 141,433

B. Stakes races:

1. Purse distribution for all stakes races:

Current meet estimate: \$ 6,585,000

Prior meet actual: \$ 7,016,600

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

Current meet estimate: \$ 177,973

Prior meet actual: \$ 163,177

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

Current meet estimate: 12.15%

Prior meet actual: 12.83%

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

Current meet estimate: 0.33%

Prior meet actual: 0.30%

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

Current meet estimate: \$ 1,935,786

Prior meet actual: \$ 1,827,786

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 Administration	204,918	204,071
CTT Administration	102,459	102,036
CTT Backstretch Pension	204,918	204,071
NTRA Dues	<u>48,701</u>	<u>87,284</u>
Total	560,997	597,462

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

Current meet estimate: \$ 22,433,295

Prior meet actual: \$ 22,753,228

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

Current meet estimate: \$ 606,305

Prior meet actual: \$ 529,145

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

Current meet estimate:	\$ 16,351,845
Prior meet actual:	\$ 16,324,401

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

Current meet estimate:	\$ 441,942
Prior meet actual:	\$ 379,637

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

Current meet estimate:	\$ 4,145,665
Prior meet actual:	\$ 4,601,042

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

Current meet estimate:	\$ 112,045
Prior meet actual:	\$ 107,001

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

Account # On File

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

Bowen, McBeth, Inc., 10722 Arrow Route, Suite 110, Rancho Cucamonga, CA 91730 (909) 944-6465

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

## 6. STABLE ACCOMMODATIONS

- A. Number of usable stalls available for racehorses at the track where the meeting is held: **2,100**
- B. Minimum number of stalls believed necessary for the meeting: **2,100**
- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers: **2,900**
- D. Name and location of each off-site auxiliary stabling area and the number of stalls to be maintained at each site: **Fairplex – 500      Santa Anita – 1,900      San Luis Rey Downs – 500**

- E. Attach each contract or agreement between the association and the person(s) furnishing off-site stabling accommodations for eligible racehorses that cannot be provided stabling on-site. **SCOTWINC agreement is in the process of being drafted. A copy of the signed agreement will be forwarded to the CHRB upon completion**

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

- F. Total number of usable stalls made available on-site for the 1986 meeting: **2,100**
- G. Estimated cost to provide off-site stalls for this meeting. Show cost per day per stall:  
**\$1,163,911**  
**\$8.95 per day per stall**
- H. Estimated cost to provide vanning from off-site stalls for this meeting. Show fees to be paid for vanning per-horse:  
**Estimated vanning cost: \$215,508**

**Vanning per horse (one way):**

Santa Anita	\$160
Hollywood Park	\$160
Pomona	\$160
San Luis Rey Downs	\$90
Los Alamitos	\$160

**7. PARI-MUTUEL WAGERING PROGRAM**

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

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

	Type of Wager(s):	Applicable Rule(s):
Example Race:	\$5E, \$2DD	CHRB#1959; RCI #VE
Race #1	\$2Q, \$1E, \$1PK3, \$2DD <sup>2</sup> , \$1 PPN, \$2PARLAY, \$1TRI, .10¢SF,	CHRB#1958, 1959, 1977, 1957, 1976.8, 1954.1, 1979, 1979.1
Race #2	\$2Q, \$1E, \$1PK3, \$2PARLAY, \$1TRI, .10¢SF, \$2DD <sup>2</sup>	CHRB#1958, 1959, 1977, 1954.1, 1979, 1979.1, 1957
Race #3	\$2Q, \$1E, \$1PK3, \$2PARLAY, \$1TRI, .10¢SF, \$2P(n)P (Pick 6), \$2DD <sup>2</sup>	CHRB#1958, 1959, 1977, 1954.1, 1979, 1979.1, 1976.9, 1957
Race #4	\$2Q, \$1E, \$1PK3, \$2PARLAY, \$1TRI, .10¢SF, \$2DD <sup>2</sup>	CHRB#1958, 1959, 1977, 1954.1, 1979, 1979.1, 1957

Race #5	\$2Q, \$1E, \$1PK3, \$2PARLAY, \$1TRI, .10¢SF, \$2DD <sup>2</sup> , \$1PK4 <sup>1</sup>	CHRB#1958, 1959, 1977, 1954.1, 1979, 1979.1, 1957, 1978
Race #6	\$2Q, \$1E, \$1PK3, .10¢SF, \$2PARLAY, \$1TRI, \$2DD <sup>2</sup> , \$1PK4 <sup>1</sup>	CHRB#1958, 1959, 1977, 1979.1, 1954.1, 1979, 1957, 1978
Race #7	\$2Q, \$1E, \$2PARLAY, \$1TRI, .10¢SF, \$2DD <sup>2</sup> , \$1PK4 <sup>1</sup>	CHRB#1958, 1959, 1954.1, 1979, 1979.1, 1957, 1978
Race #8	\$2Q, \$1E, \$1TRI, .10¢SF, \$2DD <sup>2</sup> , \$1PK4 <sup>1</sup>	CHRB#1958, 1959, 1979, 1979.1, 1957, 1978
Race #9*	\$2Q, \$1E, \$1TRI, .10¢SF, \$2DD <sup>2</sup> , \$1PK4 <sup>1</sup>	CHRB#1958, 1959, 1979, 1979.1, 1957, 1978
Race #10*	\$2Q, \$1E, \$1TRI, .10¢SF, \$1PK4 <sup>1</sup> , \$2DD <sup>2</sup>	CHRB#1958, 1959, 1979, 1979.1, 1978, 1957
Race #11*	\$2Q, \$1E, \$1TRI, .10¢SF, \$1PK4 <sup>1</sup>	CHRB#1958, 1959, 1979, 1979.1, 1978

<sup>1</sup> \$1PK4 offered in the last four races daily

<sup>2</sup> \$2DD offered every race daily, except the last race.

\* Days with 9, 10, or 11 races, the types of wagers offered based on this schedule will be rolled forward or backward accordingly.

- B. Maximum carryover pool to be allowed to accumulate before its distribution OR the date(s) designated for distribution of the carryover pool: None
- C. List any options requested with regard to exotic wagering: None
- D. Will "advance" or "early bird" wagering be offered?  Yes  No  
If yes, when will such wagering begin: 8:00 a.m.
- 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:  
Quantum System Data Center, Scientific Games Racing/Autotote, Terry McWilliams,  
Expires: September 2012  
Secure PIN pads and Bet-Fund software will be installed on 50 BetJet self-service devices, with a target delivery date of July 22, 2009.

Bet-Fund™ is a service available through Scientific Games Racing that allows patrons to fund their wagering account or to fund a cash wagering session using their debit card. The service is available on a restricted basis through specific devices and is available only using debit cards (card-present / PIN-based transactions only). Credit cards are automatically rejected.

The service is comprised of the following components:

- o A BetJet self-service terminal
- o A banking network-certified PIN pad device with encryption technology that has been 'injected' into the PINPad hardware by a third party vendor under the supervision of Chase Paymentech The PIN pad device is installed on the BetJet self-service terminal
- o Bet-Fund terminal software, which provides the user interface on the BetJet terminal
- o An integration of Quantum System software with the banking network through Chase Paymentech, the payment processor

8. ADVANCE DEPOSIT WAGERING (ADW)

- A. Identify the ADW provider(s) to be used by the association for this race meeting:  
**Del Mar is currently in negotiations with Advanced Deposit Wagering companies including but not limited to: TVG, YouBet.com, Xpress-Bet.com and Twin Spires.com for internet and telephone wagering (live operator and IVR – Interactive Voice Response) on Del Mar content and via Southern California customers (during Del Mar’s season.) Del Mar will update the CHRB on the progress of these negotiations and pending agreements and provide final agreements upon completion.**

9. SIMULCAST WAGERING PROGRAM

- A. Simulcast organization engaged by the association to conduct simulcast wagering:  
**Southern California Off Track Wagering, Inc. “SCOTWINC”**
- B. Attach the agreement between the association and simulcast organization permitting the organization to use the association's live audiovisual signal for wagering purposes and providing access to its totalizator for the purpose of combining on-track and off-track pari-mutuel pools.  
**SCOTWINC Agreement is on file with CHRB**
- C. California simulcast facilities the association proposes to offer its live audiovisual signal:  
**Exhibit 3**
- D. Out-of-state wagering systems the association proposes to offer its live audiovisual signal:  
**Exhibit 4**
- E. Out-of-state wagering systems that will combine their pari-mutuel pools with those of the association:  
**Exhibit 5**
- F. For THOROUGHBRED racing associations, list the host track from which the association proposes to import out-of-state and/or out-of-country thoroughbred races. Include the dates imported races will be held, and whether or not a full card will be accepted. If the full card will not be imported, state “selected feature and/or stakes races”: **Exhibit 6**

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

THOROUGHBRED SIMULCAST RACES TO BE IMPORTED

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

## Exhibit 3

Alameda County Fair, Pleasanton  
Antelope Valley Fair, Lancaster  
Barona Resort & Casino, Lakeside  
Big Fresno Fair, Fresno  
Cabazon Fantasy Springs Casino, Indio  
California State Fair & Expo, Sacramento  
Earl Warren Showground's, Santa Barbara  
Fairplex Park, Pomona  
Fresno Club One, Fresno  
Golden Gate Fields, Albany  
Hollywood Park, Inglewood  
Humboldt County Fair, Ferndale  
Kern County Fair, Bakersfield  
Los Alamitos Racecourse, Los Alamitos  
Monterey County Fair, Monterey  
National Orange Show, San Bernardino  
Redwood Acres Fair, Eureka  
San Bernardino County Fair, Victorville  
San Joaquin County Fair, Stockton  
Santa Clara County Fair, San Jose  
Santa Anita Park, Arcadia  
Shalimar Sports Center, Indio  
Shasta District Fair, Anderson  
Solano County Fair, Vallejo  
Sonoma County Fair, Santa Rosa  
Sports Pavilion The Farmers Fair, Lake Perris  
Stanislaus County Fair, Turlock  
The Horsemen's Club, Santa Maria  
The Jockey Club, San Mateo  
Tulare County Fair, Tulare  
Ventura County Fair, Ventura  
Viejas Casino & Turf Club, Alpine

## Exhibit 4

AmWest Entertainment, KY  
 Arapahoe Park, Colorado  
 Arlington International Race Course, Illinois  
 Assiniboia Downs, Canada  
 Atlantic City Casino Assn., New Jersey  
 Atlantic City Race Course, New Jersey  
 Atokad Park, South Dakota  
 Balmoral Park, Illinois  
 Bangor Raceway, Maine  
 Barrie Raceway, Ontario  
 Belmont Gaming, New Hampshire  
 Beulah Park, Ohio  
 Birmingham Race Course, Alabama  
 Blue Ribbon Downs, Oklahoma  
 Bluff Runs Greyhound, Idaho  
 Buffalo Trotting Association, New York  
 Calder Race Course, Florida  
 Caliente, Mexico  
 Canterbury Park, Minnesota  
 Capital District OTB, New York  
 Catskill Regional OTB, New York  
 Caymanas Race Track, Jamaica  
 Charles Town Races, West Virginia  
 Chester Downs - Pennsylvania  
 Churchill Downs, Kentucky  
 Clinton Teletheatre, Canada  
 Coeur d' Alene Casino, Idaho  
 Colonial Downs, Virginia  
 Columbus Races, Nebraska  
 Connaught Park, Canada  
 Connecticut OTB, Connecticut  
 Cypress Bayou, Louisiana  
 Dairyland Greyhound Park, Wisconsin  
 Divi Carina Bay Casino, Louisiana  
 Delaware Park, Delaware  
 Delta Downs, Louisiana  
 Dover Downs, Delaware  
 Downs at Albuquerque, New Mexico  
 Edmonton Northlands, Canada  
 Elite Turf Club, Curacao  
 Ellis Park, Kentucky  
 Elmira Raceway, Ontario  
 European Simulco, Europe  
 Evangeline Downs, Louisiana  
 Fairgrounds Racecourse, Louisiana  
 Fair Meadows, Texas  
 Fairmount Park, Illinois  
 Finger Lakes Race Track, New York  
 Flamboro Downs, Ontario  
 Fonner Park, Nebraska  
 Fort Erie Racetrack, Canada  
 Foxwoods Casino (LVDC), Connecticut  
 Fraser Downs, British Columbia  
 Freehold Raceway, New Jersey  
 Gillespie County Downs, Texas  
 Greentrack, Alabama  
 Gulf Greyhound, Texas  
 Gulfstream Park, Florida  
 Hanover Raceway, Canada  
 Harrington Raceway & Simulcast, Delaware  
 Hastings Park, Canada  
 Hawthorne Race Course, Illinois  
 Hazel Park, Michigan  
 Hiawatha Downs, Ontario  
 Hipodromo Camarero, Puerto Rico  
 Hipodromo Presidente Remon, Panama  
 Ho-Chuck Casino, Connecticut  
 Hoosier Park, Indiana  
 Horsemen's Park, Nebraska  
 Indiana Downs, Indiana  
 Jackson Harness Raceway, Michigan  
 Kawartha Downs, Ontario  
 Keeneland, Kentucky  
 Kentucky Downs, Kentucky  
 Kentucky OTB, Kentucky  
 L' Hippodrome de Montreal, Canada  
 Las Vegas Dissemination Company, Nevada  
 Lebanon Trotting Club, Ohio  
 Les Bois Park, Idaho  
 Lewiston Raceway, Maine  
 Lien Games, North Dakota  
 Lincoln Greyhound Park, Rhode Island  
 Lone Star Race Park, Texas  
 Louisiana Downs, Louisiana  
 Manor Downs, Texas  
 Marquis Downs, Saskatchewan  
 Maryland Jockey Club, Maryland  
 Maywood Park, Illinois  
 Meskwaki Casino (LVDC), Oklahoma  
 Monmouth Park, New Jersey

Montana State Fair, Montana  
 Monticello Raceway, NY  
 Mountaineer Park, West Virginia  
 Mt. Pleasant Meadows, Michigan  
 Nassau Regional OTB, New York  
 Nebraska State Fair Park, Nebraska  
 Nevada Pari-Mutuel Association, Nevada  
 NJSEA, New Jersey  
 New Mexico State Fair, New Mexico  
 New York City OTB, New York  
 New York Racing Association, New York  
 Newport Jai-Alai, Rhode Island  
 Northfield Park, Ohio  
 Northlands Park, Canada  
 Northville Downs, Michigan  
 Northwest Racing Associates, Washington  
 Oaklawn Park, Arkansas  
 Ocean Downs, Maryland  
 Ontario Teletheatre, Ontario  
 Penn National Race Course, Pennsylvania  
 Philadelphia Park, Pennsylvania  
 Phumelela Gold, South Africa  
 Picov Downs, Canada  
 Pimlico Race Course, Maryland  
 Pinnacle Race Course, Michigan  
 Plainfield Greyhound Park, Connecticut  
 Pocono Downs, Pennsylvania  
 Portland Meadows, Oregon  
 Prairie Meadows, Iowa  
 Presque Isle Downs, Pennsylvania  
 Queensbury Downs, Saskatchewan  
 Raceway Park, Ohio  
 Racing and Gaming Services, St Kitts  
 Racing World UK, England  
 Remington Park, Oklahoma  
 Retama Park, Texas  
 Rideau Carleton Raceway, Canada  
 River Downs, Ohio  
 Roberts Television International, NV  
 Rockingham Park, New Hampshire  
 Royal River Racing, South Dakota  
 Royal Britannia Hub, Canada  
 Ruidoso Downs, New Mexico  
 Running Aces Harness Park, West Virginia  
 Saginaw Harness Raceway, MI  
 Sam Houston Park, Texas  
 Saratoga Raceway, New York  
 Scarborough Downs, Maine  
 Scioto Downs, Ohio  
 Seabrook Greyhound Park, NH  
 Sol Mutuel, St. George's, Grenada  
 Southland Greyhound Park, Arkansas  
 St. Croix Greyhound Park, Wisconsin  
 Stampede Park, Alberta  
 Sudbury Downs, Canada  
 Suffolk Downs, Massachusetts  
 Sunland Park Racetrack, New Mexico  
 Sun Ray Park, New Mexico  
 Tampa Bay Downs, Florida  
 Taunton Dog Track, New Hampshire  
 TBC Teletheatre, British Columbia  
 Texas Hub, Texas  
 The Meadows, Pennsylvania  
 The Racing Channel International, Europe  
 Thistledown Racing Club, Ohio  
 Thunder Ridge, Kentucky  
 Tioga Downs, New York  
 Tri-State Greyhound, West Virginia  
 Trois Rivieres, Canada  
 Truro Raceway, Canada  
 Turf de Venezuela, Venezuela  
 TVG, Los Angeles  
 Turf Paradise, Arizona  
 Turfway Park, Kentucky  
 Twin Spires, Kentucky  
 Valley Greyhound Park, Texas  
 Vernon Downs, New York  
 Western Fair, Ontario  
 Western Regional OTB, New York  
 Wheeling Downs, Canada  
 Windsor Raceway, Ontario  
 Woodbine Entertainment Corp, Ontario  
 Wonderland Park, Massachusetts  
 Wyoming OTB, Wyoming  
 XpressBet, Pennsylvania  
 Yavapai Downs, Arizona  
 Yonkers Raceway, New York  
 YouBet, Los Angeles  
 Zia Park, New Mexico

## Exhibit 5

AmWest Entertainment, KY  
 Arapahoe Park, Colorado  
 Arlington International Race Course, Illinois  
 Assiniboia Downs, Canada  
 Atlantic City Casino Assn., New Jersey  
 Atlantic City Race Course, New Jersey  
 Atokad Park, South Dakota  
 Balmoral Park, Illinois  
 Bangor Raceway, Maine  
 Barrie Raceway, Ontario  
 Belmont Gaming, New Hampshire  
 Beulah Park, Ohio  
 Birmingham Race Course, Alabama  
 Blue Ribbon Downs, Oklahoma  
 Bluff Runs Greyhound, Idaho  
 Buffalo Trotting Association, New York  
 Calder Race Course, Florida  
 Canterbury Park, Minnesota  
 Capital District OTB, New York  
 Catskill Regional OTB, New York  
 Charles Town Races, West Virginia  
 Chester Downs - Pennsylvania  
 Churchill Downs, Kentucky  
 Clinton Teletheatre, Canada  
 Coeur d' Alene Casino, Idaho  
 Colonial Downs, Virginia  
 Columbus Races, Nebraska  
 Connaught Park, Canada  
 Connecticut OTB, Connecticut  
 Cypress Bayou, Louisiana  
 Dairyland Greyhound Park, Wisconsin  
 Divi Carina Bay Casino, Louisiana  
 Delaware Park, Delaware  
 Delta Downs, Louisiana  
 Dover Downs, Delaware  
 Downs at Albuquerque, New Mexico  
 Edmonton Northlands, Canada  
 Elite Turf Club, Curacao  
 Ellis Park, Kentucky  
 Elmira Raceway, Ontario  
 European Simulco, Europe  
 Evangeline Downs, Louisiana  
 Fairgrounds Racecourse, Louisiana  
 Fair Meadows, Texas  
 Fairmount Park, Illinois  
 Finger Lakes Race Track, New York  
 Flamboro Downs, Ontario  
 Fonner Park, Nebraska  
 Fort Erie Racetrack, Canada  
 Foxwoods Casino (LVDC), Connecticut  
 Fraser Downs, British Columbia  
 Freehold Raceway, New Jersey  
 Gillespie County Downs, Texas  
 Greentrack, Alabama  
 Gulf Greyhound, Texas  
 Gulfstream Park, Florida  
 Hanover Raceway, Canada  
 Harrington Raceway & Simulcast, Delaware  
 Hastings Park, Canada  
 Hawthorne Race Course, Illinois  
 Hazel Park, Michigan  
 Hiawatha Downs, Ontario  
 Hipodromo Camarero, Puerto Rico  
 Ho-Chuck Casino, Connecticut  
 Hoosier Park, Indiana  
 Horsemen's Park, Nebraska  
 Indiana Downs, Indiana  
 Jackson Harness Raceway, Michigan  
 Kawartha Downs, Ontario  
 Keeneland, Kentucky  
 Kentucky Downs, Kentucky  
 Kentucky OTB, Kentucky  
 L' Hippodrome de Montreal, Canada  
 Las Vegas Dissemination Company, Nevada  
 Lebanon Trotting Club, Ohio  
 Les Bois Park, Idaho  
 Lewiston Raceway, Maine  
 Lien Games, North Dakota  
 Lincoln Greyhound Park, Rhode Island  
 Lone Star Race Park, Texas  
 Louisiana Downs, Louisiana  
 Manor Downs, Texas  
 Marquis Downs, Saskatchewan  
 Maryland Jockey Club, Maryland  
 Maywood Park, Illinois  
 Meskwaki Casino (LVDC), Oklahoma  
 Monmouth Park, New Jersey  
 Montana State Fair, Montana  
 Monticello Raceway, NY  
 Mountaineer Park, West Virginia

Mt. Pleasant Meadows, Michigan  
 Nassau Regional OTB, New York  
 Nebraska State Fair Park, Nebraska  
 Nevada Pari-Mutuel Association, Nevada  
 NJSEA, New Jersey  
 New Mexico State Fair, New Mexico  
 New York City OTB, New York  
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 Newport Jai-Alai, Rhode Island  
 Northfield Park, Ohio  
 Northlands Park, Canada  
 Northville Downs, Michigan  
 Northwest Racing Associates, Washington  
 Oaklawn Park, Arkansas  
 Ocean Downs, Maryland  
 Ontario Teletheatre, Ontario  
 Penn National Race Course, Pennsylvania  
 Philadelphia Park, Pennsylvania  
 Phumelela Gold, South Africa  
 Picov Downs, Canada  
 Pimlico Race Course, Maryland  
 Pinnacle Race Course, Michigan  
 Plainfield Greyhound Park, Connecticut  
 Pocono Downs, Pennsylvania  
 Portland Meadows, Oregon  
 Prairie Meadows, Iowa  
 Presque Isle Downs, Pennsylvania  
 Queensbury Downs, Saskatchewan  
 Raceway Park, Ohio  
 Racing and Gaming Services, St Kitts  
 Racing World UK, England  
 Remington Park, Oklahoma  
 Retama Park, Texas  
 Rideau Carleton Raceway, Canada  
 River Downs, Ohio  
 Roberts Television International, NV  
 Rockingham Park, New Hampshire  
 Royal River Racing, South Dakota  
 Royal Britannia Hub, Canada  
 Ruidoso Downs, New Mexico  
 Running Aces Harness Park, West Virginia  
 Saginaw Harness Raceway, MI  
 Sam Houston Park, Texas  
 Saratoga Raceway, New York  
 Scarborough Downs, Maine  
 Scioto Downs, Ohio  
 Seabrook Greyhound Park, NH  
 Sol Mutuel, St. George's, Grenada  
 Southland Greyhound Park, Arkansas  
 St. Croix Greyhound Park, Wisconsin  
 Stampede Park, Alberta  
 Sudbury Downs, Canada  
 Suffolk Downs, Massachusetts  
 Sunland Park Racetrack, New Mexico  
 Sun Ray Park, New Mexico  
 Tampa Bay Downs, Florida  
 Taunton Dog Track, New Hampshire  
 TBC Teletheatre, British Columbia  
 Texas Hub, Texas  
 The Meadows, Pennsylvania  
 The Racing Channel International, Europe  
 Thistledown Racing Club, Ohio  
 Thunder Ridge, Kentucky  
 Tioga Downs, New York  
 Tri-State Greyhound, West Virginia  
 Trois Rivieres, Canada  
 Truro Raceway, Canada  
 Turf de Venezuela, Venezuela  
 TVG, Los Angeles  
 Turf Paradise, Arizona  
 Turfway Park, Kentucky  
 Twin Spires, Kentucky  
 Valley Greyhound Park, Texas  
 Vernon Downs, New York  
 Western Fair, Ontario  
 Western Regional OTB, New York  
 Wheeling Downs, Canada  
 Windsor Raceway, Ontario  
 Woodbine Entertainment Corp, Ontario  
 Wonderland Park, Massachusetts  
 Wyoming OTB, Wyoming  
 XpressBet, Pennsylvania  
 Yavapai Downs, Arizona  
 Yonkers Raceway, New York  
 YouBet, Los Angeles  
 Zia Park, New Mexico

## EXHIBIT 6

Date	Host Track	Selected Feature and/or Stakes	GR	Purse	Distance
7/22/09	Belmont	The Coaching Club American Oaks	I	\$300,000	1 1/4 Miles
7/29/09	Saratoga	Schuylerville Stakes	III	\$100,000	6 Furlongs
7/30/09	Saratoga	Sanford Stakes	II	\$150,000	6 Furlongs
7/31/09	Saratoga	Lake George	III	\$150,000	1 1/16 Miles (turf)
8/1/09	Saratoga	The Diana	I	\$500,000	1 1/8 Miles (turf)
8/1/09	Saratoga	The Jim Dandy	II	\$500,000	1 1/8 Miles
8/2/09	Saratoga	Go For Wand	I	\$300,000	1 1/8 Miles
8/2/09	Saratoga	Fourstardave Handicap	II	\$150,000	1 1/16 Miles (turf)
8/2/09	Monmouth Park	The Taylor Made Matchmaker	III	\$200,000	1 1/8 Miles (turf)
8/2/09	Monmouth Park	The Oceanport Hcp	III	\$200,000	1 1/16 Miles (turf)
8/2/09	Monmouth Park	The Haskell Invitational Handicap	I	\$1,000,000	1 1/8 Miles
8/3/09	Saratoga	The Amsterdam	II	\$150,000	6 Furlongs
8/8/09	Saratoga	Whitney Handicap	I	\$750,000	1 1/8 Miles
8/8/09	Saratoga	The Test	I	\$300,000	7 Furlongs
8/8/09	Arlington	Secretariat Stakes	I	\$400,000	1 1/4 Miles (turf)
8/8/09	Arlington	Beverly D. Stakes (BC)	I	\$750,000	1 3/16 Miles (turf)
8/8/09	Arlington	Arlington Million XXVII (BC)	I	\$1,000,000	1 1/4 Miles (turf)
8/9/09	Saratoga	The Alfred G. Vanderbilt Handicap	II	\$250,000	6 Furlongs
8/9/09	Saratoga	Honorable Miss Handicap	II	\$150,000	6 Furlongs
8/12/09	Saratoga	NY Stallion Series Cab Calloway		\$150,000	1 1/8 Miles (turf)
8/13/09	Saratoga	NY Stallion Series Statue of Liberty		\$150,000	1 1/8 Miles (turf)
8/14/09	Saratoga	National Museum Hall of Fame Hcp	II	\$150,000	1 1/8 Miles (turf)
8/15/09	Monmouth Park	Monmouth BC Oaks	III	\$200,000	1 1/16 Miles
8/15/09	Saratoga	Sword Dancer Invitational Hcp	I	\$500,000	1 1/2 Miles (turf)
8/15/09	Emerald Downs	Washington BC Oaks		\$100,000	1 1/8 Miles
8/16/09	Saratoga	The West Point		\$100,000	1 1/8 Miles (turf)
8/16/09	Emerald Downs	Emerald Breeders' Cup Distaff		\$100,000	1 Mile
8/16/09	Emerald Downs	Longacres Mile	III	\$300,000	1 Mile

## EXHIBIT 6

8/19/09	Saratoga	The Adirondack	II	\$150,000	6 ½ Furlongs
8/20/09	Saratoga	The Saratoga Special	II	\$150,000	6 ½ Furlongs
8/21/09	Saratoga	Lake Placid Handicap	II	\$150,000	1 1/8 Miles (turf)
8/22/09	Monmouth Park	The Phillip H. Iselin Handicap	III	\$300,000	1 1/8 Miles
8/22/09	Saratoga	Alabama Stakes	I	\$600,000	1 1/4 Miles
8/23/09	Saratoga	The Yaddo		\$100,000	1 1/8 Miles (turf)
8/26/09	Saratoga	The Albany		\$150,000	1 1/8 Miles
8/28/09	Saratoga	Bernard Baruch	II	\$200,000	1 1/8 Miles (turf)
8/29/09	Saratoga	Travers Stakes	I	\$1,000,000	1 1/4 Miles
8/29/09	Saratoga	King's Bishop	I	\$300,000	7 Furlongs
8/29/09	Saratoga	The Victory Ride	III	\$100,000	6 Furlongs
8/29/09	Saratoga	The Ballston Spa	II	\$200,000	1 1/16 Miles (turf)
8/29/09	Saratoga	Ballerina Handicap	I	\$300,000	7 Furlongs
8/30/09	Saratoga	Personal Ensign Handicap	I	\$400,000	1 1/4 Miles
8/30/09	Monmouth Park	The Molly Pitcher BC	II	\$300,000	1 1/16 Miles
9/4/09	Saratoga	The With Anticipation	II	\$100,000	1 Mile (turf)
9/5/09	Delaware Park	The Kent Stakes	III	\$250,000	1 1/8 Miles (turf)
9/5/09	Saratoga	Forego Handicap	I	\$300,000	7 Furlongs
9/5/09	Saratoga	The Woodward	I	\$500,000	1 1/8 Miles
9/5/09	Monmouth Park	The Sapling	III	\$150,000	6 Furlongs
9/5/09	Arlington	Washington Park Handicap	III	\$300,000	1 3/8 Miles
9/5/09	Arlington	Arlington-Washington Futurity	III	\$150,000	1 Mile
9/5/09	Arlington	Arlington-Washington Lassie	III	\$100,000	1 Mile
9/6/09	Monmouth Park	The Red Bank	III	\$175,000	1 Mile (turf)
9/6/09	Saratoga	The Spinaway	I	\$300,000	7 Furlongs
9/6/09	Saratoga	Saranac Handicap	III	\$100,000	1 3/16 Miles (turf)
9/7/09	Arlington	Sea o' Erin		\$100,000	1 Mile (turf)
9/7/09	Arlington	Pucker Up Stakes	III	\$200,000	1 1/8 Miles (turf)
9/7/09	Arlington	Stars and Stripes	III	\$125,000	1 1/2 Miles (turf)
9/7/09	Saratoga	Glen Falls Handicap	III	\$100,000	1 3/8 Miles (turf)

## EXHIBIT 6

9/7/09	Saratoga	Hopeful Stakes	I	\$250,000	7 Furlongs
9/7/09	Emerald Downs	Emerald Downs BC Derby		\$100,000	1 1/8 Miles
9/7/09	River Downs	Miller G.D. Cradle Stakes		\$200,000	1 1/16 Miles
9/7/09	Philadelphia Park	Pennsylvania Derby	II	\$750,000	1 1/8 Miles

## Full &amp; Partial Cards

Arlington Park: July 22, 2009 – September 7, 2009

Belmont Park: July 22, 2009 – July 26, 2009 & September 9, 2009

Calder Race Course: July 22, 2009 – September 7, 2009

Canterbury Park – Claiming Crown Day – July 25, 2009

Colonial Downs: July 24, 2009 – August 2, 2009

Delaware Park: September 9, 2009

Ellis Park: July 22, 2009 – September 7, 2009

Louisiana Downs: July 22, 2009 – September 7, 2009

Monmouth Park: July 22, 2009 – September 7, 2009

Mountaineer Park: August 1, 2009

Penn National: September 9, 2009

Philadelphia Park: September 9, 2009

Saratoga Race Course: July 29, 2009 – September 7, 2009

Turfway Park: September 9, 2009

Yavapai Downs: July 22, 2009 – September 9, 2009

Woodbine: July 22, 2009 – September 7, 2009

Hastings Park: July 24, 2009 – September 7, 2009

Northlands Park: July 22, 2009 – September 7, 2009

LARC (South America) via Maryland Hub: July 22, 2009 – September 7, 2009

QUARTER HORSE SIMULCAST RACES TO BE IMPORTED

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

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

HARNESS SIMULCAST RACES TO BE IMPORTED

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

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

OTHER BREED SIMULCAST RACES TO BE IMPORTED

9/6/09	Ruidoso	All American Derby	I	\$750,000	440 Yards
9/7/09	Ruidoso	All American Futurity	I	\$2,000,000	440 Yards

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

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

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

10. CHARITY RACING DAYS

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

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

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

<b>David H. Batchelder</b> 12400 High Bluff Drive, Ste. 600 San Diego, CA 92130	<b>Rollin Baugh</b> P.O. Box 2461 Rancho Santa Fe, CA 92067
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<b>Dr. James R. Buell</b> 4790 Caughlin Pkwy # 518 Reno, NV 89509	<b>Joseph W. Harper</b> P.O. Box 700 Del Mar, CA 92014
<b>Jon S. Kelly</b> Tres Palomas P.O. Box 2574 Rancho Santa Fe, CA 92067	<b>Terrence J. Lanni</b> 1585 Orlando Road Pasadena, CA 91106
<b>Warner C. Lusardi</b> Lusardi Construction Company 1570 Linda Vista Drive San Marcos, CA 92078	<b>Marie G. Moretti</b> 1140 35 <sup>th</sup> Street Sacramento, CA 95816
<b>Thomas C. Stickel</b> 50 Blue Anchor Cay Road Coronado, CA 92118	<b>Robert S. Strauss</b> Akin, Gump Strauss, Hauer & Feld 1333 New Hampshire Ave., N.W. Washington DC 20036
<b>Martin J. Wygod</b> The Wygod Group P.O. Box 676306 Rancho Santa Fe, CA 92067	

- C. Dates the association will conduct races as charity racing days OR:
- D. Will the association pay the distributing agent an amount equal to the maximum required under B&P Code Section 19550(b)?  Yes

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

**11. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT**

- |                                |                                    |
|--------------------------------|------------------------------------|
| A. Association Veterinarian(s) | <b>Jill Bailey, DVM</b>            |
| Clerk of Scales                | <b>Ruben Hernandez</b>             |
| Assistant Clerk of Scales      | <b>Charles McCaul</b>              |
| Clerk of the Course            | <b>Melanie Stubblefield</b>        |
| Film Specialist                | <b>Ruben Hernandez</b>             |
| Horse Identifier               | <b>Dianne Piper</b>                |
| Horseshoe Inspector            | <b>Victor Tovar</b>                |
| Paddock Judge                  | <b>Dawn Jackson / Ken Goldberg</b> |
| Patrol Judges                  | <b>Sue Brent</b>                   |
|                                | <b>Heather Correa</b>              |
| Placing Judges                 | <b>Robert Moreno</b>               |
|                                | <b>Tora Yamaguchi</b>              |
|                                | <b>Merry Young</b>                 |
| Starter                        | <b>Gary Brinson</b>                |
| Timer                          | <b>Steve Stute</b>                 |

- B. Management officials in the racing department:
 

Vice President, Racing	<b>Thomas S. Robbins</b>
Racing Secretary	<b>Thomas S. Robbins</b>
Assistant Racing Secretary	<b>Rick Hammerle</b>
Paymaster of Purses	<b>Bridget Crawford</b>
Others (identify by name and title)	N/A
  
- C. Name, address and telephone number of the reporter employed to record and prepare transcripts of hearings conducted by the stewards:
 

**Barbara Weinstein, PMB 265**  
**9582 Hamilton Ave, Huntington Beach, CA 92646, (714) 964-7102**
  
- D. Photographic device to be used for photographing the finish of all races, name of the person supplying the service, and expiration date of the service contract:
 

**Plusmic Corporation, William O'Brien, Digital Photo Finish Only**  
**Contract expires 12/31/2011**
  
- 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.
 

**David Loignón, Churchill Downs Simulcast Productions, Inc.**  
**Expiration: 12/31/11 Equipment list on file with the Board.**  
**For all dirt and turf races, video patrol will utilize five manned cameras. Four tower cameras show the backstretch head-on (Training Track Camera Tower), far turn and stretch run back view (Quarter Chute Camera Tower) and stretch run head-on (Livestock Barn Camera Tower). Two pan cameras located adjacent to the placing judges room in the Press Box cover the entire race. Additionally, we have a pan camera on the 7th floor, which covers the entire race in 16 x 9 format for our video board presentation.**
  
- F. Type of electronic timing device to be used for the timing of all races, name of the person supplying the service, and expiration date of the service contract: **Trakus, Trakus Incorporated, 12/2009 with backup system solely owned by Association.**

**12. SECURITY CONTROLS**

- A. Name and title of the person responsible for security controls on the premises. Include an organizational chart of the security department and a list of the names of security personnel and contact telephone numbers. **Exhibit 7**
  
- B. Estimated number of security guards, gatemen, patrolmen or others to be engaged in security tasks on a regular full-time basis: **75**
  - 1. Attach a written plan for enhanced security for graded/stakes races, and races of \$100,000 or more, to include the number of security guards in the restricted areas during a 24-hour period and a plan for detention barns. **Exhibit 8**
  
  - 2. Detention Barns:
    - A. Attach a plan for use of graded stakes or overnight races. **Exhibit 9**

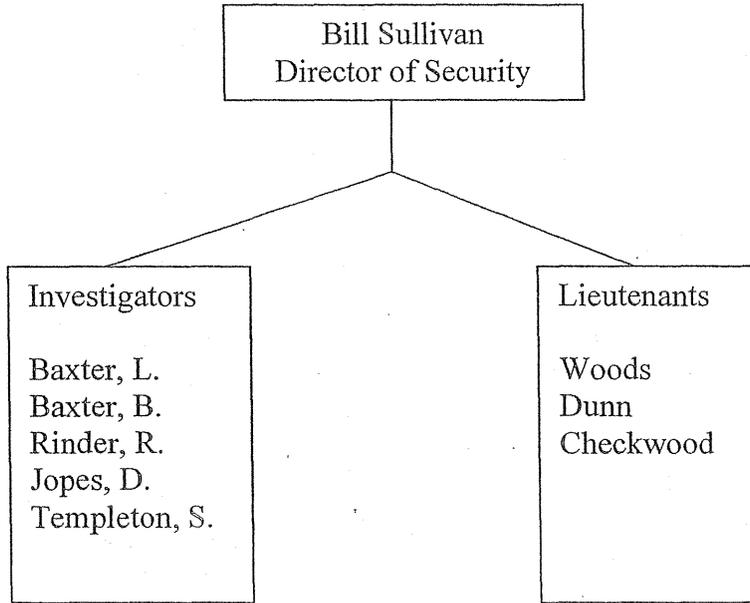
Exhibit 7

Security Personnel

Person responsible for security controls on the premises:

Bill Sullivan, Director of Security.

Security Department:\*



Contact Information

Bill Sullivan	Work 858-755-1141 ext. 3652, Home 760-753-6003
Sam Templeton	Work 858-755-1141 ext. 3698
All others	Work 858-755-1141 ext. 3650

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

### Exhibit 8

This memorandum provides additional detail regarding enhanced security for graded stakes at the 2009 race meet. In 2004, Del Mar was the first track in California to implement enhanced security for all graded stakes. Working in conjunction with TOC and CTT, Del Mar set the stage for further development of security procedures at Fairplex, Oak Tree, Santa Anita and Hollywood Park.

Components of the 2009 plan include the following:

1. Assignment of event security personnel to each graded stakes entry beginning no less than six (6) hours prior to post-time for the race;
2. Training of event security personnel by the Del Mar racing office, Del Mar security supervisors and CHRB investigators;
3. Provision and monitoring of log/surveillance sheets requiring all individuals entering the stall of an entrant to provide license information and purpose of entry;
4. Hand-held digital video cameras for all event surveillance personnel to record activity by persons entering stalls;
5. Total carbon dioxide (TCO<sub>2</sub>) level testing of entries in all races consistent with the testing at preceding race meets;
6. Compliance with TCO<sub>2</sub> detention barn procedures, protocols and disciplinary procedures as set forth in agreements with TOC and CTT. A copy of current protocols and procedures is attached as Exhibit 10.
7. Enhanced authority to conduct additional supplementary testing as set forth in Section 22 of Del Mar's 2009 stall application, a copy of which is attached.

## Exhibit 9

## Detention Barn Plan for Use of Graded Stakes or Overnight Races

1. Assignment of event security personnel to each graded stakes entry beginning no less than six (6) hours prior to post-time for the race;
2. Training of event security personnel by the Del Mar racing office, Del Mar security supervisors and CHRB investigators;
3. Provision and monitoring of log/surveillance sheets requiring all individuals entering the stall of an entrant to provide license information and purpose of entry;
4. Hand-held digital video cameras for all event surveillance personnel to record activity by persons entering stalls

B. Number of security guards in the detention barn area during a 24-hour period.  
**12 in barn area, available as needed in detention barn area.**

C. Describe number and location of surveillance cameras in detention barn area.  
**For the meet we will be utilizing five or more Barn Master stalls, as needed, located east of Barn "A" as our detention barn. The exact layout has yet to be determined, but we will install fixed cameras in each of the five detention stalls as well as fixed cameras viewing the shedrow from both directions. As with the barn area, surveillance control and viewing will be from the CHRB Investigators' office on the Frontside.**

3. TCO2 Testing:

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

**All**

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

**Exhibit 10**

C. Plan for detention barns for repeat offenders.

**Exhibit 10**

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

**Assigned as needed**

C. Describe the electronic security system:

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

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

**Del Mar Thoroughbred Club utilizes seven pan/tilt/zoom cameras located at various places in the barn area. The images from these cameras are recorded on disk drives and stored for up to three weeks before being rerecorded. Control of these cameras is located in the Investigators' Office of the CHRB during the meet.**

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

13. EMERGENCY SERVICES

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

**Huntington Ambulance, Box 145, Sunset Beach, CA 90742, (562) 904-1550**

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

**Fairplex: Cole-Schaefer Ambulance Service, 324 N. Towne Avenue, Pomona, CA 91767, (800) 966-4727**

**Santa Anita: Huntington Ambulance Service – See (A) above**

**San Luis Rey Downs: Fallbrook/Bonsall Fire Department/Paramedics (760) 723-2005**

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

**The on-site medical clinic at Del Mar Thoroughbred Club is located at the east end of the grandstand facility, with easy access from the track. The facility includes 4 patient beds (1 private room, 3 curtain areas). There are 4 EMTs, 1 nurse and 1 doctor on site every racing**

Exhibit 10

Track is entitled to perform physiological tests consisting of the taking of blood samples from owners' horses entered in races to be conducted at the 2009 Meet. It is the understanding of the parties that such samples will be tested for bicarbonate levels. Trainers of horses showing a total carbon dioxide (TCO<sub>2</sub>) of 37 millimoles per liter of plasma or more, and owners' horses within their control, will be subject to the following:

- A. **1<sup>st</sup> Offense** – For the first test that results in a total carbon dioxide (TCO<sub>2</sub>) of 37 millimoles per liter of plasma or more, the registered trainer of such horse may have his/her barn, and all owners' horses stabled therein, subject to “earned surveillance” for a period of 45 days from the date of the infraction. Such earned surveillance will be conducted at TRACK’s sole discretion, and may include, but not be limited to, the placing of surveillance cameras with recording devices in any location within that barn that Track deems necessary and appropriate to ensure the integrity of racing. Additionally, owners' horses entered by said trainer anytime within a period of 30 days after notification of the first offense, may be subject to confinement in a detention barn beginning at noon on the day before said horse is scheduled to compete. Such detention barn will be established at management’s sole discretion, with the costs of such detention/surveillance including, but not limited to, \$150.00 for security and \$25.00 for stall renovation per horse/entrant, being born by the trainer or owner of such horse.
- B. **2nd Offense** – For the second test that results in a total carbon dioxide (TCO<sub>2</sub>) of 37 millimoles per liter of plasma or more, the registered trainer of such horse shall be prohibited from entering any owners' horse within his/her care in a race for a period of 15 race days.
- C. **3rd Offense** – For the third test that results in a total carbon dioxide (TCO<sub>2</sub>) of 37 millimoles per liter of plasma or more, the registered trainer of such horse shall be expelled from TRACK’s enclosure for a period of one year, and shall further be precluded from entering any owners' horses within his care for the balance of Track’s 2009 Meet.

Track further agrees that it shall enforce these penalties when imposed as a result of similar contract provisions with other racing associations in California. By way of example only, Track agrees that should any horse running at its meet

be subject to detention barn confinement as the result of a positive at another association, Track will continue to require detention barn confinement for the remainder of said 30 day period. Also by way of example, should a trainer have a TCO2 positive or positives at a race meet other than its own and a subsequent positive at Track's race meet or at another associations meet, Track will enforce paragraph B, and may, at its discretion, enforce paragraph C above as though the original positive(s) had taken place at its meet.

day. There are two ambulances on site as well. The equipment contained in the medical clinic includes:

- Oxygen at each station
- Cardiac monitor
- AED
- Otoscope
- Ophthalmoscope
- Surgical equipment (used for laceration repair and suture removal)

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

All medical doctors can be reached by contacting the medical clinic directly at (858) 755-1141 ext. 2814 or through our Security Office by calling ext. 3650. The medical clinic and all EMTs also have radios that monitor the security channel. Medical calls are dispatched by way of radio. Our doctors come from Del Mar Medical and rotate on site for the racing days. The doctors include:

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

1. Name address and emergency telephone number of hospital located within 1.5 miles of the racetrack, which whom an agreement is in place to provide emergency medical services:

N/A

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

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

Scripps La Jolla  
988 Genesee Ave., La Jolla, CA 92037 858-626-4123

Scripps Encinitas  
354 Santa Fe Drive, Encinitas, CA 92024 760-753-4123

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

Exhibit 11

G. Name of health and safety manager and assistant manager responsible for compliance of health and safety provisions pursuant to B& P Code 19481.3(d):

Health and Safety Manager (Risk Manager): Kimberly Jacobson  
Assistant Manager to be hired in July.

H. Attach a fire clearance from the fire authority having jurisdiction over the premises.  
Inspection scheduled for July 17, 2009

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

Zenith Insurance Company, Policy No.: Z047828009, Effective 3/31/09 – 3/31/10

Exhibit 11  
Del Mar Thoroughbred Club  
Jockey, On-Track Accident Response Program

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

**Program Elements:**

**I. Medical Professionals On-Site During Racing - Summary**

DMTC maintains licensed medical and first aid professionals that comply with the levels established by the horse racing industry. In addition to a full time nurse and physician, who are on duty during live racing, DMTC maintains an ambulance crew, staffed by two certified Emergency Medical Technicians (EMT's). Other EMT's are on site should an incident occur where more than two are required for response. In addition, municipal fire department (with EMT's) and paramedic services are readily available as these services are co-located with the track.

**II. Area Hospitals and Rapid Admittance**

- a. DMTC maintains a working relationship with two area hospitals, both members of the Scripps Hospital and Healthcare family of operations. The hospitals are found in either La Jolla, just south of the DMTC track, or Encinitas, just north of the track.
- b. The Scripps triage and base station is located at the La Jolla hospital and all decisions on where a rider will be seen are made there at the time of a reported incident and subsequent transport. DMTC will not know where a rider is being taken until such time that municipal transport has been initiated and we are advised as to which facility they are directed to.
- c. The addresses of the hospitals are:
  - a. Scripps La Jolla  
9888 Genesee Avenue  
La Jolla, CA 92037  
Tel: 858.626.4123

Exhibit 11  
Del Mar Thoroughbred Club  
Jockey, On-Track Accident Response Program

- b. Scripps Encinitas  
354 Santa Fe Drive  
Encinitas, CA 92024  
Tel: 760.633.6501

**III. The DMTC Safety and Health and Program Manager**

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

Both the Safety and Assistant Safety Manager can be reached at the following extensions, Ext. 4233 or Ext. 3225 respectively. As needed, the DMTC Operator or security Dispatch can assist with obtaining alternate contact numbers as well.

**IV. On-site First Aid Facilities and Staffing**

- a. Physicians and Nurses – the DMTC program includes a licensed physician and nurse during all live racing periods. During training periods, certified Emergency Medical Technicians are on site.
- b. Emergency Medical Technicians – EMT's are on site at all times that either training or live racing is taking place. EMT's follow the field during live racing and are in radio contact with the on-site medical clinic and Safety Manager at all times.
- c. Municipal Response Capabilities- DMTC is located on a State of California Fairgrounds. As such, we enjoy the benefits of the Del Mar Fire Department municipal fire service and Emergency Medical Technicians or Paramedics that are stationed on the grounds. If the on-site station has responded to an off-site emergency, the Rancho Fire Service dispatch will send the closest responding unit available.

**V. Ambulance and Medical Transport Protocols**

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

Exhibit 11  
Del Mar Thoroughbred Club  
Jockey, On-Track Accident Response Program

## VI. The Emergency Medical Plan

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

### General Conditions

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

### Response During Training Periods

- During training periods, EMT's will determine the nature and extent of any injuries and whether transport to a medical facility is necessary,
- The DMTC Security Dispatch will be notified immediately of any rider incident on-track or otherwise during training periods and will assist the Huntington Ambulance EMT's with securing additional medical help or directions to which medical facility the rider(s) shall be transported,
- Incidents with injuries not requiring transport to one of the local hospitals identified within this program, will be treated on-track or at the DMTC medical clinic based upon EMT judgment,
- Any on-track accidents during training periods will be immediately reported to the Safety Manager, for analysis review and additional reporting as might be required.

### Accidents During Live Racing

- EMT's following the racing field will immediately respond to on-track accidents; simultaneously, the on-track physician and nurse will be made aware the incident via radio contact, observation of the race via closed –circuit television or as advised by the DMTC Safety or Security Staff,
- As needed, additional medical assistance will be summoned from local municipal resources,
- Riders will be transported to the on-site medical facility for initial review, observation and triage,

Exhibit 11  
Del Mar Thoroughbred Club  
Jockey, On-Track Accident Response Program

- To the extent possible, all medical care will be provided by the professionals within the DMTC medical clinic,
- DMTC Safety and Security staff will immediately respond to the medical clinic to assist with event management and access control to the medical clinic,
- Depending on the nature and severity of injuries, the rider(s) may be transported to one of the local hospitals noted within this plan for further emergency medical care and treatment as is needed,
- Any on-track accidents during live racing will be immediately reported to the Safety Manager, for analysis review and additional reporting as might be required.

**Please note:** Under no circumstances will information regarding the medical condition of a rider be provided to members of the media or others. Any such request should immediately be referred to the member of the DMTC Risk Management staff at the medical clinic who will assure proper DMTC personnel are notified of the request.

#### VII. Posting This Plan

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

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

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

#### III. Version

This plan is version 7-07.2. The plan will be reviewed annually prior to the DMTC live racing meet and appropriate changes and updates will be made. Regulatory and/or legislative changes that may modify this plan will be included as will any changes in medical providers and/or ambulance transport services.

Exhibit 11 Continued  
 Del Mar Thoroughbred Club  
 Programa de Repuesta a Accidentes de Jinetes en la Pista

**Resumen:** El Club Del Mar Thoroughbred (siglas en Ingles DMTC) esta comprometido a la salud y seguridad en general de todos los jinetes profesionales que son miembros de la comunidad de carreras y del (DMTC). Una gran parte de este compromiso es el de proveer servicios médicos y de primeros auxilios, en el caso de que algún jinete necesite de esos servicios, o al estar involucrado en un accidente que requiera primeros auxilios o asistencia medica de emergencia. El DMTC toma muy seriamente este papel de proveer primeros auxilios, cuidados médicos y transportación, cuando se necesiten. Este programa define el plan, elementos y procedimientos que el DMTC seguirá, en caso de que suceda un evento donde una asistencia médica pueda ser necesaria.

**Elementos del Programa:**

**I. Profesionales Médicos En-Sitio Durante las Carreras - Sumario**

El DMTC mantiene médicos y de técnicos de primeros auxilios profesionales y certificados que cumplen con todos los niveles establecidos por la industria de caballos de carreras. Además de contar con la presencia de una enfermera y un doctor de tiempo completo prestando servicios durante las carreras, el DMTC mantiene un equipo de ambulancia cubierto por dos Técnicos de Emergencias Médicas (siglas en Ingles EMT's). Otros EMT's adicionales se encuentran en el sitio por si algún incidente llegara a ocurrir en el que se necesitaran mas de dos personas para responder a la emergencia. Adicionalmente, el Departamento Municipal de Bomberos (con EMT's) y Servicios Paramédicos están disponibles ya que estos servicios se encuentran localizados en el hipódromo.

**II. Admisión Rápida en Hospitales del Área**

- a. El DMTC mantiene relaciones laborales con dos hospitales del área, ambos son miembros de la familia de operaciones del Hospital Scripps y Cuidados de Salud (nombre en Ingles Healthcare). Los hospitales se encuentran en la Jolla, o al sur del hipódromo del DMTC, o Encinitas al norte del hipódromo.
- b. La base de emergencia del hospital Scripps esta localizada en la Jolla y todas las decisiones para determinar si el jinete va a ser visto en ese lugar son hechas al tiempo de reportar el incidente y durante la transportación. El DMTC no tendrá conocimientos hacia donde se llevara al jinete hasta que el transporte municipal haya sido iniciado y se nos haga saber a cual hospital se dirigen.
- c. Las direcciones de los hospitales son:
  - a. Scripps La Jolla  
 9888 Genesee Avenue  
 La Jolla, CA 92037  
 Tel: 858.626.4123

Exhibit 11 Continued  
 Del Mar Thoroughbred Club  
 Programa de Respuesta a Accidentes de Jinetes en la Pista  
 b. Scripps Encinitas  
 354 Santa Fe Drive  
 Encinitas, CA 92024  
 Tel: 760.633.6501

### III. El Administrador del Programa de Seguridad y Salud del DMTC

- a. El Administrador de Riesgos del DMTC actúa como Administrador de Seguridad y coordinador del Programa de Tratamiento de los Jinetes en caso de accidentes en la pista de carreras.
- b. El DMTC también mantiene un Asistente de Seguridad y un Administrador de Salud ( El Asistente al Administrador de Riesgos) durante el periodo de carreras en vivo en caso de que el Administrador de Seguridad no este disponible.

Los dos Administradores de Seguridad y su Asistente pueden ser localizados en las extensiones a continuación, Ext. 4233 o Ext. 3225 respectivamente. Cuando sea necesario, la Operadora o Despacho de Seguridad del DMTC pueden ser contactados para obtener otros números pertinentes.

### IV. Facilidades y Personal de Primeros Auxilios En-Sitio

a. Médicos y Enfermeras – el programa del DMTC incluye un medico certificado y una enfermera durante todos los periodos de carreras en vivo. Durante los periodos de entrenamiento, Técnicos de Emergencias Medicas están a la disposición en la pista.

b. Técnicos de Emergencias Medicas – Los EMT's se encuentran en la pista todo el tiempo ya sea durante entrenamientos o cuando las carreras en vivo estén sucediendo. Los EMT's siguen la carrera en vivo durante su duración y están en contacto radiofónico siempre con la clínica de la pista y el Administrador de Seguridad.

c. Capabilidades de Respuesta por parte del Municipio- El DMTC esta localizado en la zona de ferias del Estado de California. Por consecuencia, disfrutamos de los beneficios de servicios proporcionados por el Departamento de Bomberos y de los Técnicos de Emergencias Medicas de la ciudad de Del Mar que se encuentran localizados en los terrenos del Hipódromo. Si la estación que se encuentra en nuestras facilidades responde a una emergencia fuera de los terrenos del Hipódromo, entonces el servicio de despachadores del Departamento de Bomberos del Rancho mandara la unidad disponible más cercana.

### V. Protocolos para los Transportes Médicos y de Ambulancia

- a. Servicios Contratados de Ambulancias – El DMTC tiene contratos con el Servicio de Ambulancias de Huntington que proveen respuestas a emergencias médicas en la pista y que también puede proveer servicios de transportación durante horas de entrenamiento. Dependiendo del tiempo y la naturaleza del incidente, y el número de jinetes

Exhibit 11 Continued  
Del Mar Thoroughbred Club  
Programa de Repuesta a Accidentes de Jinetes en la Pista  
involucrados, el transporte puede ser referido o hacerse con la ayuda  
de los servicios municipales.

- b. Servicios Municipales Locales – El Departamento de Bomberos de la ciudad de Del Mar y otros localizados en el área de servicios de incendios del Rancho pueden responder en caso de necesidad o si se les llama al sitio. El Servicio de Bomberos del Rancho, responderá con Técnicos de Emergencias Medicas en los Camiones de Bomberos y Paramédicos que están asignados a las ambulancias municipales.

**VI. El Plan de Emergencias Médicas**

Estos pasos deberán ser seguidos en el caso de que suceda un accidente en la pista:

**Condiciones Generales**

- Los Técnicos de Emergencias Medicas en el sitio responderán a cualquier accidente en el que encuentre involucrado un jinete o cuando se le pida su ayuda. Esa respuesta ocurrirá durante periodos de entrenamiento o carreras en vivo.
- Si un incidente requiere transportación, el hospital será contactado y notificado de la transportación del paciente. (El Hospital Scripps de La Jolla sirve como coordinador de servicios de emergencia (triage) y es la base para todos los incidentes que requieran cuidados de emergencia, ellos son responsables de dirigir al equipo de transportación médica a que hospital deben responder.)

**Respuestas Durante Periodos de Entrenamiento**

- Durante los periodos de entrenamiento, los Técnicos de Emergencias Medicas deberán determinar la naturaleza y magnitud de cualquier lesión y determinar si es necesario trasportar a la persona a una facilidad medica,
- El Despachador de Seguridad del DMTC será notificado inmediatamente de cualquier incidente de jinetes en la pista o de otro modo durante periodos de entrenamiento y asistirá a los Técnicos de Emergencias Medicas de la ambulancia de Huntington a asegurar otra asistencia medica o direcciones a la facilidad medica donde deberá ser transportado el jinete(s),
- Incidentes con lesiones que no necesiten transportación a alguno de los hospitales locales identificados dentro de este programa, serán tratados en la pista o en la clínica medica del DMTC basándose en el criterio del Técnico de Emergencia Medica,
- Cualquier accidente en la pista durante periodos de entrenamiento será reportado inmediatamente al Administrador de Seguridad para ser analizado y repasado y para proveer reportes adicionales que puedan ser requeridos.

Exhibit 11 Continued  
Del Mar Thoroughbred Club

Programa de Respuesta a Accidentes de Jinetes en la Pista

Accidentes Durante las Carreras en Vivo

- Los Técnicos de Emergencias Medicas EMT's que siguen la carrera de caballos en vivo responderán inmediatamente a accidentes en la pista; simultáneamente el Medico y Enfermera serán notificados por radio, observación de la carrera vía circuito de televisión cerrado o al ser asesorados por el personal de Seguridad del DMTC,
- Cuando sea necesario, asistencia medica adicional será convocada de los recursos municipales locales,
- Los Jinetes serán transportados a la facilidad medica en la pista para un examen inicial, observación y para determinar que tipo de cuidado medico ameritan sus lesiones (triage),
- Cuando se posible, todo el cuidado medico será proveído por los profesionales dentro de la clínica medica del DMTC,
- El personal de Seguridad y Vigilancia del DMTC responderá inmediatamente a la clínica medica para asistir con supervisión del evento y acceso y control a la clínica medica,
- Dependiendo de la naturaleza y gravedad de las lesiones, el/los jinete(s) podrán ser transportados a hospitales locales incluidos en este plan para recibir cuidados o tratamientos médicos conforme sean requeridos,
- Cualquier accidente en la pista durante una carrera en vivo será reportado inmediatamente al Administrador de Seguridad para ser analizado y repasado y para proveer reportes adicionales que puedan ser requeridos.

Por favor observe: Bajo ninguna circunstancia se proveerá información sobre la condición médica de un jinete a las fuentes informativas o a otros medios. Cualquier petición de información será referida inmediatamente al miembro del personal de Administración de Riesgos en la clínica que se asegurara de que el personal apropiado del DMTC es notificado de la solicitud.

#### VIII. Como se Exhibirá este Plan

El Plan del DMTC para Respuesta a Accidentes en la Pista para Jinetes será exhibido en Ingles y en Español en las áreas a continuación:

- a. El Cuarto de Jinetes localizado en el primer piso de la Tribuna del Clubhouse (Sede del Club)
- b. Las facilidades medicas en-sitio del DMTC, y
- c. El Despacho de Seguridad del DMTC

Copias adicionales del plan serán mantenidas en la oficina del Administrador de Riesgos localizada en el Edificio de Operaciones.

Exhibit 11 Continued  
Del Mar Thoroughbred Club  
Programa de Respuesta a Accidentes de Jinetes en la Pista

**III. Versión**

Este plan es la versión 7-07.2. El plan se revisara anualmente antes del principio de la temporada de carreras del DMTC y se harán los cambios y actualizaciones apropiados. Cambios de tipo regulatorio/legislativo podrán modificar este plan y serán incluidos al la vez que cualquier otro cambio a los proveedores médicos o de servicios de transporte de ambulancias.

- J. Attach a Certificate of Insurance for workers' compensation coverage. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of insurance that secures the liability of the association for payment of workers' compensation.

**Exhibit 12**

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

**14. CONCESSIONAIRES AND SERVICE CONTRACTORS**

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

**Exhibit 13**

**15. ON-TRACK ATTENDANCE/FAN DEVELOPMENT**

- A. Describe any promotional plans:

The 2009 Del Mar season will feature an extensive promotional calendar that will include events and activities for seasoned fans, young adults and families. From festivals and concerts to giveaways and family days, the 2009 season at Del Mar will offer something for everyone. A detailed 2009 marketing plan and budget are submitted in Exhibit 14 (binder).

- B. Number of hosts and hostesses employed for meeting:

We employ approximately 42 customer service representatives on weekdays (Wednesday and Thursday) and 52 on weekends (Friday, Saturday and Sunday).

- C. Describe facilities set aside for new fans:

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

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

**ACORD™ CERTIFICATE OF LIABILITY INSURANCE** DATE (MM/DD/YYYY)  
3/20/2009

PRODUCER (415) 957-0600 FAX: (415) 957-0577  
 MOC Insurance Services  
 License No. 0589960  
 44 Montgomery St., 17th Fl.  
 San Francisco CA 94104

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

INSURED  
 Del Mar Thoroughbred Club  
 P. O. Box 700  
 Del Mar CA 92014

INSURERS AFFORDING COVERAGE	NAIC #
INSURER A: Zenith Insurance Co.	
INSURER B:	
INSURER C:	
INSURER D:	
INSURER E:	

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

INSR/ADD'L LTR/INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
	<b>GENERAL LIABILITY</b> <input type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> OCCUR  GENL AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <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 \$
	<b>AUTOMOBILE LIABILITY</b> <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) \$
	<b>GARAGE LIABILITY</b> <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN EA ACC \$ AUTO ONLY: AGG \$
	<b>EXCESS/UMBRELLA LIABILITY</b> <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE  <input type="checkbox"/> DEDUCTIBLE <input type="checkbox"/> RETENTION \$				EACH OCCURRENCE \$ AGGREGATE \$ \$ \$
A	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below	2047828009	3/31/2009	3/31/2010	<input checked="" type="checkbox"/> WC STATU-TORY LIMITS <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
	OTHER				

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENT/SPECIAL PROVISIONS

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

**CANCELLATION**  
 SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.  
 AUTHORIZED REPRESENTATIVE  
 S Przemielewski/SPR *Anna R. Przemielewski*

## Exhibit 13

**CONCESSIONS:**

George Karetas, President  
Premier Food Services, Inc.  
7966 Arjons Drive  
San Diego, CA 92126

**TIP SHEETS:**

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

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

Harry Acquarelli  
Duke Racing Selections  
4615 Triesta  
Carlsbad, CA 92010

Toby Turrell  
Winners  
14112 Enfield Circle  
Westminster, CA 92683

Tiffany Bohland  
Bob's-Card, Inc.  
6288 Highland Meadow Dr.  
Medina, OH 44256

**SADDLERY SERVICES:**

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

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

**RACING COLORS:**

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

**MISCELLANEOUS CONCESSIONS/SERVICES:**

Tony Vasquez  
**Armored Transport of  
California**  
3610 Barnett Street  
San Diego, CA 92110

Robert Benoit  
**Benoit & Associates, Inc.**  
Track Photographers  
2011 Cedar Ave.  
Manhattan Beach, CA  
90266

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

John Agostino, M.D.  
**Del Mar Medical Clinic**  
Track Physicians  
1335 Camino Del Mar  
Del Mar, CA 92014

Steve Stiles  
**Stiles Animal Removal  
Inc.**  
P.O. Box 428  
Alta Loma, CA 91701

Steve Warner  
**Thoroughbred Feed**  
6200 Vista Del Mar # 115  
Playa Del Ray, CA 90293

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

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

Bob Gordon  
**Gordon Feed Co.**  
5450 E. Katella # 111  
Los Alamitos, CA 90720

Michael Brunner  
**Westwalk Corp.**  
Hotwalkers  
2905-A Sepulvada Blvd. # 312  
Manhattan Beach, CA 90266

1. Horsemen

- Ongoing replacement of stairways and balconies in the stable area living quarters (restricted area)
- Ongoing replacement of flooring, doors, locks, window screens in living quarters (restricted area)
- Replacement and covering of wash racks to improve water runoff (restricted area)
- Ongoing replacement of exterior lighting fixtures and electrical panels in stable area (restricted area)
- Ongoing upgrade of morning workout lights (restricted area)
- Renovation of miscellaneous restrooms in stable area (restricted area)
- Ongoing replacement of water service to miscellaneous barns in stable area (restricted area)

2. Fans

- Ongoing replacement of television monitors throughout facility with flat-screen monitors
- Ongoing replacement of grandstand and patio furniture
- New asphalt paving in misc. parking lots and infield
- Replacement of overhead lighting in Clubhouse seating areas
- Upgrade and replacement of Turf Club table-top television cable for better reception

3. Facilities in the restricted areas

See D1

16. SCHEDULE OF CHARGES

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

Stretch Run Admission (includes official program)	\$3.00 (Diamond Club), \$6.00 (regular), \$10.00 (Opening Day), \$25.00 (Season Pass, sold pre-season only)*
Clubhouse Admission (includes official program)	\$5.00 (Diamond Club), \$10.00 (regular), \$20 (Opening Day), \$50.00 (Season Pass, sold pre-season only)*
Reserved Seating (Stretch Run)	\$5.00 (\$15 Opening Day & Pacific Classic, \$10 Sat & Sun, \$8 Fri)
Reserved Seating (Clubhouse)	\$5.00 (\$15 Opening Day & Pacific Classic, \$10 Sat & Sun, \$8 Fri)
Parking (general)	\$8.00
Parking (valet)	\$20.00
Programs (on-track)	Included with paid admission
Programs (off-track)	\$2.25

\*Price Changes from 2008: Stretch Run Season Pass, reduced \$125  
Clubhouse Season Pass, reduced \$200

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

Season Turf Club Membership (2 persons):	\$1150.00
Season Turf Club Membership (1 person):	\$850.00
Daily Turf Club Admission (member guests):	\$40.00 (\$100 on Opening Day)
Daily Turf Club Admission (non-member):	\$60.00 (\$150 on Opening Day*)
Stretch Run & Clubhouse Season Box Seats:	\$275.00 to \$300.00 per seat
Season Reserved Seat:	\$260.00

**\*Price Changes from 2008:**

**Opening Day Turf Club Admission (non-member), increase of \$25**

- C. Describe any "package" plans such as combined parking, admission and program: **Turf Club memberships include valet parking. All paid admissions include official programs. All season box seats will include six free admission passes in 2009.**

**17. JOCKEYS/DRIVERS' QUARTERS**

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

<input checked="" type="checkbox"/> Corners (lockers and cubicles)	How many	<input type="text" value="73"/>
<input checked="" type="checkbox"/> Showers	<input checked="" type="checkbox"/> Steam room, sauna or steam cabinets	<input checked="" type="checkbox"/> Lounge area
<input checked="" type="checkbox"/> Masseur	<input checked="" type="checkbox"/> Food/beverage service	<input checked="" type="checkbox"/> Certified platform scale

- B. Describe the quarters to be used for female jockeys/drivers:  
**Includes a locker area (2), shower area, sauna area, lounge area, food and beverage service and a certified scale.**

**18. BACKSTRETCH EMPLOYEE HOUSING**

- A. Inspection of backstretch housing was completed by (name) **Jim Hamilton on April 22, 2009.**
- B. Number of rooms used for housing on the backstretch of the racetrack:  
**666 permanent and 61 rental trailers**
- C. Number of restrooms available on the backstretch of the racetrack: **83**
- D. Estimated ratio of restroom facilities to the number of backstretch personnel:  
**17.5 workers to 1 restroom facility**

**19. TRACK SAFETY**

- A. Total distance of the racecourse - measured from the finish line counterclockwise (3' from the inner railing) back to the finish line:  feet.
- B. Describe the type(s) of materials used for the inner and outer railings of the race course, the type of inner railing supports (i.e., metal gooseneck, wood 4" x 4" uprights, offset wood 4" x 4" supports, etc.), the coverings, if any, on the top of the inner railing, and the approximate height of the top of the inner railing from the level of the race course.  
**Fontana Inner rail: Aluminum. Outer rail: Galvanized Steel Tubing. Inner rail supports: Aluminum with 33" offset. Coverings: Fontana Safety panels. Approximate height of the top inner rail: 40".**
- C. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474: **Robert Sanchez, Plant Superintendent**
- D. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474. **On file.**

- E. If the association is requesting approval to implement alternate methodologies to the provisions of Article 3.5, Track Safety Standards, pursuant to CHRB Rule 1471, attach a Certificate of Insurance for liability insurance which will be in force for the duration of the meeting specified in Section 2. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of liability insurance. Additionally, the CHRB must be listed as additionally insured on the liability policy at a minimum amount of \$3 million per incident. The liability insurance certificate must be on file in the CHRB headquarters office prior to the conduct of any racing. N/A

20. DECLARATIONS

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

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

21. CERTIFICATION BY APPLICANT

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

Craig R. Fravel  
Print Name

Executive Vice President  
Print Title

Craig R Fravel  
Signature

4/20/09  
Date

STAFF ANALYSIS  
DISCUSSION AND ACTION BY THE BOARD REGARDING  
A REQUEST FROM HOLLYWOOD PARK TO ELIMINATE  
LIVE RACING ON ALL WEDNESDAYS; WHICH ARE JUNE 17 AND 24,  
AND JULY 1, 8 AND 15, 2009, DURING ITS CURRENT APRIL 22, 2009  
THROUGH JULY 19, 2009, RACE MEETING

Regular Board Meeting  
June 5, 2009

## BACKGROUND

Business and Professions Code section 19440 provides that the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of this chapter. Responsibilities of the Board shall include allocation of racing dates to qualified associations in accordance with law. Business and Professions Code section 19530 states the Board shall have the authority to allocate racing weeks to an applicant pursuant to the provision of this article 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 this chapter. The decision of the Board as to such racing days, dates, and hours shall be subject to change, limitation or restriction only by the Board.

Board Rule 1870, Conditions of Meeting Binding Upon Licensees, and Rule 1871, Notice of Intention to Terminate, states in part, any racing association shall give the CHRB 15 days' prior notice in writing of its intention to discontinue its activities.

On May 14, 2009, Hollywood Park Racing Association, LLC (HPRA) requested approval to reduce its number of live racing days by eliminating live racing on all Wednesdays beginning Wednesday, May 20, 2009. HPRA planned to continue offering simulcast wagering on Northern California and out-of-state races on Wednesday, to generate some purse money and commissions. The request was made in light of the current difficult economic circumstances of the day and the shortage of entries brought about by these circumstances. HPRA stated that by reducing racing one day a week it could offer more acceptable wagering cards to its fans. Continuing to offer short fields would have a deleterious effect on wagering, purse values and the perception of racing in California. The request was subsequently modified by HPRA to include no racing on Thursday, May 28, 2009.

HPRA stated the request had the support of the California Thoroughbred Trainers (CTT) and the Thoroughbred Owners of California (TOC).

On May 15, 2009, the CHRB approved the HPRA request to eliminate racing on the following days: May 20, May 28, June 3 and June 10, 2009, with the understanding that HPRA would run eight races on week days and nine or ten races on weekends and only with the consent of the TOC, CTT and labor. The remaining five days of HPRA's request would be dealt with at

the June 5, 2009, Regular Board Meeting. At that time the stakeholders would present a plan demonstrating how fields, wagering opportunities and purses increased. The stakeholders would also present an economic impact report on the loss of jobs between a four-day race week and a five-day race week.

#### ANALYSIS

The Hollywood Park Racing Association, LLC has requested permission to eliminate live racing on all Wednesdays for the remainder of its meeting, which runs through July 19, 2009. The dates that would be eliminated are: June 17 and 24, and July 1, 8 and 15, 2009. Hollywood Park states the reasons for its request are a shortage of entries and the effects of the economy of horse racing in general. This includes problems caused by some licensees' financial distress, which has resulted in their inability to honor their financial obligations. By eliminating the Wednesdays Hollywood Park hopes to offer more acceptable race cards to fans. Simulcast wagering on Northern California and out-of-state races would continue on the Wednesdays.

In addition, and as a result of HPRA's decision, by approving the HPRA request, the Board is in essence approving race date cancellations for Golden Gate Fields (GGF), and the Night Industry, as well as the closing of all satellite locations.

#### RECOMMENDATION

This item is presented for Board discussion and action. The Board may wish to hear from representatives of HPRA; GGF; TOC; CTT; the Night Industry; and labor.

SOUTHERN CALIFORNIA  
2009 CALENDAR

Legend:

Del Mar 37

HP Fall 31

LATC 84

Fairplex 16

HPRA - Spring 56

Oak Tree 31

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
			24	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		

HPRA Spring proposed race day reduction: June 17, 24 and July 1, 8, 15

SOUTHERN CALIFORNIA  
2009 CALENDAR

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
			24	25	26	27
28	29	30	31			

5

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

23

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						

21

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			

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Legend:

LATC 84

HPRA - Spring 61

Del Mar 37

Fairplex 16

Oak Tree 31

HP Fall 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

20

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				

18

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

24

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				

21

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	

15

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					

6

15

April						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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August						
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22

December						
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16

# NORTHERN CALIFORNIA 2009 CALENDAR

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
					26	27
28	29	30	31			

PRA @ GGF Winter-Spring	115
PRA @ GGF Fall	34
<b>Total PRA</b>	<b>149</b>

Stockton (6/18-6/28)	9
Pleasanton (7/1-7/19)	15
Vallejo (7/22-7/26)	5
Santa Rosa (7/28-8/9)	10
<b>Ferndale (8/13-8/23)</b>	<b>9</b>

CARF @ GGF	29 (8/12-8/23 & 9/9-10/4)
Sacramento (8/26-9/7)	11
<b>Total Fairs</b>	<b>98</b>

5

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						
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17

June						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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July						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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22

August						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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September						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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October						
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November						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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20	21	22	23	24	25	26
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Revised on 5/28/09 PRA canceled 3 race days: May 28, June 3, 10

CAL EXPO HARNESS  
2009 CALENDAR

12/26/08 - 08/01/09 = 95  
09/25/09 - 12/19/09 = 38  
Total = 133

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
			24	25	26	27
28	29	30	31			

2

January						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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18	19	20	21	22	23	24
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February						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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March						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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April						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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May						
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31						

14

June						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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12

July						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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August						
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September						
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October						
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November						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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12

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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27	28	29	30	31		

9

revised on 5/28/09: cancel (May 28) and reschedule race day (May 31)

# LOS ALAMITOS QUARTER HORSE 2009 CALENDAR

Total Race Days = 200

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
			24	25	26	27
28	29	30	31			

0

January						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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February						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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March						
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17

April						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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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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July						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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August						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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September						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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October						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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19

November						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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Revised on 5/28/09 cancellation of race day: May 28

STAFF ANALYSIS  
PUBLIC HEARING AND ACTION BY THE BOARD ON THE  
PROPOSED AMENDMENT OF RULE 1853, EXAMINATION REQUIRED

Regular Board Meeting  
June 5, 2009

## BACKGROUND

Business and Professions Code section 19420 states jurisdiction and supervision over meetings in this State where horse races with wagering on their results are held or conducted, and over all persons or things having to do with the operation of such meetings, is vested in the California Horse Racing Board (Board). Business and Professions Code section 19440 provides that the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of this chapter. 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. Board Rule 1853, Examination Required, states the horseshoe inspector shall inspect the horseshoes of each horse. No horse shall be eligible to start in a race, and shall be declared by the stewards, if it is found to be improperly shod.

In 2006 the Board adopted an amendment to Board Rule 1433, Application for License to Conduct a Horseracing Meeting to provide that as of January 1, 2008, no racing association that operates four weeks or more of continuous thoroughbred racing in a calendar year shall be licensed to conduct a horse racing meeting at a facility that has not installed a polymer synthetic type racing surface. To date, all major thoroughbred racetracks have installed such synthetic racing surfaces. After the synthetic racetrack surfaces were installed the possibility of allowing horses to run unshod was raised.

Vice-Chairman Harris requested that a proposal to amend Rule 1853, Examination Required, to allow horses to run unshod, be placed on the agenda for the April 24, 2008, Regular Meeting. The item was heard by the Board at the April 24, 2008 Regular Board Meeting and staff was instructed to begin the 45-day public comment period to amend Rule 1853, Examination Required.

Following the conclusion of the 45-day public comment period, the hearing on the proposal to amend Rule 1853 was held at the July 17, 2008 meeting of the Board. At the hearing the Board, rather than adopting the rule as proposed, decided to suspend Rule 1853, Examination Required, allowing trainers the opportunity to race thoroughbred horses unshod for a six month trial period.

A memorandum dated July 29, 2008 was issued informing the California racing industry of the Board's decision to temporarily suspend CHRB Rule 1853, Examination Required, allowing a thoroughbred horse to race without shoes. As a condition, the memorandum stated that a trainer must declare at time of entry if a horse was to race unshod, or if it had raced unshod in its previous start and would now race with shoes. Any change in a horse's unshod status was to be noted in both the official program and the overnight.

CHRB Executive Director, Kirk Breed, was notified of inconsistencies in the interpretation of the word “unshod” described in the first memorandum. A second memorandum was subsequently issued October 20, 2008 to define the word “unshod” for the purposes of the temporary suspension of Rule 1853. “Unshod” was defined as running without shoes in the front or back or all around.

The proposal to amend CHRB Rule 1853, Examination Required, was last heard by the Board at the February 26, 2009 regular meeting, along with data from the six month trial period suspending the current rule to allow thoroughbreds horses to race unshod. The proposal to amend Rule 1853 was subsequently noticed for a 45-day comment period.

## ANALYSIS

The proposed amendment to Board Rule 1853, Examination Required, provides that a thoroughbred horse may run in a race unshod provided the horse’s condition is declared at time of entry. Trainers are also required to declare at time of entry if a thoroughbred that raced unshod in its previous start will race shod. Additionally, the proposed amendment provides a definition of “unshod” and requires any declaration of a thoroughbred horse’s unshod condition be specifically noted in the official program. For the purposes of this regulation “unshod” means running without shoes on the front or back or all around.

A survey of shoeing rules showed that Delaware; Idaho; Illinois; Indiana; Kentucky; Louisiana; Maine; Maryland; Michigan; New Hampshire; New York; Virginia and Wyoming allow horses to run unshod under certain conditions. California currently allows only mules to run unshod; trainers in California are not required to declare at time of entry that a mule will race unshod.

Arizona; Arkansas; Tampa Bay Downs; Kansas; Minnesota; Nebraska; Ohio; Oregon; Pennsylvania; Texas; Washington and West Virginia do not allow horses to run unshod.

During the 45-day public comment period, the following comment was received:

CHRB licensed veterinarian, Dr. Diane Isbell, expressed support for the proposed amendment to CHRB Rule 1853, Examination Required. Her positive observations during the six months thoroughbred horses were allowed to race unshod at Golden Gate Fields have given her the opinion that “it is critically important for the overall soundness of race horses on synthetic surfaces that they [are] allowed to race unshod if they are struggling with soundness issues when shod.”

## RECOMMENDATION

This item is presented for public hearing and action by the Board.

CALIFORNIA HORSE RACING BOARD  
TITLE 4. CALIFORNIA CODE OF REGULATIONS  
ARTICLE 15. VETERINARY PRACTICES  
PROPOSED AMENDMENT OF RULE 1853. EXAMINATION REQUIRED

1853. Examination Required.

(a) The official veterinarian shall examine each horse ~~which~~ that is scheduled to race to determine its fitness to start. The horse identifier shall examine each horse to identify such horse from the Board's identification record and the photographs, record of pedigree, tattoo or brand number and such other points of identification as may be available. The horseshoe inspector shall inspect the horseshoes of each horse. No horse shall be eligible to start in a race, and shall be declared by the stewards, if it is found to be unfit to race, not properly identified, or improperly shod.

(b) A thoroughbred horse that is not shod is eligible to start in a race if the trainer declares at the time of entry that the horse will race unshod.

(1) At the time of entry a trainer shall declare if a thoroughbred horse that raced unshod in its previous start will race shod.

(2) Any declaration made under subsections (b) or (b)(1) above shall be noted in the official program, and shall state if the horse will race without horseshoes in the front or back or all around.

(3) For the purposes of this regulation "unshod" means running without horseshoes in the front or back or all around.

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

Reference: Sections 19420 and 19440,  
Business and Professions Code.

STAFF ANALYSIS  
PUBLIC HEARING AND ACTION BY THE BOARD ON  
THE PROPOSED REPEAL OF  
CHRB RULE 1950.1, REBATES

Regular Board Meeting  
June 5, 2009

## 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 19602 provides that any racing association located in this state may authorize betting systems located outside of this state to accept wagers on a race or races conducted or disseminated by that association and may transmit live audiovisual signals of the race or races and their results to those betting systems, except that any authorization is subject to the consent of the host association and applicable federal laws, including, but not limited to, Chapter 57 (commencing with Section 3001) of Title 15 of the United States Code.

**Definition:** *A rebate is an amount paid by way of reduction, return, or refund on what has already been paid or contributed.*

Board Rule 1950.1, Rebates on Wagers, states no racing association or simulcast organization shall enter into an agreement with any off-track betting facility unless the agreement contains a provision that prohibits programs where the facility accepts less than the face amount of wagers or agrees to refund or rebate any consideration based on the face amount of any wagers to patrons. Rule 1950.1 was adopted in 1996 due to California industry concerns about rebating in Nevada. To comply with the regulation, racetracks and simulcast organizations modified their agreements with off-track betting facilities to prohibit rebating. The prohibition against rebating was explicitly referenced in section 30 of the agreements between racing associations and the off-track betting facilities. However, at some point, the statement that explicitly prohibited rebating (section 30) was dropped from the agreements, and replaced with language incorporated by reference from the Racing Industry Uniform Simulcast Wagering Agreement, Version 002, which provides the agreement is subject to the requirements of the racing commission of the host and guest States.

The Board discussed the issue of rebating at its March 2004 Regular Meeting. The issue was raised due to a dispute between Thoroughbred Owners of California (TOC) and XpressBet relating to rebating practices. The TOC stated it was in negotiations with XpressBet and asked that the item be deferred. At the same meeting, the Board held a general discussion of Rule 1950.1 to determine if it wished to amend the regulation. The Board heard from various

interested parties and examined if the practice of rebating was fundamentally fair to the nature of the pari-mutuel industry. Governor Schwarzenegger's temporary prohibition on amending regulations was in effect in March 2004, so the Board took no action, but determined it would revisit the issue in the future.

In February 2009 The Blood-Horse published an article that stated some domestic ADW outlets were openly offering cash rebates to customers that wager on California racing signals. The author of the article wrote that some viewed the practice as a violation of a California law. In fact, California does not have a law that expressly prohibits horse racing related rebates; the prohibition is stated in a regulation. The Board adopted Rule 1950.1 under the general authority of the Board as provided by the Business and Professions Code sections 19420 and 19440. Rule 1950.1 was adopted prior to the advent of California's advance deposit wagering (ADW) legislation, and though the regulation does not address ADW, it is the philosophy of the Board to prohibit rebating.

At its February 2009 Regular Meeting the Board discussed a proposal to amend Rule 1950.1 to extend the prohibition on rebates to California ADW providers. After hearing from the industry, the Board determined it would repeal the regulation. Staff was directed to publish for public comment a proposal to repeal Rule 1950.1.

## ANALYSIS

The proposed repeal of Rule 1950.1 would end the current prohibition on rebates, and would allow California racing associations and racing fairs to enter into an agreement with any entity that offers rebates on the face amount of any wagers. Additionally, California racing associations and racing fairs, satellite facilities and ADW providers would be allowed to offer rebates or incentive programs.

Two comments were received during the 45-day public comment period.

John H. Bucalo of the Barona Valley Ranch Resort and Casino wrote in opposition to the proposed repeal of Rule 1950.1. Mr. Bucalo stated the satellite facilities could not compete with ADW providers who offered rebates because of the small satellite commissions. He wrote the satellites would lose customers and business to entities that could offer large rebates. Mr. Bucalo stated the Barona Valley Ranch Resort would not object to live racetracks offering rebates, but until satellites received higher commissions, he would oppose the repeal of Rule 1950.1

Masahiro Makino of Berkeley, California, wrote in opposition to the proposed repeal of Rule 1950.1. Mr. Makino stated fans who wagered – especially through ADW – would benefit in the short term; however, in the long term, the tracks and horsemen might be hurt. The adverse effects may be significant and the Board should take them into account, but it has not, so the repeal of Rule 1950.1 may be seen as irrational, arbitrary and capricious. Before the Board repeals Rule 1950.1, Mr. Makino wrote he would like to see a study of the economic

effect of a repeal on the total amount of wagers on California products; on wagers made through ADW providers; and on revenues of the tracks and horsemen.

#### RECOMMENDATION

This item is presented for Board discussion and action.

CALIFORNIA HORSE RACING BOARD  
TITLE 4. CALIFORNIA CODE OF REGULATIONS  
PROPOSED REPEAL OF  
RULE 1950.1. REBATES ON WAGERS

Regular Board Meeting  
June 5, 2009

~~1950.1. Rebates on Wagers.~~

~~No racing association or simuleast organization shall enter into an agreement with any off track betting facility unless the agreement contains a provision that prohibits programs where the off track betting facility accepts less than the face amount of wagers from patrons, or agrees to refund or rebate any consideration based on the face amount of any wagers to patrons.~~

~~Authority: Sections 19420, 19440 and 19602,  
Business & Professions Code.~~

~~Reference: Sections 19420, 19440 and 19602,  
Business & Professions Code.~~



March 11, 2009

CALIFORNIA HORSE RACING BOARD  
 1010 Hurley Way, Suite 300  
 Sacramento, CA. 95825

Dear Distinguish Members of the Board,

My Name is John H. Bucalo and I am the Off Track Betting manager at Barona Valley Ranch Resort and Casino in Lakeside California (San Diego County). I have worked for some great horseman during my privileged years on the race track and some of the positions that I have held are; hot walker, groom, exercise boy (galloped Majestic Prince in 1969 for Johnny Longden), jockey, jockey's agent (for two Hall of Famer's), Jockey's valet, stable agent, acting asst. trainer, asst. horse identifier, track maintenance team (operating heavy duty equipment), press box steward, bet runner, entry clerk, steward's aide, patrol judge, senior patrol judge, placing judge, stakes coordinator, customer service manager, grandstand control manager, handicapper (giving handicapping seminars), parking lot attendant and parking lot supervisor, to name a few positions. So, I do have some experience and knowledge of the racing industry and am continuing to learn more about this great game all the time. I am writing this letter regarding the recent CHRB meeting that I attended on Thursday, February 26, 2009. Item #4 on the agenda for discussion was:

**Discussion and action by the Board regarding the current rule on rebates and the feasibility and advisability of amending CHRB Rule 1951.1, Rebates on Wagers, to prohibit or better define rebates by advance deposit wagering providers.**

Chairman John Harris put this out for discussion and wanted to hear from those that felt rebates were good or were they not good for the industry and I would like to comment on this "Rebate" topic.

Racing should always be pursuing new ideas and ways to attract new racing fans and revenues. They should move slowly and without fear of failure. When mistakes are made they must be used as a tool to succeed. Although rebates sound good and appear to be beneficial to our guests who are making these wagers, I can not see them being good for the industry as a whole, unless there are some changes made. If Advance Deposit Wagering companies (ADW) such as, Youbet.com, Express Bet, TVG, Twin Spires and others are receiving a much higher commission than satellite facilities, how can we compete?? These ADW and offshore wagering companies can, and do, offer larger rebates to their customers that are more than the small percentages we receive in commissions. Therefore, despite how hard we work to develop our guests into coming more often and becoming stronger players, if we cannot afford to compete, we will lose their business.



California Horse Racing Board  
 Page Two  
 March 11, 2009

If someone would review our facility, they would see how we've continued to grow our numbers, despite what is currently happening elsewhere in the industry. We have always worked hard to develop our racing fans and increase our numbers and to do this, we have given up other revenues such as parking, admission, beverage charges (they are complementary) and offer affordable meals on a regular basis and it works! In addition we offer a very clean facility, wonderful customer service and most of all an "Unsurpassed Experience" on each and every visit. I hope that the Board recognizes that allowing these rebates put satellite facilities on an uneven playing field.

We would not be opposed to the host tracks offering rebates only at their live race meets, after all it would give the players a reason to attend the live races and tracks are looking for idea's to bring fans and new owners back into their parks. I am of the opinion; if I can get our OTB players at the live meets it develops them into bigger and stronger racing fans that attend our facility more often! There is nothing like being at the track experiencing the action, seeing the horses in the saddling paddock being saddled by the trainers, the horses all dappled out, prancing around the walking ring while the owners, trainers and jockeys are discussing their strategy. And the live race, you know, when the starting gates open its "Out of this World"!!

Until the satellite facilities get a higher commission I am opposed to the rebates and hope that the Board recognizes this as unfair. By the way, a guest can go to any satellite facility, or racetrack and use the facility for their pleasure and use their phone to wager with ADWs rather than the facilities mentioned while enjoying all there is to offer and we never make a penny from that guest. I hope I have demonstrated the negative side of this rebating issue and that it should be discontinued until it is fair for all.

Sincerely,

John H. Bucalo  
 OTB Manager  
 Barona Valley Ranch Resort and Casino

cc: Michael Patterson, Nick Dillon

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**From:** Masahiro Makino  
**Sent:** Friday, April 24, 2009 12:19 PM  
**To:**  
**Subject:** submission of written comment

To whom it may concern:

I am writing to ask the Board to reconsider its proposal to repeal Rule 1950.1, Rebates on Wagers, to remove the prohibition on offering rebates to patrons who wager on horse races at off-track wagering facilities.

The reason I oppose the proposal is that the proposal might cause serious adverse effects on race industry in California.

It seems that the main purpose of this proposal is to clarify that the current custom of the industry to offer rebates to their patrons is not illegal and to provide the industry with the tools to stay competitive in order to encourage California horse racing fans to wager on the California product. It is not difficult to predict that horse racing fans, especially those who wager through advanced deposit wagering (ADW), will benefit from this proposal in the short term.

However it is uncertain that the industry as a whole will benefit from this proposal in the long run. The revenue per bet the tracks and horsemen get from wagers made through ADW providers is relatively low, compared with wagers made at tracks. Thus, even if the total handle on California product increase because of the proposal, it is not clear that the tracks and horsemen will benefit from it and this new rebate policy will result in the profit of California horse industry as a whole. Rather it might hurt the industry.

In light of the recent increase of handles through ADW, the adverse effects on the industry may be significant and in making decision about the Board should take them into account. However, it seems that the Board has not paid enough attention to them. The focus of Board's discussion was set on the abstract moral principle and nobody pointed out this issue. From the perspective of the prosperity of the industry, this is a very important factor the Board should consider and Board's proposal which did not pay enough attention to this point should be deemed irrational, and arbitrary and capricious.

As to this point, the Supreme Court of California held in *California Hotel Assn. v. Industrial Welfare Com.* (25 Cal.3d 200) that "[a] court reviewing a legislative act of an administrative agency will inquire \*\*\* whether the agency action was reasonable. In requiring as to reasonableness, the court will not substitute its independent policy judgment for that of the agency on the basis of an independent trial de novo. It will uphold the agency action unless the action is arbitrary, capricious, or lacking in evidentiary support" and "[a] court reviewing a legislative act of an administrative agency must ensure that the agency has adequately considered all relevant factors, and has demonstrated a rational connection between those factors, the choice made, and the purpose of the enabling statute."

As I mentioned above, the adverse effects on horse industry is one of the most important factors to make rule about the prohibition on rebate. Thus the proposal to repeal the Rule, which was decided without

sufficiently considering it, can be regarded as arbitrary and capricious, and, if it is challenged in a court, reviewing court may invalidate it.

Thus I would like to suggest the Board to conduct a study about the economic effect of the repeal of Rule 1950.1 on total amount of wagers on California products, on wagers made through ADW providers, and on revenues of the tracks and horsemen. Moreover, although it is true that the fees ADW providers pay to the tracks are determined between ADW providers and Thoroughbred Owners of California (TOC), it is necessary to fully understand the effects of the repeal of Rule 1950.1. Thus, in conducting the study, it is desirable to research what effects the increase in fees which ADW providers pay to the tracks will cause to total amount of wagers, wagers made through ADW providers, and incomes of the tracks and housemen.

Sincerely,

Masahiro Makino  
2100 Channing Way #255, Berkeley, CA 94704

STAFF ANALYSIS  
PUBLIC HEARING AND ACTION BY THE BOARD REGARDING  
THE PROPOSED AMENDMENT OF BOARD RULE 1979, TRIFECTA

Regular Board Meeting  
June 5, 2009

## BACKGROUND

Business and Professions Code section 19440 provides that the Board shall have all powers necessary to enable it to adopt rules and regulations for the protection of the public and the control of horse racing and pari-mutuel wagering. Business and Professions Code section 19590 states that the Board shall adopt rules governing, permitting, and regulating wagering on horse races under a system known as the pari-mutuel method of wagering. Rule 1979, Trifecta, currently requires that there be at least six wagering interests scheduled to start when a Trifecta pool opens for wagering in California.

At its March 2009 Regular Meeting the Board discussed a proposal by Golden Gate Fields to amend Rule 1979 to reduce the required minimum number of wagering interests scheduled to start in a race before a Trifecta pool may open for wagering. Golden Gate Fields proposed the required number of wagering interests for a Trifecta be reduced from six horses to five horses. The Board determined it would reduce the required wagering interests for a Trifecta pool from six to four.

## ANALYSIS

The proposal to amend Rule 1979 will lower the required number of wagering interests scheduled to start for a racing association to open a wagering pool. The required number of wagering interests scheduled to start for a Trifecta pool will change from six to four.

One comment in opposition to the proposed amendment to Rule 1979 was received during the 45-day public comment period (attached). The person who commented stated lowering the number of required wagering interests would only "acerbate the problem." The change might increase the takeout, and the reduced payouts would cause fans not to wager due to sinking odds.

## RECOMMENDATION

This item is presented for Board discussion and action. A synopsis of Trifecta/Superfecta rules from racetracks across the nation is attached.

CALIFORNIA HORSE RACING BOARD  
TITLE 4. CALIFORNIA CODE OF REGULATIONS  
ARTICLE 18. PARI-MUTUEL WAGERING  
PROPOSED AMENDMENT OF  
RULE 1979. TRIFECTA

Regular Board Meeting  
June 5, 2009

1979. Trifecta.

(a) The Trifecta is a separate pari-mutuel pool established on a single race. The pool consists of amounts wagered on horses to finish first, second and third in that exact order. It is not a parlay and has no connection with or relation to other pools conducted by the association or to rules governing the distribution of other pools.

(b) A valid Trifecta ticket is evidence of a binding contract between the holder of the ticket and the association and constitutes acceptance of Trifecta provisions and rules contained in this article.

(c) No Trifecta pool shall be established for a race with less than ~~six~~ four wagering interests scheduled to start when the Trifecta pool opens for wagering in California. A wager on a coupled entry or field is considered a wager on the remaining part of the coupled entry or field if any part of such entry starts for pari-mutuel purposes in accordance with Rule 1974.

(d) After the stewards' official order of finish is posted, the association shall distribute the net pool to holders of valid tickets that correctly selected the first, second and third finishers.

(e) In a dead heat for first or second position, only tickets selecting the correct order of finish for the first three finishers shall be winning tickets; that is, two horses in a dead heat for

first shall be first and second, in either position; and two horses in a dead heat for second shall be second and third, in either position. In a triple dead heat for first, the three horses shall be the winning combination regardless of the order of selection. In a triple dead heat for second, tickets with the correct first selection and two of the three horses shall be winning tickets. In a triple dead heat for third, tickets with the correct first and second selection and one of the three horses shall be winning tickets.

(f) If no ticket correctly selected the first, second and third position, the net pool shall be paid for tickets that selected first and second. If no ticket selected first and second the net pool shall be paid for tickets that selected first. The association shall refund the entire pool if no ticket selected first.

(g) If the stewards scratch a horse before wagering is closed, the association may exchange any ticket that includes the scratched horse. After wagering is closed, tickets selecting a scratched horse or a horse the stewards declared a nonstarter shall be eliminated from the pool and the purchase price refunded.

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

Reference: Section 19590,  
Business and Professions Code.

From: J. J. Andrew  
Subject: RE: CAL FINANCIAL RACING PROBLEMS  
To: "Mike Marten"  
Date: Saturday, May 16, 2009, 1:21 PM

Good morning Mr. Marten: I read where there were thoughts of reducing the amount of entries needed for certain types of exotic wagering, to try and help the financial situation of Cal racing. My own personal opinion is that would only acerbate the problem. The take out might increase .... just how much is debatable .... but the reduced payoffs would only cause railbirds to back off wagering those exotics, due to sinking odds.

I should think that an old rule applies here that I learned more than 50 years or more ago after I finished my education and hit the road. Don't make more sales at a lesser price, but present your product so as to make more sales at the prevailling rate in less time. The emphasis here being on 'less time.'

The Thoroughbred industry could take a lesson from the Standard bred folks by cutting down the time between races ..... (I doubt it would cut down beer and hot dog sales!) thereby increasing the overall amount of mutual tickets purchased by offering more races to wager on.

If the time between flat races were reduced to 20 minutes, the track could offer two more races per day. I don't think this is asking too much of the track personnel involved. The increase in the handle should tend to off set the overall decrease now experienced by the tracks. And, at the same time afford a lot of horsemen the opportunity to race their horses that now do not have that opportunity. Best wishes to your and yours,

Andy Raynes  
Lisbon, Maine

5/18/2009

## Trifecta &amp; Superfecta Minimum Betting Interest Requirements At Other Race Tracks (BI = Betting Interests)

Race Track	Trifecta Rules	Superfecta Rules
Beulah Park / Thistledown	No minimum BI or Runner requirements. Track management can offer or scratch pool at their discretion.	No minimum BI or Runner requirements. Track management can offer or scratch pool at their discretion.
Blue Ribbon / Remington Park	No minimum BI or Runner requirements. Track management can offer pool at their discretion. Can scratch pool if 6 BI or less.	No minimum BI or Runner requirements. Track management can offer pool at their discretion. Can scratch pool if 7 BI or less.
Portland Meadows	No minimum BI or Runner requirements. Track management can offer or scratch pool at their discretion.	No minimum BI or Runner requirements. Track management can offer or scratch pool at their discretion.
Emerald Downs	Must Open With 4 BI; Pool refunded if scratched below 4 BI.	Must Open With 6 BI; Pool refunded if scratched below 6 BI.
Calder / Gulfstream Park Tampa Bay Downs	Must Open With 5 BI; Pool refunded if scratched below 5 BI.	Must Open With 5 BI; Pool refunded if scratched below 5 BI.
Laurel Park / Pimlico / MJC	Must have 5 BI in Program to offer; Must open betting with at least 4 BI; Pool refunded if scratched to 3 BI or less.	Must have 6 BI in Program to offer; Must open betting with at least 5 BI; Pool refunded if scratched to 4 BI or less.
Churchill Downs / Ellis Park Keeneland / Turfway Park	Must Open With 5 BI; Pool refunded if scratched below 5 BI. Can get permission to offer pool on Stakes races not meeting the minimums.	Must Open With 6 BI; Pool refunded if scratched below 6 BI. Can get permission to offer pool on Stakes races not meeting the minimums.
Lone Star Park	Must get stewards permission to offer pool. Must open with at least 5 BI.	Must get stewards permission to offer pool. Must open with at least 6 BI.
Meadowlands / Monmouth Park	Must Open With 5 BI; Pool refunded if scratched below 5 BI.	Must Open With 6 BI; Pool refunded if scratched below 6 BI.
Rockingham Park	Must Open With 5 BI; Pool refunded if scratched below 5 BI.	Must Open With 6 BI; Pool refunded if scratched below 6 BI.
Sunland Park / The Downs Zia Park	Must Open With 5 BI; Pool refunded if scratched below 4 BI.	Must Open With 7 BI; Pool refunded if scratched below 5 BI.

Trifecta & Superfecta Minimum Betting Interest Requirements At Other Race Tracks (BI = Betting Interests)

8

Race Track	Trifecta Rules	Superfecta Rules
NYRA / Aqueduct / Belmont Park Saratoga	Stakes or Allowance races must open with 5 BI. All other races must open with 6 BI. Pools refunded if scratchd below 5 BI for Stakes and Allowance races, & below 6 BI for all others.	Must Open With 8 BI; Must have 7 BI leave the paddock. Pool refunded if scratched to less than 7 BI.
Penn National / Philly Park	Must Open With 6 BI; Pool refunded if scratched below 5 BI.	Must Open With 6 BI; Pool refunded if scratched below 5 BI.
Arlington / Hawthorne	Must Open With 6 BI; Can scratch to 5 BI. Pool refunded if scratched below 5 BI. Can get permission to offer pool on Stakes races not meeting the minimums.	Must Open With 7 BI; Can scratch to 6 BI. Pool refunded if scratched below 6 BI. Can get permission to offer pool on Stakes races not meeting the minimums.
Fair Grounds / Louisiana Downs	Must be 6 BI entered in race; Pool refunded if scratched below 3 BI. Can get permission to offer on Stakes races not meeting minimums.	Must be 8 BI entered in race; Pool refunded if scratched below 4 BI. Can get permission to offer on Stakes races not meeting minimums.
Prairie Meadows	Must Open With 6 BI; Pool refunded if scratched below 5 BI.	Must Open With 7 BI; Pool refunded if scratched below 6 BI.
Turf Paradise / Yavapai Downs	Must Open With 6 BI; Pool refunded if scratched below 3 BI.	Must Open With 7 BI; Pool refunded if scratched below 4 BI.
California Thoroughbred Tracks	Must Open With 6 BI; Pool refunded if scratched below 3 BI.	Must Open With 8 BI; Pool refunded if scratched below 4 BI.
Oaklawn Park	Must Open With 6 BI; Pool refunded if scratched below 5 BI.	Must Open With 8 BI; Pool refunded if scratched below 7 BI.
Canterbury Park	Must Open With 6 BI; Pool refunded if scratched below 6 BI.	Must Open With 8 BI; Pool refunded if scratched below 8 BI.

STAFF ANALYSIS  
PUBLIC HEARING AND ACTION BY THE BOARD REGARDING  
THE PROPOSED AMENDMENT OF BOARD RULE 1979.1, SUPERFECTA

Regular Board Meeting  
June 5, 2009

## BACKGROUND

Business and Professions Code section 19440 provides that the Board shall have all powers necessary to enable it to adopt rules and regulations for the protection of the public and the control of horse racing and pari-mutuel wagering. Business and Professions Code section 19590 states that the Board shall adopt rules governing, permitting, and regulating wagering on horse races under a system known as the pari-mutuel method of wagering. Board Rule 1979.1, Superfecta, currently requires eight wagering interests scheduled to start when a Superfecta pool opens for wagering.

At its March 2009 Regular Meeting the Board discussed a proposal by Golden Gate Fields to amend Rule 1979.1 to reduce the required minimum number of wagering interests scheduled to start in a race before a Superfecta pool may open for wagering. Golden Gate Fields proposed the required number of wagering interests for a Superfecta be reduced from eight to seven horses. The Board determined it would reduce the required wagering interests for a Superfecta pool from eight to six.

## ANALYSIS

The proposal to amend Rule 1979.1 will lower the required number of wagering interests scheduled to start for a racing association to open a wagering pool. The required number of wagering interests scheduled to start for a Superfecta pool will change from eight to six.

One comment in opposition to the proposed amendment to Rule 1979.1 was received during the 45-day public comment period (attached). The person who commented stated lowering the number of required wagering interests would only "acerbate the problem." The change might increase the takeout, and the reduced payouts would cause fans not to wager due to sinking odds.

## RECOMMENDATION

This item is presented for Board discussion and action. A synopsis of Trifecta/Superfecta rules from racetracks across the nation is attached.

CALIFORNIA HORSE RACING BOARD  
TITLE 4. CALIFORNIA CODE OF REGULATIONS  
ARTICLE 18. PARI-MUTUEL WAGERING  
PROPOSED AMENDMENT OF  
RULE 1979.1. SUPERFECTA

Regular Board Meeting  
June 5, 2009

1979.1. Superfecta.

(a) The Superfecta is a separate pari-mutuel pool established on a single race. The pool consists of amounts wagered on horses to finish first, second, third, and fourth in that exact order. It is not a parlay and has no connection with other pools conducted by the association or to rules governing the distribution of other pools.

(b) A valid Superfecta ticket is evidence of a binding contract between the holder of the ticket and the association and constitutes acceptance of Superfecta provisions and rules contained in this article.

(c) No Superfecta pool shall be established for a race with less than eight six wagering interests scheduled to start when the Superfecta pool opens for wagering in California. A wager on a coupled entry or field is considered a wager on the remaining part of the coupled entry or field if any part of the entry starts for pari-mutuel purposes under Rule 1974 of this division.

(d) After the stewards' official order of finish is posted, the association shall distribute the net pool to holders of valid tickets that select the first, second, third, and fourth finishers.

(e) In a dead heat for first, second, or third position, only tickets selecting the correct order of finish for the first four finishers shall be winning tickets; that is, two horses in a dead heat for first shall be first and second, in either position; two horses in a dead heat for second

shall be second and third, in either position; and two horses in a dead heat for third shall be third and fourth, in either position. In a dead heat for fourth, tickets with the correct first, second, and third selection and one of the two horses in the dead heat for fourth shall be winning tickets. In a triple dead heat for first, tickets selecting the three horses in the dead heat, regardless of the order of selection, and the horse finishing fourth shall be winning tickets. In a triple dead heat for second, tickets with the correct first selection and all three horses in the dead heat shall be winning tickets. In a triple dead heat for third, tickets with the correct first and second selection and two of the three horses in the dead heat shall be winning tickets. In a triple dead heat for fourth, tickets with the correct first, second, and third selection and one of the horses in the dead heat shall be winning tickets.

(f) If no ticket selects the first, second, third, and fourth position, the net pool shall be paid for tickets that select first, second, and third. If no ticket selects first, second, and third position, the net pool shall be paid for tickets that select first and second. If no ticket selects first and second, the net pool shall be paid for tickets that select first. The association shall refund the entire pool if no ticket selects first.

(g) If the stewards scratch a horse before wagering is closed, the association may exchange any ticket that includes the scratched horse. After wagering is closed, tickets selecting a scratched horse or a horse the stewards declared a nonstarter shall be eliminated from the pool and the purchase price refunded.

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Business and Professions Code.

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Best wishes to your and yours,

Andy Raynes  
Lisbon, Maine

5/18/2009

Trifecta & Superfecta Minimum Betting Interest Requirements At Other Race Tracks (BI = Betting Interests)

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**Trifecta & Superfecta Minimum Betting Interest Requirements At Other Race Tracks (BI = Betting Interests)**

<b>Race Track</b>	<b>Trifecta Rules</b>	<b>Superfecta Rules</b>
<b>NYRA / Aqueduct / Belmont Park Saratoga</b>	Stakes or Allowance races must open with 5 BI. All other races must open with 6 BI. Pools refunded if scratched below 5 BI for Stakes and Allowance races, & below 6 BI for all others.	Must Open With 8 BI; Must have 7 BI leave the paddock. Pool refunded if scratched to less than 7 BI.
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<b>Prairie Meadows</b>	Must Open With 6 BI; Pool refunded if scratched below 5 BI.	Must Open With 7 BI; Pool refunded if scratched below 6 BI.
<b>Turf Paradise / Yavapai Downs</b>	Must Open With 6 BI; Pool refunded if scratched below 3 BI.	Must Open With 7 BI; Pool refunded if scratched below 4 BI.
<b>California Thoroughbred Tracks</b>	Must Open With 6 BI; Pool refunded if scratched below 3 BI.	Must Open With 8 BI; Pool refunded if scratched below 4 BI.
<b>Oaklawn Park</b>	Must Open With 6 BI; Pool refunded if scratched below 5 BI.	Must Open With 8 BI; Pool refunded if scratched below 7 BI.
<b>Canterbury Park</b>	Must Open With 6 BI; Pool refunded if scratched below 6 BI.	Must Open With 8 BI; Pool refunded if scratched below 8 BI.

STAFF ANALYSIS  
DISCUSSION AND ACTION BY THE BOARD REGARDING THE  
FEASIBILITY OF AMENDING CHRB RULE 1606, COUPLING OF HORSES  
TO ELIMINATE THE REQUIREMENT THAT UNCOUPLED THOROUGHBRED  
HORSES OWNED BY DIFFERENT PARTNERSHIPS WITH AT LEAST ONE  
OWNER IN COMMON, BUT WHOSE OWNERSHIP IS NOT A MIRROR IMAGE,  
BE TRAINED BY A DIFFERENT TRAINER

Regular Board Meeting  
June 5, 2009

## BACKGROUND

Business and Professions Code section 19420 provides that the Board shall have jurisdiction and supervision over meetings in this State where horse races with wagering on their results are held or conducted, and over all persons or things having to do with the operation of such meetings. Business and Professions Code section 19440 states the Board shall have all powers necessary and proper to enable it to carry out the purposes of this chapter. 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 provides the Board may prescribe rules, regulations, and conditions under which all horse races with wagering on their results shall be conducted in this State. Business and Professions Code section 19703 states the Board shall adopt rules governing, permitting and regulating mule racing and wagering on the races under the pari-mutuel system.

At the January 2008 Regular Board Meeting (then) Vice-Chairman Harris proposed amending Rule 1606 to allow for the uncoupling of horses in thoroughbred races when the horses are owned by different partnerships with at least one partner in common, but the partnerships are not mirror images, and different trainers train the horses. During the discussion, TOC President Drew Couto announced that the TOC board supported the uncoupling of horses with common ownership. Jack Liebau, president of Bay Meadows and Hollywood Park, endorsed repealing the rule, indicating the uncoupling experiment in 2006 resulted in larger fields without any adverse consequences. Ron Charles, representing Santa Anita Park and Golden Gate Fields, said there was considerable fan opposition to repealing the rule, as it would allow horses with the same owner and trainer to race uncoupled.

The Board referred the issue to the Pari-Mutuel/ADW and Simulcast Committee (committee) to reconsider in its entirety. At the February 2008 Regular Board Meeting, the committee recommended the Board waive (under Rule 1406, Suspension of Rule) the coupling requirements of Rule 1606 for all non-overnight stakes races. The committee also endorsed the proposed amendment to Rule 1606 to allow the uncoupling of thoroughbred horses owned by different partnerships whose composition were not mirror images, but there was at least one partner with ownership interest in

each partnership, and a different trainer trained each horse. After a 45-day public comment period the Board adopted the amendment to Rule 1606, which became effective November 28, 2008.

Rule 1606, currently requires two or more horses entered in the same race to be coupled if they are owned in whole or in part by the same owner. Such horses do not have to be coupled if the same trainer trains them.

When the Board amended Rule 1606 in 2008, it determined that when at least one person had common ownership amongst partnerships that entered horses in the same race, the issue of coupling would not have the same weight as it would if only one individual owned the horses. At that time, though, the Board determined that different trainers must train each horse, as many fans believe trainers have more of an ability to influence the outcome of a race than owners, and if uncoupling were to occur, different trainers would help remove any negative perceptions.

#### ANALYSIS

Staff has received a proposal to consider amending Rule 1606 to delete subsection (b)(2), which requires that uncoupled horses owned by partnerships be trained by different trainers. This would allow the uncoupling of horses entered in the same race that:

- are owned by different partnerships,
- whose composition are not mirror images,
- but where at least one partner has ownership interest in each partnership.

#### RECOMMENDATION

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

CALIFORNIA HORSE RACING BOARD  
TITLE 4. CALIFORNIA CODE OF REGULATIONS  
ARTICLE 6. ENTRIES AND DECLARATIONS  
PROPOSED AMENDMENT OF  
RULE 1606. COUPLING OF HORSES

Regular Board Meeting  
June 5, 2009

1606. Coupling of Horses.

(a) Two or more horses shall be coupled as a single wagering interest and as an entry when such horses are owned in whole or in part by the same person or persons.

(b) Subsection (a) of this regulation does not apply when two or more thoroughbred horses, each owned by different partnerships whose composition are not mirror images, are entered in the same race, and

(1) There is at least one partner who has an ownership interest in each of the partnerships, and

~~(2) Each horse is trained by a different trainer.~~

(c) Quarter horse races are exempt from subsection (a) of this regulation.

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

Reference: Section 19401,  
Business and Professions Code.

STAFF ANALYSIS  
DISCUSSION AND ACTION BY THE BOARD  
REGARDING THE USE OF CORTICOSTEROIDS IN  
CALIFORNIA HORSERACING

Regular Board Meeting  
June 5, 2009

BACKGROUND

Business and Professions Code section 19440 provides that the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of this chapter. 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 19580 states the Board shall adopt regulations to establish policies, guidelines, and penalties relating to equine medication in order to preserve and enhance the integrity of horse racing in the state. Board Rule 1843.5, provides that drugs, medications or any other substance shall not be administered by any means to a horse within 48 hours of the post time of the race in which the horse is entered, except as specified.

Chairman Harris has requested that the Board discuss the issue of corticosteroids. He forwarded an article from [Bloodhorse.com](http://Bloodhorse.com) regarding the actions of the Pennsylvania Horse Racing Commission's regulation to addresses the issue. The Pennsylvania Horse Racing Commission has adopted a regulation that prohibits the administration of corticosteroids in horses seven days prior to race day. The effective date of the Pennsylvania regulation is June 1, 2009.

The Racing Medication and Testing Consortium (RMTC) is studying corticosteroids with the goal of developing a national policy on their use.

Corticosteroids have strong anti-inflammatory capabilities and are used therapeutically. They are injected into joints to alleviate swelling.

RECOMMENDATION

This item is presented for Board discussion and action. The Board may wish to hear from the Equine Medical Director.

## PA to Regulate Corticosteroids as of June 1

by Tom LaMarra

Date Posted: 5/6/2009 9:17:47 AM

Last Updated: 5/7/2009 2:17:14 PM



Photo: File Photo

The Pennsylvania Horse Racing Commission has adopted a policy whereby administration of corticosteroids in horses must be stopped seven days prior race day.

The regulation takes effect June 1, according to a policy directive signed May 4. The PHRC unanimously voted for the regulation April 15.

Corticosteroids—those commonly used in horses include dexamethasone, prednisone, and triamcinolone—have strong anti-inflammatory capabilities and are designed to be used therapeutically. They are injected into joints to alleviate swelling.

During the recent Association of Racing Commissioners International convention in Lexington, Dr. Larry Soma of the University of Pennsylvania School of Veterinary Medicine, which developed the definitive test for blood-doping agents in horses, said corticosteroids are “potent drugs that have multiple actions on the body,” and are effective at low concentrations.

The drugs effect glucose metabolism, endogenous stress hormones, and electrolyte balance, and could cause behavioral changes, Soma said. “Just because you inject into the joint doesn’t mean you’re not going to have all these effects,” he said.

Used properly, corticosteroids can be beneficial at lower doses about six to seven days before a race, Soma said. But they often are administered “improperly” — 48-72 hours before a race, in multiple joints, and perhaps weekly, he said.

“Veterinarians believe they need guidelines to practice good medicine,” Soma said. “We still have effects (in racehorses) way beyond the time we can (quantify) the drug in plasma.”

Longtime PHRC member Rick Abbott, who retired after the April 15 meeting, said Soma and his colleagues at the University of Pennsylvania have the ability to test for corticosteroids seven days out.

The Racing Medication and Testing Consortium is studying corticosteroids with the goal of developing a national policy on their use. Industry officials have indicated joint injections are commonplace in racing.

The policy directive released May 5 states the PHRC “is concerned with the health and safety of the equine athlete engaged in Thoroughbred horse racing in the commonwealth, and with the negative impact of intra-articular administration of corticosteroids in horses on or near race day.” It was recommended by the Association of Racing Regulatory Veterinarians.

The policy pertains to horses racing at Hollywood Casino at Penn National Race Course, Philadelphia Park Casino & Racetrack, and Presque Isle Downs & Casino.

CALIFORNIA HORSE RACING BOARD  
TITLE 4. CALIFORNIA CODE OF REGULATIONS  
ARTICLE 15. VETERINARY PRACTICES  
RULE 1843.5. MEDICATION, DRUGS AND OTHER SUBSTANCES PERMITTED  
AFTER ENTRY IN A RACE

Regular Board Meeting  
June 5, 2009

1843.5. Medication, Drugs and Other Substances Permitted After Entry in a Race.

(a) In this rule a horse is deemed "entered" in a race 48 hours before post time of the running of the race.

(b) Water and feed, including hay, grain, and feed supplements that do not contain prohibited drugs may be provided to the horse up until post time.

(c) Drugs, medications or any other substances shall not be administered by any means to a horse within 48 hours of the post time of the race in which the horse is entered except:

(1) Topical medications, (such as antiseptics, ointments, salves, leg rubs, leg paints, hoof dressings, liniments and antiphlogistics) which do not contain anesthetics or other prohibited drugs.

(d) Any drug, medication or any other substance found in a test sample taken from a horse which is not authorized under this rule shall be deemed a prohibited drug substance.

(e) Any of the following substances may be administered by injection until 24 hours before the post time of the race in which the horse is entered:

(1) Injectable Vitamins;

(2) Electrolyte Solutions;

(3) Amino Acid Solutions;

(4) Tetanus Antitoxin or Tetanus Toxoid, if the horse has sustained a wound.

(f) Approved anti-ulcer medications may be administered until 24 hours before the post time of the race in which the horse is entered. A list of approved anti-ulcer medications, and route of administration, shall be posted at each racetrack in the office of the official veterinarian.

(g) One of the following non-steroidal anti-inflammatory medications may be administered until 24 hours before the post time of the race in which the horse is entered under Rule 1844 of this division:

- (1) Phenylbutazone;
- (2) Flunixin;
- (3) Ketoprofen.

(h) In addition to the substances named in subsection (c)(1), any of the following substances may be administered under Rule 1845 of this division within 24 hours of the post time of the race in which the horse is entered:

- (1) Furosemide;
- (2) Other Authorized Bleeder Medication.

(i) Drugs, medications or any other substances may not be administered to a horse by injection, via nasogastric tube (stomach tubing) or any other means after the horse is entered to race, except under these regulations.

Authority: Sections 19580, 19581 and 19582,  
Business and Professions Code.

Reference: Sections 19580, 19581 and 19582,  
Business and Professions Code;  
Section 337 f, g and h, Penal Code.

STAFF ANALYSIS  
REPORT FROM SCIENTIFIC GAMES RACING  
REGARDING FAILURE OF STOP BETTING MAY 16, 2009  
HOLLYWOOD PARK RACE 9

Regular Board Meeting  
June 5, 2009

Wagering on Hollywood Park's ninth race on May 16, 2009 was not properly closed for 33 import locations. That is, the stop-betting prompt failed to go through timely to those locations and wagering continued after the race had started. The problem was identified timely (before any payouts were computed or made) and the wagering pools properly excluded (cleared and closed) amounts from those sites, thus preventing a "past-posting" incident, although also excluding legitimate wagers from the affected sites. The incident was widely reported as past-posting in blogs and the horse racing press because of the failure of timely stop betting.

## BACKGROUND

Scientific Games Racing (SGR) reported the following to CHRB on the evening of Saturday, May 16, 2009.

At stop betting of race 9 for Hollywood Park we were not receiving pools from a group of 33 imports. All of these import processes were running on the Slave system. We had 7 other systems in the room wagering on Hollywood and of those 4 were on the Slave system and did not get the stop betting message from the California tote. The other 3 systems imports that were on the Master system did get the stop betting and shipped pools final on time. Because of this we were pretty sure that a stop betting message was not sent to any of the 33 imports and made the decision to clear and close those 33 sites. We then stopped the Slave system, promoted the Clone to become Slave, restarted all the Golden Gate imports that were also hung on the old Slave so that Golden Gate would not be delayed. A more detailed report will follow.

CHRB immediately opened an investigation, questioning Hollywood mutuels and Scientific Games for details as to the breadth and scope of the issue. SGR, in response to CHRB questions, reported further that upon recognizing the problem, they first tried unsuccessfully to restart the affected import processes, verified with the locations that the stop betting order had not been received, informed the Hollywood Park mutuel department of the problem, and cleared the 33 sites and then priced the race. SGR provided a listing of the sites showing approximately \$100k involved from the excluded import sites.

## ANALYSIS

At the time of this package preparation, the investigation of the incident was still underway.

## RECOMMENDATION

Staff recommends that the Board discuss and hear SGR representatives' explanations.

STAFF ANALYSIS  
DISCUSSION AND ACTION BY THE BOARD REGARDING THE PRESENTATION OF  
THE PROPRIETARY TOURNAMENT STYLE PARI-MUTUEL WAGER,  
"TURF WARS" AND THE REQUEST TO AUTHORIZE CALIFORNIA RACING  
ASSOCIATIONS TO OFFER THIS ASSOCIATION OF RACING COMMISSIONERS  
INTERNATIONAL (ARCI) TOURNAMENT-STYLE WAGER

Regular Board Meeting  
June 5, 2009

## BACKGROUND

Business and Professions Code section 19420 provides that jurisdiction and supervision over meetings in this State where horse races with wagering on their results are held or conducted, and over all persons or things having to do with the operation of such meetings, is vested in the California Horse Racing Board. Business and Professions Code section 19590 states the Board shall adopt rules governing, permitting, and regulating pari-mutuel wagering on horse races under the system known as the pari-mutuel method of wagering. Pari-mutuel wagering shall be conducted only by a person or persons licensed under this chapter to conduct a horse racing meeting or authorized by the Board to conduct advance deposit wagering.

Business and Professions Code section 19550 provides that an association or fair may offer a form of pari-mutuel wagering, as defined by regulations adopted by the Board, or as defined by Chapter 9, Pari-Mutuel Wagering, Uniform Rules of Racing, as published by the Association of Racing Commissioners International (ARCI).

At its February 2008 Regular Meeting, the Board discussed the feasibility of adding a tournament style pari-mutuel wager sponsored by the World Poker Tour. At that time, it was reported that the ARCI Model Rules Committee had unanimously endorsed the concept. The ARCI subsequently adopted the rule called: "Tournament Style Wager<sup>®</sup>" (TSW).

## ANALYSIS

The horse racing industry is always receptive to ideas that may bring new fans to the sport, which is one of the objectives of the proposal to allow racing associations to use the ARCI TSW. The wager, which if used in California may be called "Turf Wars," is intended to appeal to a large audience that might currently be intimidated by the idea of making pari-mutuel wagers. In addition, the "head-to-head" format of the wager introduces a social aspect that could lead to more play. The ARCI TSW is a multi-race pari-mutuel wager whose outcome is determined entirely by the participants' handicapping skills. The wager is:

- A fixed price wager;
- Based on "tournament-style" play;
- Using win, place, and show "wagers" only;

- Encompasses multiple races/rounds;
- Each round's selection is made individually after the conclusion of the prior race;
- Winners are determined based on cumulative earnings/winnings/points.

The ARCI wager is the same wager the Board discussed in February 2008, with the exception of the takeout provision. The ARCI TSW requires that the host racing commission set the takeout and distribution – including the negotiated proprietary fee. The version of the regulation presented to the Board in February 2008 included language for a takeout of 25 percent, which included a 5 percent proprietary license fee. Those proposing the use of this wager state the racing associations and horsemen will negotiate the takeout, for ultimate Board approval.

At the February 2008 Regular Board Meeting the proponents of the TSW stated the wager might be produced for television, much like the World Poker Tour televised games. The objective of the television production would be to create a wager that is perceived by a broad audience as a game they could learn and play. The simplicity of the fantasy wagers, which are placed on one horse in each round of the TSW (win/place/show, or any combination thereof), is designed to make wagering understandable. Demystifying pari-mutuel wagering could encourage more fans to go to the track. The tournaments would be filmed at the racetracks, and a television show would be produced after the fact. One aim of the filming would be to create characters, or personalities, centered on handicappers. The final result of the TSW would be a large national tournament at the end of the year. A portion of the distribution of the takeout would be used to fund the national tournament.

The developers of the “Turf War” wager are prepared to make a presentation to the Board regarding this proposal.

Scientific Games has stated it is “premature” to state it has the ability to process the ARCI TSW. The Board might wish to hear from Scientific Games regarding its ability to accommodate this wager.

#### RECOMMENDATION

This item is presented for Board discussion and action. A copy of the approved ARCI Model Rule and a condensed version of “Turf Wars” is attached for your review.

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**From:** Billy Koch  
**Sent:** Wednesday, April 29, 2009 2:43 PM  
**To:** Breed, Kirk  
**Cc:** Wagner, Jacqueline  
**Subject:** Turf Wars - CHRB May Board Meeting

Executive Director Breed:

As discussed with Jackie Wagner, this email shall serve as a request to present our proprietary tournament-style parimutuel wager, tentatively titled "Turf Wars", before the CHRB at the May 19th board meeting at Hollywood Park. We are requesting the board authorize all California racing associations and fairs to offer the ARCI approved wager.

We've attached both the ARCI's approved model rule as well as a condensed version for your review.

Craig Pilligin, producer of the first three seasons of "Survivor" and the hit show "The Ultimate Fighter" will be joining myself, Gary Fenton and Drew Couto for the presentation.

Jackie and I spoke this morning and I asked me for the "Approved Rule #". I have a call in to Ed Martin at RCI and we are happy to work with you to provide any additional information you are looking for.

Thank you for your consideration.

Billy Koch

Little Red Feather Racing  
5950 Canoga Ave. Suite 510  
Woodland Hills, CA 91367

ARCI TOURNAMENT STYLE WAGER©  
Adopted March 2008

### E. Tournament-Style Wager ©

- (1) The Tournament-Style Wager is a separate pari-mutuel pool wager established by the association on a designated number of races. The gross pool consists of the total amount wagered for the multiple race bet. Winning wagers are determined by the highest points totals earned after all rounds have been completed, based on cumulative fantasy win, place, or show wagers, or any combination thereof, on one betting interest per wagering race. It is not a parlay and has no connection with or relation to other pools conducted by the association other than the utilization of live race payouts as a means of calculating players' fantasy bankrolls.
- (2) A valid Tournament-Style Wager ticket shall be evidence of a binding contract between the holder of the ticket and the association, and shall constitute an acceptance of Tournament-Style Wager provisions and rules contained in this Article.
- (3) A Tournament-Style Wager may be given a distinctive name by the association conducting the meeting, subject to Board approval, and existing licenses, copyrights, and/or patents.
- (4) Tournament-Style Wagers shall be conducted as follows:
  - (a) Each player receives a starting fantasy bankroll.
  - (b) The number of races that complete the wager varies depending on the specifics of "tournament," as determined by the host racing association, but shall include no less than three races.
  - (c) Each round of the "tournament" consists of a fantasy win, place, or show wagering opportunity, or any combination of the three, on only one betting interest per race. Players may also "pass" (not wager) on any or all of the races comprising the tournament.
  - (d) Official program numbers must be used for all wagers. All players are responsible for ensuring each wager is placed correctly.
  - (e) There are no minimum fantasy wagers per race, and the player may risk up to their entire fantasy bankroll on any given race, however, any wager made must be in whole dollar amounts.
  - (f) Live race payouts are used to calculate players' fantasy point totals.
  - (g) As part of the announced tournament rules, and as approved by the Board, the host racing association may opt to cap the maximum odds on all fantasy payouts.
  - (h) Each player's fantasy wins or losses will be reflected in their cumulative fantasy bankroll at the end of each race.
  - (i) Following a race being declared "official," the actual pari-mutuel pool payout will be added to a player's cumulative fantasy bankroll, subject to any odds cap imposed under subsection (g) hereinabove.
  - (j) A tournament-style "final cut" will be made after the second to last race of the wager. The "final cut" shall be based on the cumulative fantasy bankroll at the end of most recently concluded race, and made so as to identify the tournament's finalists. The number of finalists shall be no less than five, and may include more as determined by the host racing association. Preliminary cuts may be made, as determined by the host racing association, when five (5) or more races constitute the "tournament-style" wager. Each such preliminary cut shall reduce the number of remaining participants by a set percent announced at the beginning of the tournament, excluding the "final cut."
  - (k) Of the finalists, the player(s) with the highest fantasy bankroll after the last leg is/are the "winner(s)."

- (l) All subsequent placings after the final cut shall be determined by the final fantasy bankroll for each of the finalists, and shall not be altered by or subjugated to the final fantasy bank of any player not reaching the finals.
  - (m) The net pari-mutuel pool is distributed to the top 5% of all players in the tournament in accord with subsection (9) herein below.
  - (n) The net pari-mutuel pool shall be distributed in accord with distribution schedule as set forth in the regulation, or as otherwise approved by the Board, at the request of the host racing association.
- (5) A fantasy wager on a coupled entry or field is considered a wager on the remaining part of the coupled entry or field as determined by the rules of the live corresponding race.
  - (6) If a selection in any race designates a betting interest that was scratched, excused, or determined by the Stewards to be a nonstarter in the race, the fantasy wager will be refunded.
  - (7) Points for dead heats will be determined by the payouts of the live corresponding race.
  - (8) The takeout and its distribution for the Tournament-Style Wager shall be set and approved by the host regulatory commission, but shall include the distribution of the negotiated proprietary fee.
  - (9) In accord with the following provisions, the association shall distribute the net pool to the top five percent (5%) of holders of valid tickets that correctly selected the combination of first, second, and/or third place finishers that generated the highest point totals through the designated races/rounds comprising the Tournament-Style Wager as follows:
    - (a) Eighty percent (80%) of the net amount in the pari-mutuel pool subject to distribution among winning ticket holders shall be distributed among the players competing in final round which had the highest qualifying point totals after all rounds/races have been completed, based on fantasy win, place, or show wagers, or any combination thereof, on one betting interest per wagering opportunity/race/event, as follows:
      - (A) Forty-five percent (45%) of the net amount in the pari-mutuel pool subject to distribution among winning ticket holders shall be distributed to the holder(s) of the pari-mutuel ticket which had the highest fantasy point total after all races have been completed.
      - (B) Twenty percent (20%) of the net amount in the pari-mutuel pool subject to distribution among winning ticket holders shall be distributed among holders of pari-mutuel tickets which had the second highest point total after all races have been completed.
      - (C) Eight percent (8%) of the net amount in the pari-mutuel pool subject to distribution among winning ticket holders shall be distributed among holders of pari-mutuel tickets which had the third highest point total after all races have been completed.
      - (D) Four percent (4%) of the net amount in the pari-mutuel pool subject to distribution among winning ticket holders shall be distributed

among holders of pari-mutuel tickets which had the fourth highest point total after all races have been completed.

- (E) Three percent (3%) of the net amount in the pari-mutuel pool subject to distribution among winning ticket holders shall be distributed among holders of pari-mutuel tickets which had the fifth highest point total after all rounds/races have been completed.
- (b) After distributions to pari-mutuel ticket holders pursuant to subsection (a), twenty percent (20%) of the net amount in the pari-mutuel pool subject to distribution among winning ticket holders shall be distributed to the balance of the top five percent (5%) of pari-mutuel ticket holders, with those reaching the final round taking priority in ranking, as follows:
- (A) Nine and two-thirds percent (9 2/3%) of the net amount in the pari-mutuel pool subject to distribution among winning ticket holders shall be distributed equally among the pari-mutuel ticket holders placing in the top-20% of point totals, not including the top five finishers and ties, with each such player receiving no more than two percent (2%) of the net amount in the pari-mutuel pool subject to distribution.
  - (B) Four percent (4%) of the net amount in the pari-mutuel pool subject to distribution among winning ticket holders shall be distributed equally among the pari-mutuel ticket holders placing in the range of greater than 20 % up to 30% of the point totals, with each such player receiving no more than eight-tenths of one percent (0.8%) of the net amount in the pari-mutuel pool subject to distribution.
  - (C) Two percent (2.0%) of the net amount in the pari-mutuel pool subject to distribution among winning ticket holders shall be distributed equally among the pari-mutuel ticket holders placing in the range of greater than 30% up to 40% of the point totals, with each such player receiving no more than four-tenths of one percent (0.4%) of the net amount in the pari-mutuel pool subject to distribution.
  - (D) One percent (1.0%) of the net amount in the pari-mutuel pool subject to distribution among winning ticket holders shall be distributed equally among the pari-mutuel ticket holders placing in the range of greater than 40% up to 50% of the point totals, with each such player receiving no more than two-tenths of one percent (0.2%) of the net amount in the pari-mutuel pool subject to distribution.
  - (E) Three and a third percent (3 1/3%) of the net amount in the pari-mutuel pool subject to distribution among winning ticket holders shall be distributed equally among the pari-mutuel ticket holders placing in the range of greater than 50% up to 100% of point totals, with each such player receiving no more than thirteen one-hundredths of one percent (0.13%) of the net amount in the pari-mutuel pool subject to distribution.
- (c) In the event the distributions to pari-mutuel ticket holders as set forth in subsection (b) does not fully distribute the remaining twenty percent (20%) of the net amount in the pari-mutuel pool, then the monies remaining after such distributions shall be distributed equally to all players finishing in the top five percent (5%) of pari-mutuel ticket holders

- (10) In the event of a tie in points, the tie shall be broken by:
- (a) Awarding the higher place finish to the player that had the highest point total at the conclusion of the immediately preceding race.
  - (b) If the tie remains unbroken, point totals will be compared successively in reverse order through each of the prior races comprising the tournament wager until the player with the highest point total in a round is determined.
  - (c) If the tie remains unbroken after point totals were compared for all prior races then the percentage shares for the two or more players shall be combined and split equally among the players tied for such positions.
- (11) All tickets shall be refunded if all races comprising the Tournament-Style Wager are cancelled or declared as no contest. The entire pool shall be refunded if less than three (3) races are completed and if three (3) or more races are completed the net pool shall be distributed pursuant to subsection (9).
- (12) After wagering closes on the first race comprising the Tournament-Style Wager, the tournament shall be deemed closed and no entry ticket shall be sold, exchanged, or cancelled. No person shall be determined to hold a winning Tournament-Style Wager ticket until the last designated race has been declared official.

**NOTE:** The following are not intended to be part of the rule, rather is included to provide an illustration and explanation of the wager

**TAKEOUT & DISTRIBUTIONS**  
*California Example*

Distributions:

• Racing Association/Fair	7.75%
• Purses	7.75%
• Breeders	0.75%
• Satellite Wagering Facilities	2.0%
• License Fee	0.75%
• WITC National Tournament	1.0%
• WITC License	<u>5.0%</u>

**Total Takeout:** 25%

**PAYOUT EXAMPLE**

**Sample Tournament Payouts:**

Total Wagers:	1,000
Wager Denomination:	\$25.00
Pot Size:	\$25,000.00
Pari-mutuel Payout:	\$18,750.00 (assumes 25% "take-out")

	WINNER PAY		TOTAL	TOT %
45.00%	\$8,437.50	1	\$8,437.50	45.00%
20.00%	\$3,750.00	1	\$3,750.00	20.00%
8.00%	\$1,500.00	1	\$1,500.00	8.00%
4.00%	\$750.00	1	\$750.00	4.00%
3.00%	\$562.50	1	\$562.50	3.00%
1.93%	\$362.49	5	\$1,812.47	9.67%
0.80%	\$150.00	5	\$750.00	4.00%
0.40%	\$75.00	5	\$375.00	2.00%
0.20%	\$37.50	5	\$187.50	1.00%
0.13%	\$24.99	25	\$624.84	<u>3.33%</u>
			<b>\$18,749.81</b>	100.00%

**Note:** Tiebreakers are broken by the amount each player had before the last wager. For example if places 40-75 going into the second to last leg go bankrupt after the race, the bankroll they accumulated prior to the race determines their placing.

Adopted in Version 1.4 ARCI 8/27/02 NAPRA 10/2/02

Version 2.0 to 2.1 ARCI 8/2/03 NAPRA 9/20/03: Added new rule language

Version 3.0 to 3.1 ARCI 4/3/04 NAPRA 4/3/04 Committee Actions 4/8/04: Rule language added; Rule language was moved from ARCI-004-030

Version 3.2 to 3.3 ARCI 12/7/05: Added new rule language

Version 3.3 to 3.4 ARCI 3/29/06: Added new rule language

Version 4.0 to 4.1 ARCI 4/26/07 Rule renumbered from ARCI-004-035 to ARCI-004-155

Version 4.1 to 4.2 ARCI 3/26/08 Added new rule language Tournament Style Wager©

# TURF WARS

## THE BASIC WAGER

1. The cost of the bet is \$\_\_\_\_\_ (this amount will vary depending on the platform and the host of the game - On-track, Internet, TV Tournament).
2. All players receive a starting bankroll of \$100.
3. The number of races that complete the wager will vary depending on the platform (On-track, Internet, TV Tournament) and the number of entrants in the respective game/tournament.
4. Each player may make a win, place or show bet, or any combination of the three on one horse per race. Players may also "pass" (not wager) on any or all of the races.
5. There are no minimum wagers and the player may risk up to their entire bankroll.
6. Track odds will be used to calculate winning totals. Winning odds will be restricted to a 25-1 cap.
7. A player's win or loss will be reflected in his/her bankroll at the end of each race. Each Bankroll is rounded to the nearest dollar.
8. A "cut" will be implemented to reduce the players after the second to last race of the wager (i.e. In a seven race wager, the cut is after the sixth leg). Additional cuts may be added depending on the number of participants.
9. Only the top \_\_\_\_\_ Bankrolls (including ties) after the final cut, advance with their respective Bankrolls to play the final leg.
10. Of the \_\_\_\_\_ finalists, the player(s) with the highest bankroll(s) after the last leg wins. The top \_\_\_% will receive "winnings" per the percentage breakdown listed below (payoff percentages may vary depending on the platform and the host of the game - On-track, Internet, TV Tournament).

# TURF WARS

## THE BASIC WAGER

Sample "On-Track" Tournament Payouts:

Total Players: ..... 1,000

Wager Amount: .....\$25.00 Wager

Pot Size: .....\$25,000.00

Pari-mutual Payout: ....\$18,750.00 (assumes 25% "take-out")

Finish	Win %	Total %	Earnings
1	45.00%	45.00%	\$ 8,438.50
2	20.00%	20.00%	\$ 3,750.00
3	8.00%	8.00%	\$ 1,500.00
4	3.00%	3.00%	\$ 562.50
5	2.75%	2.75%	\$ 481.25
6-10	2.00%	10.00%	\$ 375.00
11-15	1.00%	5.00%	\$ 187.50
16-20	0.50%	2.50%	\$ 93.75
21-25	0.25%	1.25%	\$ 46.88
26-50	0.10%	2.50%	\$ 18.75

Note: Tiebreakers are broken by the amount each player had before the last wager. For example if places 40-75 going into the second to last leg go bankrupt after the race, the bankroll they accumulated prior to the race determines their placing.

STAFF ANALYSIS  
DISCUSSION AND ACTION BY THE BOARD REGARDING THE  
REQUEST FOR APPROVAL FROM NORTHERN CALIFORNIA OFF-TRACK  
WAGERING, INC. TO CHANGE THE CURRENT 1.20 PERCENT OFF-SITE  
STABLING AND VANNING FUND TAKEOUT UP TO 1.25 PERCENT  
PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 19607.3(F).

Regular Board Meeting  
June 5, 2009

## BACKGROUND

Business and Professions Code section 19607.2, states that when satellite wagering is conducted on thoroughbred races at associations or fairs in the northern zone, an amount not to exceed 1.25 percent of the total amount handled shall be deducted to provide reimbursement for offsite stabling and vanning of starters for those additional stalls on race days for thoroughbred horses. Further, Business and Professions Code section 19607.3 (f), provides for adjustments to the stabling and vanning fund rate at the discretion of the Board; however, the adjusted amount may not exceed 1.25 percent. The organization that administers the northern zone stabling and vanning fund is the Northern California Off-Track Wagering, Inc, (NCOTWINC).

On November 18, 2008, the Board approved an adjustment to the stabling and vanning deduction from off-track handle applicable to racing from 1.15 to 1.20 percent effective December 26, 2008. This increase was projected to generate approximately \$173,000 of incremental revenues annually, which would begin to cover the projected loss through 2009 of \$260,000. This estimate included a refund of just over \$600,000 from American International Group (AIG) in March 2009.

As of April 2009, AIG refunded \$230,621 of the estimated \$600,000. According to the controller at NCOTWINC, they will continue to pursue the receipt of the remainder of the refund.

## ANALYSIS

According to NCOTWINC, the stabling and vanning fund has continuous operating losses driven by a marked decline in satellite-based handle (10 percent estimated decline in 2009) and increases in offsite stabling (e.g., labor, materials, fuel, utilities) and vanning (e.g., fuel) expenses.

The proposed increase in the rate of up to 1.25 percent would generate approximately \$175,000 of incremental revenues annually, which would begin to cover the projected loss through 2009 of \$800,000. This estimate includes a refund of \$230,621 from AIG in April 2009. The proposed increase will be paid equally by lowering commissions and purses.

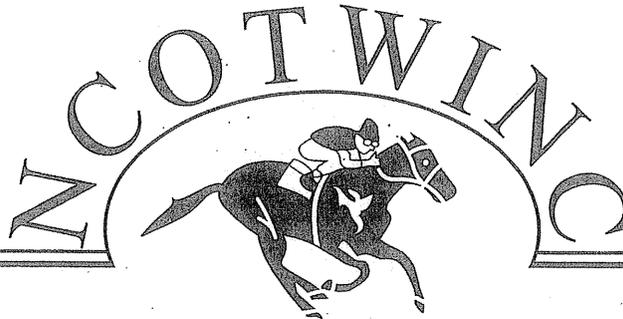
Please see attached documents submitted by NCOTWINC in support of their request.

## RECOMMENDATION

Staff recommends that the Board hear from NCOTWINC representatives and other interested parties regarding the proposed adjustment to the stabling and vanning fund.

Northern California

Phone: 925-307-7040



Off-Track Wagering, Inc.

Fax: 925-560-0522

7950 Dublin Blvd., Suite 214  
Dublin, California 94568

May 1, 2009

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

Dear Mr. Breed:

On behalf of the Northern California Stabling & Vanning Committee, I am requesting that you please place the following item on the agenda for the May 19, 2009 California Horse Racing Board Meeting:

**Northern California Stabling Rate Increase to 1.25% effective immediately**

Effective immediately, the Northern California Stabling & Vanning Committee requests that the California Horse Racing Board, pursuant to the authority granted it by California Business & Professions Code Section 19607.3(j), approve an adjustment to the Stabling and Vanning deduction from off-track handle applicable to racing at 1.25%.

The impetus for this request is the continued operating losses forecast for 2009. These operating losses have been driven by a marked decline in satellite-based handle (i.e., ~10% estimated decline in 2009) and increases in offsite stabling (e.g., labor, materials, utilities) and vanning expenses.

We estimate the rate increase would generate approximately \$175,000 of incremental revenues annually, which would begin to cover the projected 2009 year end fund deficit of \$800,000. The Stabling & Vanning committee continues to assess other actions to address the deficit. We have included a cash flow forecast with this request for the Board's review.

It is important to note that the increase is not borne by the betting public but is split equally by lowering commissions and purses.

Should you have any questions on these items please feel free to call.

Sincerely,

Patrice Van Dussen  
Controller

Cc: NCOTWINC Vanning & Stabling Committee  
Jackie Wagner

NCOTWING STABLING AND VANNING FUND  
PROJECTED OPERATING ACTIVITY AND CASH POSITION  
As of 5/01/09

	12/31/2008 12 months (actual)	Jan-09 (actual)	Feb-09 (actual)	Mar-09 (actual)	Apr-09 (forecast)	May-09 (forecast)	Jun-09 (forecast)	Jul-09 (forecast)	Aug-09 (forecast)	Sep-09 (forecast)	Oct-09 (forecast)	Nov-09 (forecast)	Dec-09 (forecast)	12/31/2009 12 months (forecast)
Beginning Balance	(\$881,317)	(\$1,056,927)	(\$960,715)	(\$871,294)	(\$783,745)	(\$487,789)	(\$297,208)	(\$479,998)	(\$598,341)	(\$728,901)	(\$759,545)	(\$914,409)	(\$844,988)	(\$1,056,927)
Operating Profit/(Loss) at current 1.20% takeout	(\$681,924)	96,212	\$89,421	\$87,549	\$65,335	\$190,581	(\$182,790)	(\$118,343)	(\$130,560)	(\$30,644)	(\$154,864)	\$69,423	\$35,797	\$17,117
Extraordinary items														
AIG Refund	\$976,691				\$230,621									\$230,621
Deferred BM & GGF stabling expenses	(\$470,377)													\$0
Ending Balance at current 1.20% takeout (1)	(\$1,056,927)	(\$960,715)	(\$871,294)	(\$783,745)	(\$487,789)	(\$297,208)	(\$479,998)	(\$598,341)	(\$728,901)	(\$759,545)	(\$914,409)	(\$844,988)	(\$809,189)	(\$809,189)
<b>Proposed 1.25% takeout activity</b>														
Incremental revenues generated							\$14,395	\$14,395	\$14,395	\$14,395	\$14,395	\$14,395	\$14,395	\$100,764
Adjusted Ending Balance at 1.25% takeout		(\$960,715)	(\$871,294)	(\$783,745)	(\$487,789)	(\$297,208)	(\$465,603)	(\$569,551)	(\$685,716)	(\$701,965)	(\$842,435)	(\$758,617)	(\$709,425)	(\$709,425)

(1) Negative "Ending Balance" indicates deferred payments owed to racing associations.

**2008 Notes:**

- "AIG Refund" is a return of seed capital used to set up industry's workers' comp program.
- Combined \$470K payment to Bay Meadows and Golden Gate Fields for deferred off-site stabling expense reimbursement.
- Operating activity includes increased stabling rate for Pleasanton facility effective October 8th.

**2009 Notes:**

- Operating activity is better than prior years due to the decrease in overall stabling expenses related to the transition from Bay Meadows to Pleasanton.
- Operating activity includes increased stabling rate for Golden Gate Fields.
- "AIG Refund" is a return of seed capital used to set up industry's workers' comp program. Assumes no disruption due to AIG bail out.
- Assumption that Incremental revenues generated by rate increase would begin 6/1/2009; assumes a monthly straight-line allocation and does not reflect seasonality.

STAFF ANALYSIS  
DISCUSSION AND ACTION BY THE BOARD REGARDING THE DISTRIBUTION OF  
RACE DAY CHARITY PROCEEDS OF THE PACIFIC RACING ASSOCIATION IN THE  
AMOUNT OF \$103,377 TO 15 BENEFICIARIES.

Regular Board Meeting  
June 5, 2009

BACKGROUND

Business and Professions Code section 19550 states the Board shall require each licensed racing association that conducts 14 or less weeks of racing to designate three racing days during any one meeting to be conducted as charity days by the licensee for the purpose of distribution of the net proceeds there from to beneficiaries through the distribution agent. Business and Professions Code 19550 (b) states no racing association shall be required to pay beneficiaries more than an amount equal to two-tenths of 1 percent of the association's total on-track handle on live races conducted. Business and Professions Code section 19556 provides that the distributing agent shall make the distribution to beneficiaries qualified under this article. At least 50 percent of the distribution shall be made to charities associated with the horse racing industry.

ANALYSIS

The Pacific Racing Association is requesting approval to distribute proceeds from charity day races conducted at Golden Gate Fields during its 2007 race meetings January 1, 2007 through December 31, 2008. The net proceeds from the charity days totaled \$103,377. The list of organizations selected and amount to be distributed is listed on the attached. Staff notes that 93% of the proceeds will be given to racing related organizations.

RECOMMENDATION

Staff recommends that the Board approve this request.

# Golden Gate Fields

April 16, 2009

California Horse Racing Board  
1010 Hurley Way, Suite 300  
Sacramento, CA 95825  
Attention: Kirk Breed

Re: Golden Gate Fields Charity Days  
(January 1, 2007 to December 31, 2008)

Ladies and Gentlemen:

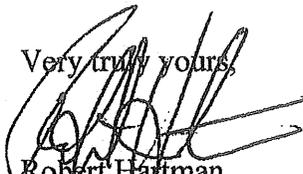
Pacific Racing Association, doing business as "Golden Gate Fields", has determined the beneficiaries of the \$103,377 of proceeds from its "Charity Day" races conducted at Golden Gate Fields, Albany, California for the periods hereinafter set forth.

Golden Gate Fields last distributed Charity Day funds as set forth in our letter to you on November 7, 2007. That request covered a balance of \$142,173 which was stated to have been collected during the race meets ending May 7, 2006, October 15, 2006 and February 7, 2007. This is to bring to your attention the fact that the proceeds distributed, \$142,173, actually represented Charity Day funds for race dates to and including December 31, 2006 only, and did not include any funds generated from the period January 1, 2007 to February 11, 2007. Charity Day funds for that period are reported herewith and are included in the request for distribution set forth in this letter.

Attached hereto is a list of the organizations selected to be the beneficiaries of the Charity Days proceeds and the amount to be distributed to each.

Please note that approximately 93 percent of the distributions are to horse related charities.

Very truly yours,



Robert Haytman  
General Manager

Enclosure

Golden Gate Fields  
 Distribution of Charity Day Proceeds  
 January 2, 2007 to December 31, 2008

I. Horse Related Charities – BP 1955b(b)

Racetrack Chaplaincy of America (Northern California Council)	\$ 20,500
Edwin J. Gregson Foundation	\$ 41,621

II. Welfare Fund for Backside Personnel – BP 19641(b)

California Thoroughbred Horsemen's Foundation	\$ 5,165
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III. Fund for Substance or Alcohol – BP 19556(b)

Winners Foundation	\$ 5,165
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IV. Disabled Jockeys Fund – BP 19557(c)

Disabled Riders Endowment	\$ 20,676
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V. Other Qualified Charities

Albany YMCA	\$ 3,500
CANTER	\$ 1,000
CARMA	\$ 1,000
Albany Community Center	\$ 1,000
Emery Ed Fund	\$ 1,000
Albany High School PTSA	\$ 500
GEVA	\$ 500
City of Albany Meals on Wheels	\$ 500
SchoolCARE	\$ 500
Friends of Albany Library	\$ 500
Fix Our Ferals	\$ 250

TOTAL	\$103,377
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STAFF ANALYSIS  
DISCUSSION AND ACTION BY THE BOARD REGARDING THE  
DISTRIBUTION OF RACE DAY CHARITY PROCEEDS OF  
THE OAK TREE RACING ASSOCIATION IN THE  
AMOUNT OF \$51,234 TO 9 BENEFICIARIES

Regular Board Meeting  
June 5, 2009

BACKGROUND

Business and Professions Code section 19550 (a) states the Board shall require each licensed racing association that conducts 14 or less weeks of racing to designate three racing days, and each licensed racing association that conducts more than 14 weeks of racing to designate five racing days during any one meeting, to be conducted as charity days by the licensee for the purpose of distribution of the net proceeds therefrom to beneficiaries through the distribution agent. Business and Professions Code section 19550 (b) states no racing association shall be required to pay beneficiaries more than an amount equal to two-tenths of 1 percent of the association's total on-track handle on live races conducted. Business and Professions Code section 19556 provides that the distributing agent shall make the distribution to beneficiaries qualified under this article. At least 50 percent of the distribution shall be made to charities associated with the horse racing industry.

ANALYSIS

The Oak Tree Racing Association is requesting approval to distribute proceeds from charity day races conducted at Santa Anita during its 2008 race meeting from September 24, 2008 through October 26, 2008. The net proceeds from the charity days totaled \$51,234. The list of organizations selected and amount to be distributed is attached. Staff notes that 100 percent of the proceeds will be given to racing related organizations.

RECOMMENDATION

Staff recommends that the Board approve this request.

CHRB Analysis  
Oak Tree Racing Association 2008 Charity Day Proceeds

Charity	Amount	Proposed Disbursement Percentage	Required By Horse Racing Law	
Disabled Jockeys Fund	10,734	20.95%	20%	c
Southern California Equine Foundation	2,000	3.90%		d
Winners Foundation	6,000	11.71%	5%	a
United Pegasus Foundation	2,500	4.88%		d
California Thoroughbreds Horsemen's Foundation	8,500	16.59%	5%	b
Don MacBeth Memorial Jockey Fund	5,000	9.76%		d
California Equine Retirement Foundation	5,000	9.76%		d
Traquility Farm	9,000	17.57%		d
Glen Ellen Vocational Academy, Inc.	2,500	4.88%		d
<b>Total to Equine Related Charities</b>	<b>51,234</b>	<b>100.00%</b>	<b>50%</b>	<b>d</b>
<b>Total to Non-Equine Related</b>	<b>-</b>	<b>0.00%</b>		
<b>Total</b>	<b>51,234</b>	<b>100</b>		

## Notes:

- a** Fund for substance or and alcohol abuse (BP 19556 (b) )
- b** Welfare fund for Backside Personnel (BP 19641 (b))
- c** Disable Jockeys Fund (BP 19556 ( C ) )
- d** Horse Related Charities (BP 19556 (b) )

Source: OTR's request to distribute letter dated 5/12/09

Business & Professions Codes 19550, 19554, 19555, 19556, 19557

CHARITABLE



FOUNDATION

May 12, 2009

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

Dear Kirk:

The audited net proceeds from Charity Racing Days during the 2008 Oak Tree meet came to \$51,234.00

Therefore the Directors of the Oak Tree Charitable Foundation respectfully request CHRB approval at the June 5, 2009 regular meeting to disburse a total of \$51,234 to the attached schedule of eligible beneficiaries.

Contributions to thoroughbred industry charities total 100% of the distribution. We also contribute additional monies for equine related purposes from our Foundation and Racing Association funds.

Should you wish to review them, copies of grant applications from the selected organizations are available..

Sincerely,

OAK TREE CHARITABLE FOUNDATION

A handwritten signature in dark ink, appearing to read "Sherwood C. Chillingworth", with a stylized flourish at the end.

Sherwood C. Chillingworth  
 Executive Vice-President

Attachment.



## STAFF ANALYSIS

### APPROVAL OF CONTRACTS FOR 2009/10 STEWARD, ASSISTANT VETERINARIAN, OFFICIAL VETERINARIAN, OUT OF COMPETITION VETERINARIAN, SERVICE CONTRACTS

Regular Board Meeting  
June 5, 2009

#### BACKGROUND

Pursuant to Section 2.06 of the State Contracting Manual, state Boards and Commissions with contracts in excess of \$5,000, must provide a copy of a motion approving and authorizing execution of the agreement/contract.

#### ANALYSIS

The attached list of service contracts include out of competition and routine drug testing as a combined single contract, services performed by the Ken Maddy Equine Testing Laboratory, estimated value is \$1,987,250.00. The service components of the combined contract will continue the expanded drug testing strategies specific to each program, focusing the out of competition program on providing an effective method of serving as a deterrent; while the routine testing segment will continue to analyze samples, testing for chemical findings indicative of the presence of a drug substance foreign to the horse. The cost per sample tested remains unchanged, and the estimated annual cost for the combined contract is a total of both individual contracts added as one.

Included is a list of proposed Steward, Assistant Veterinarian, Out of Competition Veterinarian and Official Veterinarian contracts for Fiscal Year 2009/10, with estimated annual costs. Contract costs are based on assignments for the 2009 racing calendar. Assistant Veterinarians are veterinarian students, receiving a lower daily rate while Out of Competition Veterinarians are practicing veterinarians as are the Official Veterinarians. Eventually, if a qualified pool of veterinarian students becomes available, it is hoped more Assistant Veterinarians will be utilized for the out of competition portion of the testing program.

#### RECOMMENDATION

Staff recommends the Board approve the attached list of contracts for Fiscal Year 2009/10.

## 2009/2010 CONTRACTS – ESTIMATED COSTS

SERVICE CONTRACTS	STEWARD SERVICES
Regents of Univ. of California Drug Testing (Combined Out of Comp and Routine Testing) 1 year cost: \$1,987,250.00	Grant Baker Scott Chaney Albert Christiansen James Dreyer John Herbuveaux Luis Jauregui Darrel McHargue Brent McLaren William Meyers Dennis Nevin Paul Nicolo Michael Oke Kim Sawyer Thomas Ward Randall Winick Rueben Moreno
Regents of Univ. of California Equine Medical Director 1 year cost: \$ 303,000.00	<b>TOTAL COSTS \$ 1,610,750.00</b> <hr/>
Regents of Univ. of California Postmortem Exams 2 year cost: \$ 180,000.00	<b>OFFICIAL VETERINARIANS</b>
Peters Shorthand Reporting Services: 1 year cost: \$ 60,000.00	Dr. Gary Beck                      Dr. B. William Bell Dr. Barrie Grant                  Dr. Diane Isbell Dr. Donald Dooley                Dr. Karen Peyser Dr. Jennifer Durenburger Dr. Robert Goodbary              Dr. Jill Bailey Dr. Joan Hurley                    Dr. Heather Kerr
Department of Technology Services (IT services) 1 year cost: \$ 204,000.00	<b>TOTAL COSTS \$ 837,000</b> <hr/>
Stephen Imhoff, Hearing Officer 1 year cost: \$50,000.00	<b>ASSISTANT VETERINARIANS</b>
	Robert Favorite Kristen Grimsrud
	<b>TOTAL COSTS \$ 34,000</b> <hr/>
	<b>OUT OF COMP VETERINARIANS</b>
	Jill Bailey Gary Beck Jennifer Durenberger Robert Goodbary Diane Isbell
	<b>TOTAL COSTS \$ 75,000</b>

**CALIFORNIA HORSE RACING BOARD**

**JUNE 5, 2009**  
**REGULAR BOARD MEETING**

**There is no board package material for Item 18**