

8. Discussion and action on the report regarding the **implementation of CHRB Rule 1658, Vesting of Title to Claimed Horse**, which was amended to provide that the stewards shall void the claim if the horse suffers a fatality during the race or the racing or official veterinarian determines the horse will be placed on the Veterinarian's List as unsound or lame before the horse is released to the successful claimant.
9. Discussion and action by the Board regarding the **extension of the June 2012 Board decision to suspend for twelve months the use of clenbuterol by all breeds at all California race tracks, which is set to expire July 18, 2013.**
10. Report from the **Pari-mutuel/ADW and Simulcast Committee.**
11. Discussion and action by the Board regarding the **presentation from Sportech regarding its plans to create and market a high end combination restaurant/sports bar/minisatellite brand that would be located in high density populated areas of California.**
12. Report from the **Legislative, Legal and Regulations Committee.**
13. Discussion and action by the Board regarding **approval of the revised CHRB Governing Procedures notice for disciplinary hearing.**
14. Public hearing and action by the Board regarding the **proposed addition of the following Exchange Wagering rules and the proposed revisions to these rules made in response to the Office of Administrative Law's (OAL) March 20, 2013 Decision of Disapproval of Regulatory action.** (Note: This concludes the 15-day public comment period. The Board may adopt the proposal as presented.)
 - Proposed CHRB Rules:**
 - 2086, Definitions**
 - 2086.5, Application for License to Operate Exchange Wagering**
 - 2086.6, Operating Plan Required**
 - 2086, 7, Exchange Wagering Data**
 - 2086.9, Financial and Security Integrity Audits Required**
 - 2087, Suspending Markets**
 - 2087.6, Cancellation of Matched Wagers**
 - 2088.6, Cancellation of Unmatched Wagers**
 - 2089, Errors in Payments of Exchange Wagers**
 - 2089.5, Requirements to Establishing Exchange Wagering Account**
 - 2091.5, Suspending an Exchange Wagering Account**
 - 2092.5, Prohibitions on Wagers to Lay a Horse to Lose**
 - 2092.6, Suspension of Occupational License**
15. Discussion and action by the Board on the **approval of the 2013/2014 Agreement providing funding support for the Board.**

16. Discussion and action by the Board regarding the **allocation of 2014/2015 night racing dates at Los Alamitos and Cal Expo.**
17. Discussion and action by the Board regarding the **allocation of Northern California 2014/2015 race dates and related issues for 2014/2015.**
18. Discussion and action by the Board regarding an **industry update on the status of the discussions regarding the southern California auxiliary off-track stabling issue for 2014/2015.**
19. **Closed Session:** For the purpose of receiving advice from counsel, considering pending litigation, reaching decisions on administrative licensing and disciplinary hearings, and personnel matters, as authorized by section 11126 of the Government Code.
 - A. The Board may convene a Closed Session to confer with and receive advice from its legal counsel regarding the pending litigation described in the attachment to this agenda captioned "Pending Litigation," as authorized by Government Code section 11126(e).
 - B. The Board may convene a Closed Session to confer with and receive advice from its legal counsel regarding the pending administrative licensing or disciplinary matters described in the attachment to this agenda captioned "Pending Administrative Adjudications," as authorized by Government Code section 11126(e).
 - C. The Board may convene a Closed Session for the purposes of considering personnel matters as authorized by Government Code section 11126, (a).

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

CALIFORNIA HORSE RACING BOARD

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

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



**PENDING LITIGATION
JUNE 2013**

SUPERIOR COURT LITIGATION

- A. **Jeff Mullins vs. CHRB, et al**
Superior Court of California, County of San Diego, Case No. 37-2010-00092212
- B. **San Luis Rey Racing, Inc., vs. CHRB, et al**
Superior Court of California, County of San Diego, Case No. 37-2011-00096586
- C. **Alexander Sywak vs. CHRB**
Superior Court of California, County of Sacramento, Case No. 34-2011-800001021
- D. **Morteza Atashkar vs. CHRB**
Superior Court of California, County of Sacramento, Case No. 34-2008-00024426
- E. **Gerald Gibbs v. Bob Hubbard Transportation, Inc., and the CHRB**
Superior Court of California, County of Los Angeles, Case No. BC505465

PROCEEDINGS of the Regular Meeting of the **California Horse Racing Board** held at the **California Exposition and State Fair, Grandstand Club House**, 1600 Exposition Boulevard, Sacramento, California, on **May 23, 2013**.

Present: David Israel, Chairman
Chuck Winner, Vice-Chairman
Steve Beneto, Member
Jesse H. Choper, Member
Bo Derek, Member
George Krikorian, Member
Richard Rosenberg, Member
Kirk E. Breed, Executive Director
Robert Miller, General Counsel

APPROVAL OF THE MINUTES OF APRIL 11, 2013

Chairman Israel asked for approval of the minutes of the Regular Meeting of April 11, 2013. Vice-Chairman Winner stated a correction was required on page 17; 'Vice Chairman Israel seconded' should be changed to 'Vice Chairman Winner seconded'. Vice Chairman Winner **motioned** to approve the minutes as amended. Commissioner Rosenberg **seconded** the motion, which was **unanimously carried**.

PUBLIC COMMENT

There were no public comments.

DISCUSSION AND ACTION BY THE BOARD ON THE APPROVAL OF SERVICE, STEWARD AND OFFICIAL VETERINARIAN CONTRACTS FOR FISCAL YEAR 2013-2014.

Kirk Breed, CHRB Executive Director, stated getting approval of the steward and official veterinarian contracts was done every May in preparation for all of the contracts for the coming fiscal year. The contracts were provided in the Board package. Commissioner Beneto **motioned**

to approve the service, steward, and official veterinarian contracts for fiscal year 2013-2014. Commissioner Choper **seconded** the motion, which was **unanimously carried**.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE REQUEST FROM NORTHERN CALIFORNIA OFF-TRACK WAGERING, INC. (NCOTWINC) TO CONTINUE THE MODIFICATION OF THE DISTRIBUTION OF MARKET ACCESS FEES FROM ADVANCE DEPOSIT WAGERING (ADW) AS PERMITTED UNDER BUSINESS AND PROFESSIONS CODE SECTION 19604(F)(5)(E) FOR WAGERING CONDUCTED BY THOROUGHBRED ASSOCIATIONS IN THE NORTHERN ZONE.

Bryan Wayte, representing Northern California Off-Track Wagering Inc. (NCOTWINC), stated the agreement was for July 1, 2013 through December 31, 2013 and would reduce the additional deduction on Market Access fees derived from advanced deposit wagers (ADW) placed on all live and imported races hosted by the Pacific Racing Association at Golden Gate Fields (GGF) from 2.9 percent to 2.15 percent of total handle in the northern zone. It would also allow the rate deducted from brick and mortar simulcast wagering in the northern zone to revert from the modified 2.9 percent down to the minimum 2.5 percent. Chairman Israel asked what would happen on December 31, 2013. Mr. Wayte said NCOTWINC would reassess the expense fund and if a new agreement was needed it would be negotiated with GGF and the Thoroughbred Owners of California. Commissioner Rosenberg stated it was rare to see reductions in expenses. He asked how this was accomplished. Mr. Wayte stated the savings occurred on the labor side, mainly in the health and welfare costs. Commissioner Rosenberg **motioned** to approve to continue the modification of the distribution of market access fees from ADW as revised. Vice Chairman Winner **seconded** the motion, which was **unanimously carried**.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE REQUEST FROM GOLDEN GATE FIELDS TO ALLOW A JOCKEY TO WEAR PIVOHEAD GLASSES DURING ONE DESIGNATED TURF RACE AT GOLDEN GATE FIELDS.

Joe Morris, representing Golden Gate Fields (GGF), stated a Pulitzer Prize winning writer at the New York Times had written an article on Russel Baze and they were preparing an accompanying video for NewYorkTimes.com. They had already shot video of Mr. Baze racing and wanted to include some first person point of view footage. Mr. Morris stated this was a great promotional opportunity. He said the Pivothead Glasses were safe and Paul Nicolo, CHRB Safety Steward at GGF, agreed. Chairman Israel stated the Pivothead glasses seemed to solve all of the previous safety issues the Board had with previous jockey mounted camera systems. Commissioner Derek encouraged the Board to approve the request. She said the video footage she has seen from the perspective of the jockey really demonstrated the excitement and power of the horses. Commissioner Derek **motioned** to approve to request from GGF to allow a jockey to wear Pivothead Glasses during one designated turf race at GGF. Chairman Israel **seconded** the motion, which was **unanimously carried**.

REPORT FROM THE MEDICATION AND TRACK SAFETY COMMITTEE.

Commissioner Derek stated the committee discussed moving toward a national uniformity in medication. California was ahead of most jurisdictions with authorized levels for permitted medications; however, it did not have established withdrawal times. Withdrawal times would state very clearly how long before a race to stop a specific medication, resulting in fewer positive blood tests. There was discussion to prohibit a horse from starting in a race if it has received an intra-articular injection of cortisone within seven days. Dr. Rick Arthur had referred to a study that showed such injections to be most effective seven to ten days before a race. Pennsylvania

Proceedings of the Regular Meeting of May 23, 2013

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and New York already had similar regulations in place and Commissioner Derek hoped California would have its own prohibition in place within approximately one year. Commissioner Derek said the committee began discussions on improving backside security. CHRB held meetings on this issue in 2003 and 2004, implementing many of the recommendations from these meetings; however, the major issues of detention barns and camera surveillance were not resolved. Kirk Breed, CHRB Executive Director, and Bill Westerman, CHRB Chief Investigator, were going to take a look at backside security and come up with more recommendations. At the 2003-2004 meetings there was consensus that cameras were the best solution. The preferred solution now may be an increase in security personnel with extensive horseracing experience, such as safety stewards Luis Juaregui and Paul Nicolo. Commissioner Derek stated the committee continued discussions on jockey and exercise rider injuries. In these discussions Dr. Pita Hitchens reported on a study of jockey and exercise rider accidents from 2007 to 2011. During this period there were 351 workers' compensation claims totaling \$17 million, more accidents in quarter horse racing than thoroughbred racing, and jockey injuries in 60 percent of falls from catastrophic horse injuries. The study also discovered the injury rate for exercise riders was surprisingly high. A great number of these accidents occur in the stable area where the roads were packed down hard. CHRB safety stewards would be meeting regularly with California Thoroughbred Trainers to discuss stable area safety as well as track safety. Commissioner Derek stated the committee discussed the possibility of assessing the qualifications of exercise riders and improving the licensing procedures to make certain the exercise riders were qualified to do their work. She said this issue was being turned over to the Jockey Welfare Committee, chaired by Vice Chairman Winner. Vice Chairman Winner stated the issue was not only important because of the jockey and horse injuries but also because of the

expense to the industry. Some of the \$17 million spent on workman's compensation claims could be reduced, but only with industry cooperation. Vice Chairman Winner said he, Commissioner Derek, and Commissioner Krikorian took the opportunity to tour the Maddy Equine Laboratory at Davis. He said the lab not only served California but the industry worldwide as well. Because of the economic issues the committee was looking into ways to enhance the budget for the lab. Commissioner Derek stated the committee heard a presentation from Dr. Sue Stover who has studied the preexisting injuries found in 85 percent of catastrophic breakdowns and would soon have recommendations for prevention.

REPORT FROM THE EXCHANGE WAGERING AD HOC COMMITTEE.

Chairman Israel consolidated discussion of items seven, and eight.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE PROPOSED ADDITION OF THE FOLLOWING EXCHANGE WAGERING RULES AND THE PROPOSED REVISIONS TO THESE RULES MADE IN RESPONSE TO THE OFFICE OF ADMINISTRATIVE LAW'S (OAL) MARCH 20, 2013 DECISION OF DISAPPROVAL OF REGULATORY ACTION.

PROPOSED CHRB RULES:

2086, DEFINITIONS

2086.5, APPLICATION FOR LICENSE TO OPERATE EXCHANGE WAGERING

2086.6, OPERATING PLAN REQUIRED

2086, 7, EXCHANGE WAGERING DATA

2086.9, FINANCIAL AND SECURITY INTEGRITY AUDITS REQUIRED

2087.6, CANCELLATION OF MATCHED WAGERS

2089, ERROR IN PAYMENTS OF EXCHANGE WAGERS

2089.5, REQUIREMENTS TO ESTABLISHING EXCHANGE WAGERING ACCOUNT

Chairman Israel stated the committee was successful in finding resolutions to all but one of the Office of Administrative Law's (OAL) issues with the exchange wagering regulations. He said Jacqueline Wagner, CHRB staff, subsequently chaired a meeting with the potential stakeholders to solve the one remaining issue. Ms. Wagner stated she met with representatives from Global Betting Exchange, Twinspires, and Betfair to discuss proposed Rule 2086.5, which addressed the fee, and how the fee was to be collected. She said the total fee for a license to provide exchange wagering was \$500,000 per year, equally apportioned among the approved applicants, paid on a monthly basis, and expiring on June 30, end of the fiscal year. Ms. Wagner stated the Board would provide notification of any adjustments to the monthly assessment fees within seven days of an increase or decrease in the number of approved exchange wagering applicants. Vice Chairman Winner asked if one exchange wagering applicant started service on December 26, 2013 would they have to pay \$500,000 and then pay \$500,000 five days later. Ms. Wagner stated if there was one approved applicant they would be assessed \$41,667 for the first month. Vice Chairman asked what the assessment would be for a provider licensed in May. Ms. Wagner said they would be assessed the monthly amount for May then again for June, the last two months of the fiscal year, and then required to renew on July 1. Chairman Israel suggested a

scenario where one applicant was approved in July and then a second applicant approved in October. He asked if the first applicant would pay three months at \$40,000 and then \$20,000 starting in October, splitting the full assessment with the second applicant. Ms. Wagner said that was correct. Chairman Israel stated some of the costs, like the initial software purchase, were spread over the whole year so the first company approved could potentially be overcharged. He asked would there be a credit for such an overcharge. Ms. Wagner stated there would be no such credits. Commissioner Choper asked if the startup costs were amortized over a given period or if they were all in the first month. Ms. Wagner stated there was not a specific amortization schedule; instead the estimated yearly assessment was equally divided into 12 months. Vice Chairman Winner said the first one in would pay the most. Chairman Rosenberg stated the first one paying the most was fair. Chairman Winner asked if Global Betting Exchange, Twinspires, and Betfair all agreed to this. Ms. Wagner stated that they had. Commissioner Choper said these companies knew what they were doing and there was an advantage to being the first one to provide exchange wagering. Chairman Israel said in the computer industry there has always been more of an advantage to being second. Commissioner Rosenberg stated worrying about fairness was not the Board's problem. If the parties involved already agreed to this arrangement, the Board's goal should focus on keeping the budget sound. Chairman Israel and Vice Chairman Winner agreed. Vice Chairman Winner asked if the language 'the application must be filed not later than 90 days' referred to working days or calendar days. Harold Coburn, CHRB Staff, stated it was calendar days. Chairman Israel asked if this was to give enough time for a full and thorough investigation. Ms. Wagner stated it was. Vice Chairman Winner asked if the Board could reduce the 90 days. Chairman Israel stated the Board alone could reduce the 90 days. Commissioner Choper asked about Global Betting Exchange, Betfair, and Twinspires applying

for a license to provide exchange wagering when the statute required the applicant to be a natural person. Ms. Wagner stated the exchange wager account holder, not the provider, had to be a natural person. Commissioner Choper asked why that was. Ms. Wagner said it was language included at the request of the Office of Administrative Law (OAL). Commissioner Choper said OAL wanted the language included because it was in the statute, but the language would cause problems. He said exchange wagering account holders were going to include entities that were not natural persons, such as a partnership or corporation, using a natural person as a front. Chairman Israel stated if corporations use a natural person as a front this language would mean they were breaking the law. Commissioner Choper said the corporations would argue that by having a natural person place their bets they were following the law. Commissioner Rosenberg **motioned** to initiate a fifteen day comment period for the proposed exchange wagering rules with proposed revisions made in response to OAL's March 20, 2013 decision of disapproval of regulatory action. Chairman Israel **seconded** the motion, which was **unanimously carried**.

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 17, 2013 THROUGH SEPTEMBER 4, 2013, INCLUSIVE.

Craig Dato, representing Del Mar Thoroughbred Club (Del Mar), stated they expected another very successful meet with attendance to remain in the 18,000 per day range. He said they would be offering a daily average of \$645,000 in purses, which would be the highest in California racing history. It was the third year of the Ship and Win program, which in 2012 brought in 137 out-of-state horses; because of the 25 to 33 percent increase in purse bonuses more out-of-state horses were expected for 2013. Chairman Israel asked if Del Mar's signal was shared with

HRTV and TVG. Josh Rubenstein, representing Del Mar, stated the signal was exclusively shared with TVG through 2016, but there had been discussions with TVG, HRTV and the Thoroughbred Owners of California to expand the distribution. Commissioner Derek asked if there was a planned horse auction associated with the race meeting. Mr. Rubenstein stated the paddock sale at Del Mar would take place on the opening Sunday of the meet. Chairman Rosenberg asked if there was any movement on the idea of putting a train station near the Del Mar Fairgrounds. Joe Harper, representing Del Mar Thoroughbred Club, stated the problem with that idea was the limited parking in the area around the fairgrounds. The train station once located in Del Mar years ago was moved to Solano Beach, but there was an effective bus shuttle system set up which efficiently moved people between the station and the fairgrounds. Commissioner Rosenberg stated he had heard the Del Mar Fairgrounds might be governed by a group of local entities. Mr. Harper stated the idea was for a joint Powers Authority (JPA) with the County of San Diego to manage the operations of the fairgrounds. He said there was already one in place which allowed for the financing for the grandstand and other renovations. Commissioner Rosenberg asked if Del Mar had a five year lease. Mr. Harper said yes, five years with re-openers. Vice Chairman Winner **motioned** to approve the application to conduct a horse racing meeting of the Del Mar Thoroughbred Club at Del Mar, commencing July 17, 2013 through September 4, 2013. Commissioner Beneto **seconded** the motion, which was **unanimously carried**.

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 24, 2013 THROUGH AUGUST 11, 2013, INCLUSIVE.

Chairman Israel asked what was happening between the Sonoma County Fair (Sonoma) and the California Authority of Racing Fairs (CARF). Tawny Toscani, representing Sonoma, stated historically as the revenue had gone down the expenses had gone up. In 2012 Sonoma requested information from CARF that would show where their expenses were going. From this information, which included salary rate increases for CARF employees, Sonoma determined CARF should reduce their expenses for all fairs by fifteen percent; a request for the reduction was sent to CARF in December 2012. She said Sonoma was concerned with being singled out to cover its overpayments for its 2012 Wednesday race meets. Ms. Toscani stated that after threatening to withdraw Sonoma's membership the CARF Board said they would consider reductions after the 2013 meet, but Sonoma's Board stuck to their demand for consideration before the 2013 meet. Chairman Israel stated he was concerned how this would impact the rest of the horse racing industry. He asked if Sonoma acquired a paymaster of purses, starting gates, tote boards, or anything else CARF had previously supplied. Ms. Toscani said Sonoma reached out to the contractors that worked with CARF and reached agreements for everything required but the paymaster of purses. Chairman Israel asked if the TOC members would have to wait a year for either overpayments or underpayments to be compensated. Richard Lewis, representing Sonoma, stated the books would be balanced sooner than they had been done in the past. Ms. Toscani stated they were attempting to negotiate with CARF for the use of their paymaster of purses, Vicky Lane. There was agreement among the other fairs that using the same paymaster of purses was important, so that was being pursued. Commissioner Choper asked if CARF disagreed with any of the statements from Sonoma. Ann Grattveit, CARF legal counsel, stated

she disagreed with the timeline; Sonoma's separation with CARF was not raised until January, 2013. She also disagreed with Sonoma's version of the overpayment issue. Ms. Grattveit said there was a great deal of discussion in the spring of 2012 about concerns related to the Wednesday race dates, including how overpayments would be dealt with. Commissioner Choper asked what the chances were the budget negotiations planned for late 2013 would resolve the issues which caused Sonoma to leave CARF. Ms. Toscani stated leaving CARF was not an easy decision because of the impact on the other fairs; however, without consideration of the financial issues Sonoma could not rejoin CARF. Ms. Grattveit said CARF was looking into reducing their budget by ten percent for all of the fairs. Commissioner Beneto asked for an estimate on the savings Sonoma hoped for in leaving CARF. Ms. Toscani stated it was estimated to be \$70,000 but that did not include the paymaster of purses. Commissioner Rosenberg asked what impact Sonoma leaving CARF would have on the other fairs. Chris Korby, representing CARF, stated it was better when the fairs worked together to present a consistent comprehensive program, which CARF strove to facilitate. He said the fundamental disagreement between Sonoma and the rest of the Northern California fairs was running either five or four race dates a week. The rest of the fairs felt four race day weeks were more appropriate and that five days would produce significant overpayments. Mr. Korby said in the case of Sonoma's 2012 meet that turned out to be correct. Commissioner Beneto asked what the projected cost increases to the other fairs were. Mr. Korby stated there would need to be adjustments which included the savings from not providing services to Sonoma, but it would probably cost the other fairs more. Chairman Israel asked if the horsemen approved of Sonoma's application. Joe Morris representing the Thoroughbred Owners of California (TOC), stated the TOC had signed an agreement with Sonoma; however, the possibility they may not be able to contract the universal paymaster was a disappointment.

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Owners not based in the Santa Rosa area would be inconvenienced in dealing with their accounts. Rick Pickering, representing CARF, stated the increased costs were traditionally absorbed by CARF when CARF was receiving money from horse racing license fees, and then money from the general fund, both of which were no longer available. Now CARF would have to pay for track safety and maintenance with money from its members. Commissioner Krikorian asked if CARF supported the concept of minisatellite wagering facilities within 20 miles of the existing CARF locations. Mr. Korby stated each satellite had the right under statute to determine that themselves. Commissioner Krikorian asked CARF for a list showing which satellites supported it, which did not; and if they did not, why. Commissioner Rosenberg asked if CARF opposed the recent legislation which attempted to reduce the 20 mile radius down to 15 miles. Mr. Korby stated yes. Commissioner Rosenberg asked if they would still oppose it. Mr. Korby said he would have to ask the CARF Board as the legislation was several years ago and the subject has not come up again. Mr. Korby stated several satellites had given consent to minisatellites within their 20 mile boundaries. Commissioner Choper asked if any of those did not have a split on fees. Mr. Korby stated he did not know the specific terms of all of them. Commissioner Rosenberg stated the Board has expressed before that minisatellites were the wave of the future, and having a list of satellites and their position on the 20 mile radius would be very helpful. Chairman Israel suggested it be an agenda item for the Pari-Mutuel Operations Committee. Commissioner Rosenberg stated the item was already on the agenda with SCOTWINC and NCOTWINC attending. Commissioner Derek stated Sonoma's first aid protocols refer to the ambulance and crew being responsible for "initiating basic life support". Now that Sonoma has paramedics instead of basic EMTs she assumed it should read advanced life support. Ms. Toscani said yes it should be advanced life support. Commissioner Derek said

under the security section it states the security staff should report to the scene of an accident and take direction from the EMT. Ms. Toscani stated it should read paramedic. Commissioner Rosenberg **motioned** to approve the application to conduct a horse racing meeting of the Sonoma County Fair at Santa Rosa, commencing July 24, 2013 through August 11, 2013. Commissioner Krikorian **seconded** the motion, which was **carried**, with Commissioner Benito voting **no**.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE ALLOCATION OF 2014/2015 RACE DATES AND RELATED ISSUES FOR 2014/2015.

Joe Morris, representing Golden Gate Fields, stated the northern tracks were very close to working out a calendar. He requested the Board give them one more month, allowing them to work around the southern tracks finalized schedule. Chris Korby, representing CARF, agreed. Jacqueline Wagner, CHRB staff, stated there was an error in the Board package on page 11-5. Del Mar Thoroughbred Club's (Del Mar) 2015 summer race meet request should read July 15 to September 7, 2015; not July 15 to October 18, 2015. Chairman Israel stated for Southern California tracks they should begin the discussion with the stabling and vanning issue. Mr. Morris said the only solution the stabling and vanning fund could afford was temporary, solving the stabling issue only for the next two years. It involves splitting the horses from Hollywood Park between Santa Anita Park (Santa Anita), with room to stable 1,900; San Luis Rey Downs, with room for 500; and Los Alamitos Race Course, with room for 500. Mr. Morris said these 2,900 stalls would be enough considering some of the horses now stabled were not race ready and should go back to farms. Chairman Israel asked how many horses were race ready. Mr. Morris said about 2,650. Chairman Israel asked if the plan was to move two to three hundred

horses back to farms. Mr. Morris stated if they can; it was probably where they belonged. Chairman Israel asked if Mr. Morris could briefly share any ideas for a more permanent solution. Mr. Morris stated a new fund should be created, owned by Santa Anita, Del Mar Thoroughbred Club, and the Thoroughbred Owners of California (TOC). This fund should be large enough to accumulate three million in two or three years. He said this fund could buy or create a training facility which could stable the 500 to 1000 horses needed to conduct racing into the next five or ten years. Scott Daruty, representing Santa Anita, stated San Luis Rey Downs (SLRD) was an adequate and safe training facility as is; however, to be a major training center there would need to be major improvements which Santa Anita, or the Stronach Group, has committed to provide. He said these improvements would cost in the range of \$5 million; take 6 months to complete; and include renovation of the barn areas, reworking the dirt training surface, installation of a 7/8ths turf course on the interior of the dirt surface, and installation of a turf-gallop. Commissioner Krikorian asked if the future plan was indeed to generate more money for stabling and vanning would Fairplex be considered again as an option as opposed to looking for or creating a new facility. Mr. Daruty stated the high cost of stabling at Fairplex made it an unlikely option regardless of there eventually being more funds available. Commissioner Krikorian asked if Santa Anita was going to ask to be reimbursed for their costs associated with improving San Luis Rey Downs. Mr. Daruty said no, but Santa Anita did not want to be charged twice either. He said Santa Anita was asked to invest in SLRD and believed this investment should serve as a credit to any requested contributions to an industry fund. Commissioner Choper stated this was a fair point; there should be a formula to determine what the additional revenue would be and the related affect on their payment to the industry fund. Commissioner Rosenberg stated by the way Mr. Morris was talking it seemed there was already an agreed upon

deal. He asked if any of it was in writing. Mr. Morris said there was no deal in writing; however, there had been three weeks of negotiations so it would not have to be worked out in front of the Board. Commissioner Choper asked if everyone was included in these negotiations. Mr. Morris stated the negotiations on the fund mostly involved the TOC, the Stronach group, and Del Mar. Commissioner Choper asked if Fairplex was involved. Mr. Morris said the first meeting was at Fairplex and they were invited a week later to a meeting with the California Thoroughbred Breeders Association. Vice Chairman Winner asked how it was known the improvement project at SLRD would get through the regulatory process fast enough to allow the improvements to be completed in time. Mr. Daruty stated the improvements on the facility were all within the current entitlements so there was no further regulatory approval required. Vice Chairman Winner asked if there were any planned safety related improvements for the backstretch at Santa Anita. Mr. Daruty stated Santa Anita did inspect the backstretch, making sure it meets all health and safety codes or other similar requirements. He said the challenge involved with a backside renovation was the \$5 to \$10 million cost of the storm water runoff requirements. Santa Anita was negotiating with the regional Water Quality Control Board to help create a plan for upgrading the barns that would also comply with the requirements. Vice Chairman Winner asked if the plans involved reducing the number of barns. Mr. Daruty stated it could go either way. Vice Chairman Winner asked if Santa Anita could work with the Board to help improve the safety issues associated with backstretch ingress and egress. Mr. Daruty said absolutely. Alan Balch, representing California Thoroughbred Trainers (CTT), stated the training issue must be resolved before assigning race dates. He said the CTT was invited to two informal meetings; however, there had not been a meeting with all of the tracks represented. Mr. Balch stated there was money to pay for Fairplex. While Santa Anita was running during the

2013 calendar Hollywood Park received almost \$18,000 a day from the Stabling and Vanning Fund. Santa Anita received approximately the same amount on Hollywood park race days. When Del Mar was open alternately Santa Anita or Hollywood Park received the same amount. Chairman Israel stated the CTT may not have been a part of the negotiations, but because of previous negotiations five positions on the TOC Board were held by trainers. Mr. Balch stated the trainers on the TOC Board were licensed owners as well and did not represent the CTT. Commissioner Beneto asked if the higher cost of vanning to SLRD over Fairplex was added to the cost comparison. Jim Cassidy, representing CTT, stated the cost for vanning between Del Mar and Santa Anita was between \$150 and \$200 where the vanning from Fairplex to Santa Anita was \$50. Mr. Balch stated this was the kind of data CTT wanted to see in detail. He said the greater the distance between stabling and the operating track the more difficult it becomes for the trainers. Chairman Israel stated change was always hard, but with the downsizing of the industry change may be unavoidable. Commissioner Choper asked how many non-owner trainers CTT hoped to have in these discussions. Mr. Balch stated CTT sent letters to the TOC stating the negotiations should involve all of the stakeholders and that the CTT would be satisfied sending two representatives. Commissioner Beneto asked what the negative point was to stabling at Fairplex. Mr. Morris stated the Stabling and Vanning Fund could not afford it; even under the most affordable scenario the way vanning was accomplished would have to change. Chairman Israel asked how it would have to change. Mr. Morris stated the horses would need to be vanned on a schedule preventing trucks from leaving at less than capacity. Chairman Israel stated it was a disgrace this wasn't already happening. Mr. Morris stated Fairplex also would need to install a new storm water drain system, costing up in the seven figure range, before it could commit to year round training. Vice Chairman Winner asked if

trainers would be deterred from California racing if they could not stable at Fairplex. Mr. Cassidy stated it was speculation, but some trainers said they would leave horseracing or take their horses to another state. Commissioner Derek asked why Fairplex was so much more expensive. Jim Henwood, representing Fairplex, stated the costs were considered normal for a non-auxiliary training center. Vice Chairman Winner asked if Fairplex was chosen for stabling was there any guarantee it would be available for a certain amount of time. Mr. Henwood stated yes, but they would need extra race days as part of the deal, to help pay for the drain water project and other associated costs. Vice Chairman Winner asked if Fairplex had recently submitted proposals with Shea Development which included dismantling its racing program. Mr. Henwood stated Fairplex would not move forward with that plan if it meant no horse racing. Chairman Israel asked if the drain water issue involved other parts of the park other than parts associated with horseracing. Mr. Henwood said it was an issue with only the horse racing enclosure. Commissioner Beneto asked what it would cost to immediately stable 1,000 horses at Fairplex for training. Mike Sedder, representing Fairplex, stated it would cost \$16,000 a day. Mr. Balch said at Golden Gate Fields (GGF) it costs around \$16,000 for 1,100 horses but because they know they need the training GGF puts in \$5,000 a day bringing the cost to the fund down to \$11,000 a day. Mr. Morris stated GGF uses the Alameda County Fair in Pleasanton (Pleasanton) as an auxiliary for 600 horses, costing \$6,500 a day. Commissioner Rosenberg said when the \$6,100 was for 500 horses and the \$16,000 was for 1200 horses the cost's should not be compared directly. Chairman Israel stated the \$16,000 did not include the cost of improving the storm water drainage. Commissioner Rosenberg said Fairplex wants race days to compensate for the water project and it should not affect the cost of stabling. He said Santa Anita was adding a whole calendar and that the financial benefits should be part of this

discussion. Chairman Israel said Santa Anita was getting approximately 11 more weeks of racing but that item would be discussed later. Mr. Daruty stated Santa Anita was losing \$1.7 million it once received from the stabling and vanning fund. Commissioner Rosenberg asked if Santa Anita received funds while Del Mar was open. Mr. Daruty said Del Mar's summer meet was the time of year Santa Anita closed its stabling for maintenance. Vice Chairman Winner asked what would happen if Del Mar had a fall meet. Mr. Daruty said if that happened Santa Anita would get stabling funds for 55 days. Commissioner Beneto asked how many horses were at Santa Anita while Del Mar was open. Mr. Daruty said well over 1,000. Commissioner Krikorian asked if there were specific numbers on the costs for the storm water containment at Fairplex. Mr. Henwood stated the best guess was an initial two million dollars for containment but eventually Southern California wants no untreated water to flow downstream of a racetrack. He said this was not just a problem for Fairplex but for all the tracks, including Santa Anita. Commissioner Krikorian stated the choice was between Fairplex at \$16,000 a day, possibly lower with additional allocated race days, for up to 1,200 horses; or the combination of SLRD and Los Alamitos at 9,100 a day for 1,000 horses (\$6,100 for 500 at SLRD and \$3,000 for 500 at Los Alamitos). Mr. Morris stated there were probably not 1,200 horses that would need stabling, more like 600. Commissioner Krikorian stated if there were only 600 horses, Fairplex would reduce its fee to \$1,300. Commissioner Choper asked if all the trainers could get together and find a way to allocate the costs for the transitional period of two years to keep the smaller trainers solvent. Mr. Balch stated the CTT agreed they would need to do that if Fairplex was the chosen option. Mr. Sedder stated the TOC was elected to evaluate this issue and it was evaluated. He said the CTT was not left out of the discussion; it was a budget decision. Mr. Sedder stated it was the TOC that held the legislative power to represent the horsemen.

Commissioner Beneto stated if the SLRD/Los Alamitos option was chosen there was a possibility that stables might be split 3 ways. He said the Fairplex option was the best choice especially during the transition period. Mr. Balch stated the tracks that received the Hollywood Park race days would be getting a windfall and should feel obligated to invest some of it into training. Chairman Israel said no one was denying that Santa Anita was going to make out nicely in this, but like Del Mar they had shown they were committed to horse racing where as Fairplex's principal business was operating a county fair. Commissioner Beneto asked how much Pleasanton lost in stabling 700 horses for \$6,500 a day. Mr. Morris said they did not have a loss. Commissioner Beneto asked Rick Pickering if he agreed. Rick Pickering, representing California Exposition and State Fair, previously with Pleasanton, stated that \$6,500 a day did not cover the wear and tear of their equipment. He said Pleasanton originally asked for \$10,000 a day which was negotiated to \$8,000 and then fell to \$6,500. Commissioner Beneto asked if Pleasanton ran its training at a loss. Mr. Pickering stated Pleasanton was training to help the industry. Commissioner Derek asked if the stabling negotiations could be delayed until a later date. Chairman Israel stated the Board did not have statutory power to vote on stabling, only race dates. Commissioner Krikorian stated the horse racing dates were the Board's leverage in negotiations on stabling and any other unresolved issue such as safety improvements at Santa Anita's back stretch, or minisatellites within the 20 mile radius. The days should not be allocated until commitments were made that resolved some of these issues. Mr. Daruty stated he did not have a problem with receiving race dates conditionally on commitments to improving SLRD. Commissioner Krikorian asked if Santa Anita and Del Mar had resolved the Breeders' Cup negotiations. Chairman Israel stated he was OK with conditionally granting race days for commitments to improve conditions, but the conditions needed to be decided immediately.

There was only six months before Hollywood Park closed and if the Board chose to go with SLRD, they needed that time to make the improvements. Commissioner Choper suggested the Board wait one more month to decide, giving the industry more time to negotiate. Commissioner Rosenberg stated if the Board could not decide on the conditions then it could not conditionally allocate dates. Commissioner Choper said Santa Anita would not be worried if the Board used the race days as leverage when there was no other track for the days to go to. Vice Chairman Winner asked if waiting 30 days would make a difference in the SLRD improvement project. Mr. Daruty stated if the improvements were started immediately it would still be a challenge to have them completed by January 1, 2014. Vice Chairman Winner asked what they would need from the Board to start immediately. Mr. Daruty said Santa Anita was prepared to go ahead with the improvements if it received the 2014 race days. Commissioner Choper stated it was clear to everybody that SLRD was the only feasible option and that Santa Anita should get what it needed to start the improvements. Josh Rubenstein, representing Del Mar, stated they did not own the land and did not want a delay in getting the race days, the 22nd District Agricultural Association (22nd AG) controls the facility that houses Del Mar and needed to start booking events on the days around Del Mar's race schedule as soon as possible. Commissioner Beneto asked if the Board could give Del Mar its race dates. Chairman Israel stated the race dates were independently allocated. He said the future of thoroughbred racing in California was held by Santa Anita and Del Mar, and Fairplex, with its 5/8 mile track, was not the same caliber. Commissioner Rosenberg said for this discussion Fairplex was being considered as a training facility not as a race track. Commissioner Derek said this discussion was futile if the Board did not have the authority to mandate the industry on what training facility to use. Chairman Israel stated it was up to SCOTWINC. Mr. Morris said if Santa Anita, Del Mar, and the TOC voted

together they would constitute a majority on the SCOTWINC Board. Mr. Balch stated the SCOTWINC operating agreement required a unanimous decision on stabling and vaning decisions, if it was not unanimous the Board could be asked to resolve it. Robert Miller, CHRB Staff Counsel, said that he did not have the SCOTWINC operating agreement with him but he could confirm the Board had the authority to resolve SCOTWINC disputes. Chairman Israel asked if CTT was a member of SCOTWINC. Mr. Balch said it was not, but that racing law gave the authority to the CTT to negotiate agreements related to track safety and backstretch conditions, which he thanked the Board for having been given an opportunity to do so. Mr. Rubenstein stated Del Mar was requesting for 2014 their traditional seven week summer meet from July 16 to September 3. In 2015 they were requesting an eight week summer meet from July 15 to September 7, and a five week fall meet from October 28 to November 29. The fall dates revolve around the Breeders' Cup which they were proposing host status could alternate every other year between Santa Anita and Del Mar. Commissioner Rosenberg asked if the 22nd AG received a higher rent from Del Mar or from its other scheduled events. Mr. Rubenstein stated Del Mar paid considerably more. Commissioner Rosenberg asked if the Board did not allocate dates for another month would the 22nd AG hold off on scheduling events. Mr. Rubenstein said he could not guarantee it would not. Mr. Harper stated the rent Del Mar pays to the 22nd AG goes into a capital improvement fund which gets used on racetrack improvements. If 22nd AG rents out the space to a gun show on the day of the Breeders' Cup they get to keep that rent for themselves. Commissioner Choper asked if there was still no agreement between Santa Anita and Del Mar. Mr. Rubenstein stated the only disagreement was over the Breeders' Cup. Hollywood Park alternated the host status with Santa Anita and now Del Mar wanted to take Hollywood Park's place. Commissioner Krikorian asked if Del Mar considered a spring

meet. Mr. Harper stated they had considered all possibilities for expansion and spring in 2014 would not allow enough time for the turf to mature. Commissioner Krikorian asked if it was possible for 2015. Mr. Rubenstein stated Del Mar agreed to not ask for spring days with the goal that Santa Anita would agree to share the Breeders' Cup. Commissioner Choper asked if Santa Anita could keep the turf course going for the term requested. George Haines, representing Santa Anita, stated the turf course was two season, perennial rye and bermuda grass. By running a little more cautious, cutting back a little during the race meet, and reducing turf workouts it would not be a problem. Commissioner Krikorian asked why Santa Anita was not requesting to run up through July 13 for an additional week of racing. Mr. Daruty stated some believed a small break was healthy. Commissioner Beneto asked if Del Mar was converting from synthetic back to a dirt track. Mr. Harper said there was no formal discussion to make the change back. The change to synthetic was for safety and so that Del Mar, Hollywood Park, and Santa Anita ran the same surface. Now that Hollywood Park was closing and Santa Anita was dirt it made less sense to continue using synthetic. He said if there was a need to change the surface immediately, or as a condition for getting the Breeders' Cup, it would be difficult to find the funding. Vice Chairman Winner asked if Santa Anita was going to reduce the turf course racing during its meets. Mr. Haines stated there would be reductions in January and February. Mr. Cassidy said Santa Anita has the best turf course in California but by April it was fairly torn up; he was unsure how it could handle three more months of racing. Mr. Haines stated they would be changing to a perennial rye grass and by April the Bermuda grass began to grow in as well. Chairman Israel asked Mr. Cassidy if the CTT was concerned to have fewer training days on the grass. Mr. Cassidy stated it was not concerned. Commissioner Krikorian asked if Santa Anita would be hiring a turf conditioner full time if it got more race dates. Mr. Haines stated it could

be considered. Tom Robbins, from Del Mar, asked if Santa Anita was going to cut down the rye grass after July 6, 2014. Mr. Haines stated the grass would be cut down after July 6 to give the bermuda grass a chance to rebound. Commissioner Choper asked if that was a good idea. Mr. Haines said no, ideally the rye should be cut earlier as bermuda grows best in spring. Commissioner Rosenberg asked if after the race dates were tentatively signed would the TOC meet with the CTT in a manner they described to hear their opinion on the stabling issue. Mike Pegram, representing the TOC stated CTT could make a presentation to the TOC. Mr. Daruty stated Santa Anita was in agreement with the dates Del Mar presented. He said the plan to alternate host status with Del Mar on the Breeders' Cup was also agreeable with one caveat; if the Breeders' Cup was held at either Santa Anita or Del Mar the venue that holds the event should be awarded the dates. Mr. Harper agreed that was reasonable; Del Mar would be pitching to host the Breeders' Cup in 2015 but would not stand in the way if Santa Anita was chosen. He said if Santa Anita was chosen Del Mar would meet with them and the TOC and work something out so that Del Mar still has a successful fall meet from a purse standpoint. Chairman Israel asked what Del Mar's purses would be. Mr. Rubenstein stated around \$500,000 a day, compared to \$380,000 from 2013. Commissioner Rosenberg asked why the budget for marketing was \$2 million. Mr. Rubenstein said Del Mar has had a successful marketing program in the past and planned to do as well with the fall meet. Chairman Israel asked for confirmation that if Santa Anita ends up getting the Breeders' Cup for five consecutive years Del Mar would need a subsidy to maintain purse levels at a high enough rate for the November meet. Mr. Rubenstein stated that was correct, but that it was just for purses not track commissions. Mr. Daruty stated here was the small difference in what Santa Anita and Del Mar were proposing. Santa Anita did not like the idea of a subsidy, was not requesting one if Del Mar was the 2015 host for the

Breeders' Cup, and did not want to pay one if Santa Anita was the host. He proposed the Board grant the noncontroversial 2014 schedule, and the 2015 schedule with the exception of the Breeders' Cup weekend, granting it later to Santa Anita if it was the host, or to Del Mar if it was the host or neither one was the host. Mr. Rubenstein stated that it was in all of the tracks best interest for Del Mar and Santa Anita to have a successful fall meet; for Del Mar that meant maintaining the amount of its purses. Mr. Morris said there had been many conversations to work this out. He said the TOC would also like to run the first week of December and if it gets worked out Del Mar would run that portion. Chairman Israel stated that it was important to run that week because that was when the two year old stakes races ran. Mr. Morris stated the TOC believed the industry fund needed to happen for the future of California horse racing. Lastly, he said, the advance deposit wagering television distribution was scheduled to end at the end of the Hollywood Park meet, July 14, 2013. He said it had been extremely successful but with Hollywood Park gone a new agreement would need to be negotiated for it to keep going. Mr. Daruty stated all of the stakeholders were at the table and it appeared they were open to finding a solution. Mr. Rubenstein stated TVG seemed open to releasing Del Mar from its exclusive commitment as long as it worked out for all parties. Chairman Israel asked how much the sharing increased purses. Mr. Sedder said Northern California purses increased \$5,000 a day and Southern California purses increased \$15,000 a day. Commissioner Rosenberg asked if Del Mar's theoretical new dates would be covered by the exclusivity contract with TVG. Mr. Rubenstein said no, only the summer meet. Vice Chairman Winner asked what the points of disagreement were. Mr. Daruty stated there were well established economics in the account wagering business and Santa Anita proposes those same economics would just continue if there was an exchange of content. The past deal was a trade in both directions, TVG had Santa Anita

and HRTV had Hollywood Park. Commissioner Rosenberg asked if this was good for all parties why would they not want to participate. Mr. Daruty stated Santa Anita believed that TVG's business model was not sustainable for the long term and what the industry needed was a relationship with television that was long term. Chairman Israel stated the sustainable option was to have only one channel, but not sharing could drive them both out of business. Commissioner Choper stated this was one of the conditions. Chairman Israel agreed. Mr. Morris stated the last point of contention was on the Breeders' Cup week if Santa Anita was host. He said the TOC would like Santa Anita to help keep Del Mar's purse levels stay around the \$440,000 to \$500,000 range. Chairman Israel stated this year could establish the baseline for the purses that future years could compare to. Mr. Daruty said Santa Anita didn't understand why it should have to pay Del Mar to keep up purses that were more than Santa Anita's fall meet purses. Chairman Israel stated Santa Anita would not be paying Del Mar it would be paying the owners, the trainers, and the jockeys who make all of the success the industry shares. He said with the established baseline from this year the range would be very narrow. Mr. Balch compared guaranteeing purse levels to guaranteeing the right training in that both were good for the industry. Mr. Daruty stated he was not advocating purse guarantees; however, his arm was being twisted. Brad McKenzie, from Los Alamitos, stated Los Alamitos had the 500 stables available whether they were desired or not; they were not choosing sides in the training disagreement. He said it was Los Alamitos's intention to apply for any empty weeks in December for thoroughbred racing. Mr. McKenzie stated Santa Anita and Del Mar were the engines that drove the industry and getting them more race dates was the priority; however, the market in Orange County was ready for a taste of thoroughbred racing. On Kentucky Derby day 2012, as a satellite, Los Alamitos handled \$1.9 million; that was \$200,000 more than Santa

Proceedings of the Regular Meeting of May 23, 2013

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Anita, \$1,000,000 more than Surfside at Del Mar, and \$1.3 million more than Pamona. He said making more thoroughbred fans in Orange County means more fans for Santa Anita and Del Mar. Los Alamitos only wanted to apply for dates that no one else already claimed. John Barr, representing Oak Tree Racing Association (Oak Tree), stated strong support for a Los Alamitos thoroughbred racing meet. He said Oak Tree would like to negotiate working with Los Alamitos to continue its charitable effort. Sherwood Chillingworth, also representing Oak Tree, stated a market study showed that a thoroughbred meet at Los Alamitos would be successful with estimated purses of \$400,000 a day. He said the long term plan included adding a one mile race track. Vice Chairman Winner asked if the marketing study was done based on having the one mile track. Mr. Chillingworth stated it was. Chairman Israel **motioned** to conditionally, and tentatively, allocate the 2014 race dates (listed below), where the actual days of racing would be determined at the time the application was presented to the Board, pending a meeting between all of the concerned parties where all of the options for training were discussed, the establishment of an industry fund, and a deal for a shared television signal:

Proposed 2014 Calendar:

Santa Anita	December 26 (2013) to July 6
Del Mar	July 16 to September 3
Fairplex	September 4 through September 23
Santa Anita	September 25 to November 2
Del Mar	November 5 to December 7

Commissioner Derek **seconded** the motion, which was **unanimously carried**. Commissioner Rosenberg **motioned** to conditionally, and tentatively, allocate the 2015 race dates (listed below), where the actual days of racing would be determined at the time the application was presented to the Board, pending a meeting between all of the concerned parties where all of the options for training were discussed, the establishment of an industry fund, a deal for a shared

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television signal, a guarantee in writing from Del Mar that states if Santa Anita gets the Breeder's Cup Del Mar would give up the required race days to Santa Anita, a guarantee in writing from Santa Anita and Del Mar stating if the Breeders' Cup was run early and Fairplex would be required to give up any of its race days Fairplex would be fairly compensated:

Proposed 2015 Calendar:

Santa Anita	December 26 (2014) to July 5
Del Mar	July 15 to September 7
Fairplex	September 10 through September 25
Santa Anita	September 26 to October 25
Del Mar	October 28 to December 6

Vice Chairman Winner **seconded** the motion, which was **unanimously carried**.

MEETING ADJOURNED AT 2:39 P.M.

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

Chairman

Executive Director

CALIFORNIA HORSE RACING BOARD

JUNE 20, 2013
REGULAR BOARD MEETING

There is no board package material for Item 2

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING THE
DISTRIBUTION OF 2012 RACE DAY CHARITY PROCEEDS OF
BETFAIR HOLLYWOOD PARK RACING ASSOCIATION LLC IN THE
AMOUNT OF \$84,000 TO 17 BENEFICIARIES

Regular Board Meeting
June 20, 2013

BACKGROUND

Business and Professions Code section 19550 states the Board shall require each licensed racing association that conducts 14 or less weeks of racing to designate three racing days, and each licensed racing association that conducts more than 14 weeks of racing to designate five racing days during any one meeting, to be conducted as charity days by the licensee for the purpose of distribution of the net proceeds there from to beneficiaries through the distribution agent. No racing association shall be required to pay to a distributing agent for the purpose of distribution to beneficiaries more than an amount equal to two-tenths of one percent of the association's total on-track handle on live races conducted by the association at the meeting. Business and Professions Code section 19555 requires that proceeds are to be distributed to beneficiaries within 12 calendar months after the last day of the meet during which charity days were conducted. Business and Professions Code section 19556 provides that the distributing agent shall make the distribution to beneficiaries qualified under this article. At least 20 percent of the distribution shall be made to charities associated with the horse racing industry. An additional five percent shall be paid to a welfare fund and another five percent shall be paid to a nonprofit corporation, the primary purpose of which is to assist horsemen and backstretch personnel who are being affected adversely as a result of alcohol or substance abuse. In addition to the above distributions, a separate 20 percent shall be made to a nonprofit corporation or trust, the directors or trustees of which shall serve without compensation except for reimbursement for reasonable expenses, and which has as its sole purpose the accumulation of endowment funds, the income on which shall be distributed to qualified disabled jockeys.

ANALYSIS

Betfair Hollywood Park Racing Association (BHPRA) is requesting approval to distribute race day charity proceeds generated from the 2012 racing meet conducted at Betfair Hollywood Park during its Spring/Summer meet from April 15, 2012 through July 15 2012 and its 2012 Fall meet from November 8, 2012 through December 16, 2012. From the race day charity proceeds BHPRA is proposing to distribute \$84,000. The list of organizations selected and amount to be distributed is listed on the attachment. Staff notes that approximately 76 percent of the proceeds will be given to horse racing related organizations.

RECOMMENDATION

This item is presented for Board discussion and action. Staff recommends the Board approve the charity race day distribution as presented.

RECEIVED
CHRB

2013 MAY 21 AM 10:46

May 20, 2013

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

Re: Request for Approval of Hollywood Park Racing Association LLC's 2012
Charity Days Proceeds Proposed Distribution

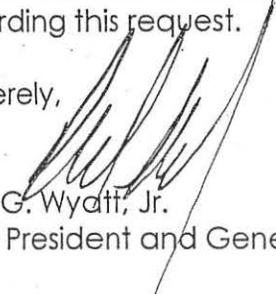
Dear Board Commissioners:

Hollywood Park Racing Association, LLC has determined the beneficiaries of
proceed from "Charity Days" races conducted at Betfair Hollywood Park during
its 2012 Spring/Summer meet from April 26, 2012 through July 15, 2012 and its 2012
Fall meet from November 8, 2012 through December 16, 2012 in the amount of
\$84,000.

Hollywood Park Racing Association, LLC requests approval to distribute Charity
Days funds in the amount of \$84,000. Attached hereto are the list of
organizations selected to be the beneficiaries of such Charity Days proceeds,
the amount to be distributed to each and a description of each organization.
Distribution of the proposed amounts will be made upon approval by the
California Horse Racing Board.

Please feel free to contact me in the event you should have any questions
regarding this request.

Sincerely,



Eud G. Wyatt, Jr.
Vice President and General Manager

EGW:slr
Attachments

Cc Kirk Breed
Jacqueline Wagner
F. Jack Liebau
Barbara Helm

Hollywood Park Racing Association, LLC
Allocation of 2012 Charity Day Proceeds

Equine Related Charities

California Thoroughbred Horsemen's Foundation, Inc.	\$10,000	
Permanently Disabled Jockeys Endowment	\$25,000	
Winners Foundation	\$10,000	
California Equine Retirement Foundation	\$ 3,000	
Edwin J. Gregson Foundation	\$ 4,000	
Racetrack Chaplaincy of America (Southern California)	\$ 6,000	
Southern California Equine Foundation, Inc.	\$ 3,000	
Tranquility Farm	<u>\$ 3,000</u>	
	SUBTOTAL	\$64,000 76.2%

Non-Equine Related Charities

Inglewood Educational Foundation	\$3,000	
Inglewood Children's Dental Center of Greater Los Angeles	\$2,000	
Los Angeles Urban League	\$2,000	
Centinela Youth Services, Inc.	\$2,000	
Inglewood After School Program	\$2,500	
Inglewood Senior Citizens Center	\$2,500	
Catholic Charities of Los Angeles, Inc./Saint Margaret's Center	\$2,000	
Salesian Boys & Girls Club of Los Angeles	\$2,000	
Watts/Willowbrook Boys & Girls Club	<u>\$2,000</u>	
	SUBTOTAL	\$20,000 23.8%
	TOTAL	\$84,000 100%

CHRB Analysis
Betfair Hollywood Park Racing Association 2012 Charity Day Proceeds

Charity	Amount	Proposed Disbursement Percentage	Required By Horse Racing Law	Notes
Permanent Disabled Jockeys Endowment	25,000	29.76%	20	c
Race Track Chaplaincy of America (Southern California)	6,000	7.14%		b
Winners Foundation	10,000	11.90%	5	a
Edwin J. Gregson Foundation	4,000	4.76%		d
Southern California Equine Foundation	3,000	3.57%		d
California Thoroughbred Horsemen's Foundation	10,000	11.90%	5	a & b
California Equine Retirement Foundation	3,000	3.57%		d
Traquility Farm	3,000	3.57%		d
Total to Equine Related Charities	64,000	76.19%	50	d
Inglewood Education Foundation	3,000			
Inglewood Children's Dental Center of Greater Los Angeles	2,000			
Los Angeles Urban League	2,000			
Centinela Youth Services, Inc.	2,000			
Inglewood After School Program	2,500			
Inglewood Senior Citizens Center	2,500			
Catholic Charities of Los Angeles, Inc/ Saint Margaret's Center	2,000			
Salesian Boys & Girls of Los Angeles	2,000			
Watts/ Willowbrook Boys & Girls Club	2,000			
Total to Non-Equine Related	20,000	23.81%		
Total	84,000	100		

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: HPRA Request for Approval
Business & Professions Codes 19550

Hollywood Park Racing Association, LLC
Charitable 2012 Organization Descriptions

EQUINE RELATED:

California Thoroughbred Horsemen's Foundation, Inc. (CTHF)

Established in 1983 to provide assistance to needy backstretch workers and their dependents, primarily in the area of medical and dental care. The CTHF contracts physicians and dentists professional services; provides hospitalization, outpatient, rehabilitative or preventative medical programs and provides temporary family financial aid.

Permanently Disabled Jockeys Endowment

The fund was created in 2006, after merging with the DJE (Disabled Jockey Endowment). It is a collaborative effort between leaders in horse racing, race tracks, jockeys and horsemen to bring financial assistance to jockeys stricken by catastrophic injury.

Winners Foundation

Established in 1984 to provide information, support and referral services for employees and family members of the California horse racing community being adversely affected by alcohol and/or substance abuse. Maintains relationships with twelve step groups, detox centers, and inpatient and outpatient hospital programs

California Equine Retirement Foundation (CERF)

Established in 1986 to provide a full range of services to former racehorses in need of rehabilitation toward retirement or placement in a new career. CERF houses seventy-plus horses ranging in age from two to thirty-two years of age. Each horse is maintained with his or her own specific nutritional needs to ensure optimal health and fitness.

Edwin J. Gregson Foundation

Established in 2000 to provide educational programs to backstretch workers, such as scholarship grants, English as a Second Language, and computer skills. Recreational programs are also provided including sports leagues and games, i.e. dominoes, pool and poker tournaments.

Racetrack Chaplaincy of America (Southern California) RTCA/SC

Established in 1971 to assist backstretch personnel with everything from daily devotions to bible study, counseling, translations, social security, insurance and IRS appointments, tax preparation and notary services.

Southern California Equine Foundation, Inc.

Established in 1976, runs the equine hospital on Hollywood Park's backstretch, providing veterinary care, ambulances and all medical services for ill and injured race horses.

Tranquility Farm

Established in 1998 as a full service program for rehabilitating race horses for a second career as pleasure horses or humane retirement. All horses are given needed medical treatment as well as additional training as needed for ownership in a new career setting if possible.

EDUCATION/SOCIAL SERVICES**Inglewood Educational Foundation**

Established in 2003 to help Inglewood area teachers/schools submitting requests for needed materials and/or funding for classes and projects such as books, science materials, or costs for special off campus field trips.

Inglewood Children's Dental Center of Greater Los Angeles

Established in 1995 to provide outreach services to elementary school children in Inglewood and the surrounding area with dental care and education. In California more than 50% of kindergartners and 70% of 3rd graders suffer from tooth decay with 25% having never had any treatment. It remains the most common chronic childhood illness.

Los Angeles Urban League

Established in 1921 to provide advancement and business opportunities to African-Americans and minorities, employment development and training being their more recent focus. Programs include the Milken Youth and Family Literacy program working with area colleges and universities as well as the LAUSD.

Centinela Youth Services, Inc.

Established in 1975 to reduce violence at school and at home for Inglewood youth as well as those in surrounding communities. Provides at-risk youth with programs such as counseling, tutoring, educational support, targeted to help them form more productive lives and provides referrals to other agencies if needed.

Inglewood After School Program

Established in 1984 to provide citywide after school recreation program for elementary school youth within the Inglewood Unified School District. Provided through the Recreation, Parks and Community Services Department with activities such as music, art, dance and gymnastics as well as homework completion and tutoring for children with special needs.

Inglewood Senior Citizens Center

Established in 1973 to provide programs for Inglewood senior citizens. Peer counseling and visitor programs are provided for both those able to come to the center and home-bound seniors.

Catholic Charities of Los Angeles, Inc./Saint Margaret's Center

Established in 1987 to provide emergency support services to residents of Inglewood who live at or below the poverty level. Among the programs provided are a food pantry, medical and vision screening and an emergency shelter. Provides a Christmas program in conjunction with Hollywood Park each year for low-income families.

Salesian Boys & Girls Club of Los Angeles

Established in 1966, provides various educational programs to middle school and high school youth. Like the Watts/Willowbrook programs, this club is in a largely immigrant area marked by poverty, violence and poor educational achievement. Assists students in reaching requirements for entrance into UC or CSU campuses.

Watts/Willowbrook Boys & Girls Club

Established in 1957 to provide various programs to youth ages 7 – 18. Educational services are the primary focus with computer use for homework assignments, creative writing, art and health and wellness. Membership is predominantly African-Americans and Hispanics that live in neighborhoods plagued with drugs, violence and crime. Provides supervision and assistance in a safe environment.

STAFF ANALYSIS

June 20, 2013

Issue: APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE HUMBOLDT COUNTY FAIR AT FERNDALE AUGUST 14-25, 2013.

Humboldt County Fair (HCF) filed its application to conduct a horse racing meeting at Ferndale:

- August 14-25, 2013, or 8 days, the same as 2012. The fair proposes to race 72 races, the same as 2012.
- The race dates proposed are the dates allocated:

August - 2013						
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, Friday, Saturday and Sunday. Eight races Wednesday and Fridays, ten races Saturdays and Sundays.
 - 2012 Race Meeting: Average number of runners per race (TB): 6.00
 - 2012 Race Meeting: Average number of runners per race (Arabian): 6.33
 - 2012 Race Meeting: Average number of runners per race (Mules): 5.55
 - Racing concurrently with Del Mar 8/14-25.
 - First post 2:07 p.m. Wednesday, Saturday and Sunday.
 - 3:07 p.m. post Friday.
 - Request Gary Griener be appointed horse identifier pursuant to CHRB Rule 1525, Racing Officials Appointed by the Board.
- Wagering program will use CHRB and ARCI rules.
- \$1 Place Pick and \$1 trifecta \$0.10 Superfecta when applicable.
 - \$0.50 Pick 4 on first 4 races and last 4 races
 - \$0.50 Pick Five on last 5 races with 100% major pool paid – 75% carryover and 25% minor pool to most winners.
 - \$2 Pick (n) Pool on the last six races with 70% major pool paid – 30% minor pool paid.
 - \$0.50 Pentafecta selecting first five finishers - 100% carryover if no winners.
 - Super High Five on the last race.
 - Early wagering will not be offered.

- The Advance Deposit Wagering (ADW) providers are TVG, Xpressbet and Twin Spires. Pursuant to Business and Profession Code section 19604, specific provisions must be met before an ADW provider can accept wagers.

Summary of Business and Professions code 19604

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

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

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

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

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Documents received in compliance with Business and Professions code 19604:

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

ITEMS STILL NEEDED:

1. Fire clearance

RECOMMENDATION:

Staff recommends the Board approve the application contingent upon submission of the fire clearance.

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

1. APPLICANT FAIR ASSOCIATION

A. Name, mailing address, telephone, and fax numbers of fair:
Humboldt County Fair, 1250 5th Street, Ferndale, CA 95536 (707)786-9511

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

C. Provide the name, telephone, and email address for the fair contact person:
Richard Conway, General Manager, 707-786-5515, humcofair@frontiernet.net

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

2. DATES OF RACE MEETING

- A. Inclusive dates allocated for race meeting: **August 14 – August 25, 2013**
- B. Actual dates racing will be held: **August 14, 16-18 & August 21, 23-25**
- C. Dates racing will NOT be held: **August 15, 19, 20 & 22; August 15 & 22 will be simulcast only days.**
- D. Total number of racing days: **8**
- E. Days of the week races will be held:
 Wed - Sun Tues - Sat Other (specify)

3. RACING PROGRAM

- A. Total number of races: **72**
- B. Number of races by breed:

<input type="text" value="48"/>	Thoroughbreds	<input type="text" value="0"/>	Quarter Horses	<input type="text" value="0"/>	Appaloosas
<input type="text" value="8"/>	Arabians	<input type="text" value="0"/>	Paints	<input type="text" value="16"/>	Mules

CHRB CERTIFICATION	
Application received: 5/21/13	Hearing date: 6/20/13
Reviewed: (signature)	Approved date:
	License number:

C. Number of races daily:

	Wed, Aug 14 & 21	Fri, Aug 16 & 23	Sat, Aug 17 & 24	Sun, Aug 18 & 25
Thoroughbred	5	5	7	7
Other Breeds	3	3	3	3
Total	8	8	10	10

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.

Humboldt County Marathon-3yo and upward, One mile and five furlongs, \$30,000 Guaranteed (Plus up to \$4,500 to Cal-Breds) Sunday, August 25.

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

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

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

** As much as possible, we intend to align our post times to compliment the Del Mar post times*

<u>Race Number</u>	<u>Wed, Sat & Sun</u>	<u>Fridays</u>
Race #1	2:07	3:07
Race #2	2:37	3:37
Race #3	3:07	4:07
Race #4	3:37	4:37
Race #5	4:07	5:07
Race #6	4:37	5:37
Race #7	5:07	6:07
Race #8	5:37	6:37
Race #9	6:07	
Race #10	6:37	

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: **Mel Berti, Clarence Bugenig, Al Cooper, Lawrence Dwight, Jeff Farley, Sandy Hanks, Darren Hansen, Jay Hight, Travis Low, Jack Macdonald, Duane Martin, Dave Mogni, Cindy Olsen, Robert Prior, Tim Renner, Johanna Rodoni, Steve Ross and Wayne Wilson.**
- B. Names of the directors serving on the Racing Committee or otherwise responsible for the conduct of the racing program: **Mel Berti, Clarence Bugenig, Jeff Farley, Travis Low, Jack MacDonald, Cindy Olsen, Dave Mogni and Wayne Wilson**

C. Name and title of the fair manager or executive officer and the names and titles of all department managers and fair staff, other than those listed in 12B, who will be listed in the official program:
Richard Conway – General Manager, Kevin Ingram – Stall Manager

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

Richard Conway
General Manager
1250 5th Street
Ferndale, Ca 95536
humcofair@frontiernet.net

5. TAKE OUT PERCENTAGE

1. Will the percentage deducted for any type of wager be adjusted pursuant to Business and Professions Code section 19601.01? If no, proceed to subsection 6. If yes, identify the wager and the proposed takeout percentage.

Yes No

Wager(s) to be adjusted: _____ Proposed percentage: _____%

A. Attach copy of written notice requesting the proposed takeout adjustment, the proposed percentage and the wager(s) affected. The notice must include the written agreement of the fair association and the horsemen's organization for the meeting of the fair association accepting the wager.

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

6. HANDLE HISTORY

1. Complete the table below providing the last five years of handle and attendance for the fair association. If your association has been operating for fewer than five years, provide information for the period of time it has been in operation.

Year	Handle	Attendance	Number of Racing Days
2012	\$4,936,835	41,304	8 days
2011	\$3,910,325	41,905	8 days
2010	\$8,436,626	51,905	8 days
2009	\$3,225,399	44,903	8 days
2008	\$2,293,701	51,085	10 days

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

1. All races other than stakes:
Current meet estimate: \$360,450
Prior meet actual: \$360,450

Average Daily Purse (7A1 ÷ number of days):
Current meet estimate: \$45,056
Prior meet actual: \$45,056

2. Overnight stakes:
Current meet estimate: \$30,000
Prior meet actual: \$30,000

Average Daily Purse (7A2 ÷ number of days):
Current meet estimate: \$3,750
Prior meet actual: \$3,750

3. Non-overnight stakes:
Current meet estimate: 0
Prior meet actual: 0

4. Total Purses: (7A1+7A2+ 7A3)
Current meet estimate: \$390,450
Prior meet actual: \$390,450

Average Daily Purse (7A3 ÷ number of days):
Current meet estimate: 0
Prior meet actual: 0

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

Current meet estimate: \$30,176
Prior meet actual: \$30,176

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

Current meet estimate:		Prior meet actual:
CTT	\$ 999	\$ 999
TOC	\$ 1,998	\$ 1,998
NTRA	\$ -0-	\$ 508
PCQHRA	\$ 128	\$ 128
CWAR	\$ -0-	\$ -0-

ARAC	\$ 3,501	\$ 3,501
AMRA	\$ 5,750	\$ 5,750
CHBPAPEN	\$ 2,996	\$ 2,996
CTHF	<u>\$ 2,996</u>	<u>\$ 2,996</u>
Total	\$18,368	\$18,876

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

Current meet estimate: \$438,994

Prior meet actual: \$439,502

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

Current meet estimate: \$54,874

Prior meet actual: \$54,938

E. Purse funds to be generated from on-track handle and intrastate off-track handle (excluding carry-overs from prior race meet(s):

Current meet estimate: \$368,663

Prior meet actual: \$368,663

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

Current meet estimate: \$46,083

Prior meet actual: \$46,083

F. Purse funds to be generated from interstate handle:

Current meet estimate: \$47,683

Prior meet actual: \$47,683

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

Current meet estimate: \$5,960

Prior meet actual: \$5,960

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

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

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

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

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

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

8. STABLE ACCOMMODATIONS

- A. Number of usable stalls available for racehorses at the track where the meeting is held:
250 permanent 200-220 portables
- B. Minimum number of stalls believed necessary for the meeting:
450-470
- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers:
None
- D. Name and location of each off-site auxiliary stabling area and the number of stalls to be maintained at each site:
n/a
- E. Attach each contract or agreement between the fair and the person(s) furnishing off-site stabling accommodations for eligible racehorses that cannot be provided stabling on-site.
n/a

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

- F. Total number of usable stalls made available on-site for the **1986** meeting, pursuant to Business and Professions Code section 19535(c).
458
- G. Estimated cost to provide off-site stalls for this meeting. Show cost per-day per stall:
n/a
- H. Estimated cost to provide vanning from off-site stalls for this meeting. Show fees to be paid for Vanning per-horse: **-0-**

9. PARI-MUTUEL WAGERING PROGRAM

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

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



May 15, 2013

California Horse Racing Board
Attn: Jackie Wagner
Assistant Executive Director

To Whom It May Concern:

The following Updated CARF Wagering format is provided. The change is that the RCI has not approved a rule for a 10 Cent pic six. The pic six wager at all CARF fairs will be 2\$ as it was in previous years.

9A: CARF wagering format required:

The following is the CARF wagering format:

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

[Type text]

[Type text]



Race #10	\$1E, \$1PK3, \$1TRI, \$2DD, \$.10SF, \$.50 SUPER HIGH 5	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1957, CHRB #1979.1 ARCI 004-105 T-Pick (N) POSITION (X) POOLS
Race #11	\$1E, \$1TRI, \$2DD, \$.10SF, \$.50 SUPER HIGH 5	CHRB #1959, CHRB #1979, CHRB #1957, CHRB #1979.1 ARCI 004-105 T-Pick (N) POSITION (X) POOLS
Race #12	\$1E, \$1TRI, \$.10SF, \$.50 SUPER HIGH 5	CHRB #1959, CHRB #1979, CHRB #1979.1 ARCI 004-105 T-Pick (N) POSITION (X) POOLS

This format will be use at the following fairs: Alameda County Fair, The California State Fair, Humboldt County Fair, San Joaquin County Fair and the Big Fresno Fair.

Respectfully Yours,

Larry A. Swartzlander
Chief Operating Officer

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

Example Race	TYPE OF WAGERS	APPLICABLE RULES
	\$1 E; \$1 Double	CHRB #1959; RCI #VE
Race #1	\$1E, \$1PK3, \$1TRI, \$2DD, \$.10SF, \$1PPN% \$.50PNP4	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1957, CHRB #1979.1 CHRB #1976.8, CHRB #1976.9
Race #2	\$1E, \$1PK3, \$1TRI, \$2DD, \$.10SF, \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1957, CHRB #1979.1, CHRB #1976.8
Race #3	\$1E, \$1PK3, \$1TRI, \$2DD, \$.10SF, \$2PNP6 \$1PPN%	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.8
Race #4	\$1E, \$1PK3, \$1TRI, \$2DD, \$.10SF, \$.50PNP5 \$2PNP6	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1957, CHRB #1979.1 CHRB 1976.9, CHRB 1976.9
Race #5	\$1E, \$1PK3, \$1TRI, \$2DD, \$.10SF, \$.50PNP4, \$.50PNP5, \$2PNP6	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.9, CHRB 1976.9,
Race #6	\$1E, \$1PK3, \$1TRI, \$2DD, \$.10SF, \$.50PNP4, \$.50PNP5	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1957, CHRB #1979.1 CHRB #1976.9, CHRB #1976.9
Race #7	\$1E, \$1PK3, \$1TRI, \$2DD, \$.10SF, \$.50PNP4,	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1957, CHRB #1979.1 CHRB #1976.
Race #8	\$1E, \$1PK3, \$1TRI, \$2DD, \$.10SF, \$.50 SUPER HIGH 5	CHRB #1959, CHRB #1977, CHRB #1979, CHRB #1957, CHRB #1979.1 ARCI 004-105 T-Pick (N) POSITION (X) POOLS
Race #9	\$1E, \$1TRI, \$2DD, \$.10SF, \$.50 SUPER HIGH 5	CHRB #1959, CHRB #1979, CHRB #1957, CHRB #1979.1 ARCI 004-105 T-Pick (N) POSITION (X) POOLS
Race #10	\$1E, \$1TRI, \$.10SF, \$.50 SUPER HIGH 5	CHRB #1959, CHRB #1979, CHRB #1979.1 ARCI 004-105 T-Pick (N) POSITION (X) POOLS

- C. Maximum carryover pool to be allowed to accumulate before its distribution OR the date(s) designated for distribution of the carryover pool: **August 25, 2013 (Closing Day of Humboldt County Fair)**
- D. List any options requested with regard to exotic wagering:
\$1 PPN when applicable; \$1 TRI and \$0.10 SF when applicable
\$0.50 PNP4 on the first four races and the last four thoroughbred races each day
\$0.50 PNP5 on the last five thoroughbred races each day, with 100% major pool paid for 5 of 5. If no 5 of 5, 75% carryover and 25% minor pool to most winners.
\$2 PNP6 on the last six thoroughbred races each day, with 70% major pool paid or a carryover and a 30% minor pool paid.
\$0.50 Pentafecta (Super High 5) selecting the first five finishers in the same race. 100% payout on all tickets selecting five winners. No consolation or minor pool; 100% carryover if no ticket has five winners. Note: Superfecta will be offered in the race. Super High-5 will be carded on the last race of the day.
- E. Will "advance" or "early bird" wagering be offered? Yes No
- If yes, when will such wagering begin. Specify days and time for "early bird" wagering:
- F. Type(s) of pari-mutuel or totalizator equipment to be used by the fair and the simulcast organization, the name of the person(s) supplying equipment, and expiration date of the service contract:
Sportstech (Tom Kelso) Expiration: September 30, 2015.
Equipment description on file with Board.

10. ADVANCE DEPOIST WAGERING (ADW)

- A. Identify the ADW provider(s) to be used by the fair for this race meeting:
Express Bet, T.V.G.(Television Games Network), Twin Spires
- B. Attach a copy of the agreement/contracts with each ADW provider to be used for this race meeting. **On file with CHRB.**
- C. Have the contract/agreements been approved by the respective horsemen's groups?
 Yes No
- If yes, attach a copy of the approval.
 If no, explain the status of the approval.

NOTICE TO APPLICANT: Pursuant to Business and Professions Code section 19604, ADW providers may accept wagers on races conducted in California from a resident of California if: 1) the ADW provider is licensed by the Board; 2) a written agreement allowing those wagers exists with the racing association or fair conducting the races on which the wagers are made; 3) the agreement shall have been approved in writing by the horsemen's organization responsible for negotiating purse agreements for the breed on which the wagers are made. ADW providers may accept wagers on races conducted outside of California from a resident of California if: 1) the ADW provider is licensed by the Board; 2) there is a hub agreement between the ADW provider and one or both of (i) one or more racing associations or fairs that together conduct no fewer than five weeks of live racing on the breed on which wagering is conducted during the calendar year during which the wagers are placed and (ii) the horsemen's organization responsible for negotiating purse agreements for the breed on which wagering is conducted.

11. SIMULCAST WAGERING PROGRAM

- A. Simulcast organization engaged by the fair to conduct simulcast wagering:



March 20, 2013

Mr. Larry Swartzlander
 Chief Operating Officer
 CARF
 1776 Tribute Road, Suite 205
 Sacramento, CA 95815

OFFICERS

MIKE PEGRAM
 CHAIR
 PABLO SUAREZ
 VICE CHAIR, SOUTHERN CA.
 JACK OWENS
 VICE CHAIR, NORTHERN CA.
 GEORGE KRIKORIAN
 SECRETARY/TREASURER
 ED MOGER
 AT LARGE
 JOHN SADLER
 AT LARGE

DIRECTORS

MADELINE AUERBACH
 BOB BAFFERT
 DENNIS CARDOZA
 MARK DEDOMENICO
 MIKE HARRINGTON
 WILLIAM E. MOREY
 GEORGE TODARO
 KATHY WALSH
 MICHAEL WELLMAN

EXECUTIVE STAFF

LOU RAFFETTO
 PRESIDENT
 KELLE BREEN
 CHIEF FINANCIAL OFFICER
 MARY FORNEY
 DIRECTOR OF OPERATIONS
 RICHARD SCHEIDT
 NO. CA. DIRECTOR OF
 OPERATIONS

CHAIRS EMERITUS

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

CORPORATE OFFICE

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

RE: 2013 California Authority of Racing Fairs Interstate Simulcast Approvals

Dear Larry,

This letter shall serve as TOC's authorization for the California Authority of Racing Fairs ("CARF") to transmit the audiovisual signal of CARF Thoroughbred races to, and accept wagers on those races placed through, the out-of-state betting systems ("Guests") in accordance with the conditions of, and at Host Fee rates no lower than those specified in the rate sheet provided to TOC by Monarch Content Management LLC ("Monarch") on behalf of CARF, during the CARF racing season commencing June 19, 2013, continuing through October 15, 2013.

As a condition of TOC's authorization of the acceptance of wagers on CARF races by Guests which engage in phone and/or Internet wagering, herein called "ADW," CARF shall take all reasonable steps to distinguish between ADW and other wagering handled through such Guests, including requiring tote vendors of both CARF and Guests to facilitate the separation of ADW and non-ADW data in reports used by CARF and/or CHRIMS to account for and settle balances between CARF and Guests.

TOC's authorization shall not serve, nor should it be construed as, a precedent to future requests for permission to simulcast to the Guests specified on the list provided by Monarch or to any other Guest. TOC reserves the right to cancel or withdraw its authorization for any Guest, at any time, upon 48 hours written notice.

Pursuant to AB-701, raising the takeout to fund Workers' Compensation costs, CARF shall collect the incremental increase in takeout as an addition to the money room adjustment, for the transmittal to the Fund in accord with such legislation. Should any Guest herein authorized fail to enter into a contractual obligation with CARF to allocate this additional takeout in this manner, TOC authorization for that site is hereby immediately rescinded.

Please feel free to contact me, should you have any questions.

Sincerely,

Richard Scheidt
 Northern California
 Director of Operations
 Thoroughbred Owners of California

RECEIVED
CHRB

2013 APR -3 PM 12:38

March 20, 2013

Chief Operating Officer
CARF
1776 Tribute Road, Suite 205
Sacramento, Ca 95815

RE: 2013 California Authority of Racing Fairs Interstate Simulcast Approvals

Dear Larry,

This letter shall serve as AMRA's authorization for the California Authority of Racing Fairs (CARF) to transmit the audiovisual signal of CARF Mule races to, and accept wagers on those races placed through, the out-of-state betting systems ("Guests") in accordance with the conditions of, and at Host Fee rates no lower than those specified in the rate sheet provided to AMRA by Monarch Content Management LLC ("Monarch") on behalf of CARF, during the CARF racing season commencing June 19, 2013, continuing through October 14, 2013.

As a condition of AMRA's authorization of the acceptance of wagers on CARF races by Guests which engage in phone and/or Internet wagering, herein called "ADW", CARF shall take all reasonable steps to distinguish between ADW and other wagering handled through such Guests, including requiring tote vendors of both CARF and Guests to facilitate the separation of ADW and non-ADW data in reports used by CARF and/or CHRIMS to account for and settle balances between CARF and Guests. AMRA's authorization shall not serve, nor should it be construed as, a precedent to future requests for permission to simulcast to the Guests specified on the list provided by Monarch or to any other Guest. AMRA reserves the right to cancel or withdraw its authorization for any Guest, at any time, upon 48 hours written notice.

Please feel free to contact me if you have any questions.

Sincerely,

Don Jacklin

President

Don Jacklin
April 3, 2013

RECEIVED
CHRB

2013 APR -3 PM 12:38

March 20, 2013

Chief Operating Officer
CARF
1776 Tribute Road, Suite 205
Sacramento, Ca 95815

RE: 2013 California Authority of Racing Fairs Interstate Simulcast Approvals

Dear Larry,

This letter shall serve as ARAC's authorization for the California Authority of Racing Fairs (CARF) to transmit the audiovisual signal of CARF Arabian races to, and accept wagers on those races placed through, the out-of-state betting systems ("Guests") in accordance with the conditions of, and at Host Fee rates no lower than those specified in the rate sheet provided to ARAC by Monarch Content Management LLC ("Monarch") on behalf of CARF, during the CARF racing season commencing June 19, 2013, continuing through October 14, 2013.

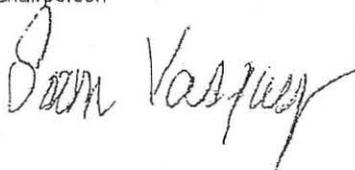
As a condition of ARAC's authorization of the acceptance of wagers on CARF races by Guests which engage in phone and/or Internet wagering, herein called "ADW", CARF shall take all reasonable steps to distinguish between ADW and other wagering handled through such Guests, including requiring tote vendors of both CARF and Guests to facilitate the separation of ADW and non-ADW data in reports used by CARF and/or CHRIMS to account for and settle balances between CARF and Guests. ARAC's authorization shall not serve, nor should it be construed as, a precedent to future requests for permission to simulcast to the Guests specified on the list provided by Monarch or to any other Guest. ARAC reserves the right to cancel or withdraw its authorization for any Guest, at any time, upon 48 hours written notice.

Please feel free to contact me if you have any questions.

Sincerely,

Sam Vasquez, ARAC

Chairperson



April 2, 2013

Chief Operating Officer
CARF
1776 Tribute Road, Suite 205
Sacramento, Ca 95815

RE: 2013 California Authority of Racing Fairs Interstate Simulcast Approvals

Dear Larry,

This letter shall serve as PCQHRA's authorization for the California Authority of Racing Fairs (CARF) to transmit the audiovisual signal of CARF Quarter Horse races to, and accept wagers on those races placed through, the out-of-state betting systems ("Guests") in accordance with the conditions of, and at Host Fee rates no lower than those specified in the rate sheet provided to PCQHRA by Monarch Content Management LLC ("Monarch") on behalf of CARF, during the CARF racing season commencing June 19, 2013, continuing through October 14, 2013.

As a condition of PCQHRA's authorization of the acceptance of wagers on CARF races by Guests which engage in phone and/or Internet wagering, herein called "ADW", CARF shall take all reasonable steps to distinguish between ADW and other wagering handled through such Guests, including requiring tote vendors of both CARF and Guests to facilitate the separation of ADW and non-ADW data in reports used by CARF and/or CHRIMS to account for and settle balances between CARF and Guests. PCQHRA's authorization shall not serve, nor should it be construed as, a precedent to future requests for permission to simulcast to the Guests specified on the list provided by Monarch or to any other Guest. PCQHRA reserves the right to cancel or withdraw its authorization for any Guest, at any time, upon 48 hours written notice.

Please feel free to contact me if you have any questions.

Sincerely,



Dominic Alessio
President

Northern California Off-Track Wagering, Inc. (NOCTWINC)

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

On File

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

NORTHERN CALIFORNIA

Alameda County Fair, Pleasanton
 Bankers Casino, Salinas
 Big Fresno Fair, Fresno
 California State Fair & Exposition, Sacramento
 Club One, Fresno
 Golden Gate Fields, Albany

*Humboldt County Fair, Ferndale
 Jockey Club at San Mateo, San Mateo

Kern County Fair, Bakersfield

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

SOUTHERN CALIFORNIA

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

*Open during Humboldt/Ferndale Fair Racing

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

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

2013 IMPORT TRACKS	
ARLINGTON	9/14-9/25
BELMONT	9/14-9/25
ASSINIBOIA	9/14-9/25
AUSTRALIAN RACING	9/14-9/25
BEULAH	9/14-9/25
CALDER RACECOURSE	9/14-9/25
CANTERBURY DOWNS	9/14-9/25
CHARLES TOWN	9/14-9/25
CHURCHILL DOWNS	9/14-9/25
DELAWARE	9/14-9/25
DOWNS AT ALBUQUERQUE	9/14-9/25
ELLIS PARK	9/14-9/25
EMERALD DOWNS	9/14-9/25
EVANGELINE DOWNS	9/14-9/25
FORT ERIE	9/14-9/25
GULFSTREAM	9/14-9/25
HASTINGS PARK	9/14-9/25
HAWTHORNE	9/14-9/25
INDIANA DOWNS	9/14-9/25
KEENLAND	9/14-9/25
KENTUCKY DOWNS	9/14-9/25
LAUREL	9/14-9/25
LONE STAR	9/14-9/25
LOUISIAN DOWNS	9/14-9/25
MONMOTH	9/14-9/25
MOUNTAINEER PARK	9/14-9/25
NYRA-AQUEDUCT	9/14-9/25
NYRA-BELMONT	9/14-9/25
NYRA-SARATOGA	9/14-9/25
PENN NATIONAL	9/14-9/25
PHILADELPHIA PARK (PARX)	9/14-9/25
PIMLICO	9/14-9/25
PRAIRIE MEADOWS	9/14-9/25
PRESQUE ISLE	9/14-9/25
RIVER DOWNS	9/14-9/25
SOUTH AMERICAN RACING	9/14-9/25
SUFFOLK DOWNS	9/14-9/25
SUNLAND PARK	9/14-9/25
SUNRAY PARK	9/14-9/25
TAMPA BAY	9/14-9/25
THISTLEDOWN	9/14-9/25
TURFWAY PARK	9/14-9/25
TURF PARADISE	9/14-9/25
UNITED KINGDOM	9/14-9/25
WOODBINE	9/14-9/25

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

**RF 2013 Meets
mmingled Locations**

Vest Entertainment	Delta Downs	Lone Star	Running Aces Harness Park
Amwest Accounts	Dover Downs	Louisiana Downs	Saddle Brook Park
Greenbrier (WV)	Ebet	LVDC	Sam Houston
Riders Up (SD)	Elite Turf Club (1 to 10)	Atlantis Paradise Casino	Valley Greyhound Park
Time Out Lounge (SD)	Ellis Park	Avatar Ventures	Saratoga Harness Raceway
Triple Crown (SD)	Emerald Downs	Buffalo Thunder Resort	Saratoga Bets (ADW)
Yahooe-Mile High	Euro Off Track	Foxwoods Resort Casino	Scarborough
Ala Race Club	Evangeline Downs	Meskwaki Bingo & Casino	Scioto Downs
Argton I	Evangeline Downs AWA	Maronas (South America)	Seabrook Greyhound
Antic City Racecourse	Fair Grounds	Maryland Jockey Club	Social Gaming
Arad	Fair Grounds ADW	Maywood	Sol Mutuel
Arora	Fair Meadows	Meadowlands	Southland Greyhound
Arora ADW (BETZOTIC)	Finger Lakes	Meadows The Meadows The (ADW) - PA regional	Sports Creek Raceway
Arora Raceway	Fonner	Mobile Greyhound	State Fair (Lincoln, NE)
Arva	Freehold	Monmouth Park	Suffolk District OTB
Arora Racing	Gillespie County Fair	Montana OTB	Suffolk Downs
Arora Park	Global Wagering Solutions	Monticello	Pat's Pizz
Aroraingham	Bwin International Ltd.	Mountaineer Park	Sunland Park
Arora Run Greyhound	Intl Betting Assoc. Ltd	Mt. Pleasant Meadows	SunRay Park & Casino
Arora Raceway	Magna Bet	Nassau Regional OTB	Tampa Bay Downs
Arora Racecourse	Racebets	New Jersey Casino Assoc.	Taunton Acct Wagering
Arora Park	Greenetrack	Nevada Pari-Mutuel Assoc.	Taunton Dog Track Inc.
Arora District OTB	Greyhound @ Post Falls	Newport Jai Alai	The Downs at Albuquerque
Arora Skills OTB	Gulf Greyhound	NJ Mobile	Thistledown
Arora Town Race Course	Gulfstream	Northfield	Tioga Downs
Arora Downs & Marina LLC	Harrington Raceway	Cedar Downs OTB	Tri-State GH (Mardi Gras)
Arora Downs	Hawthorne Race Course	Northville	Turf Paradise
Arora Hipica InTurf	Hawthorne ADW	NYRA	Turfway Park
Arora d' Alene Casino	Hazel Park	NYRA Account Wagering	TVG Chester
Arora Downs	Hoosier Park	Oaklawn	TVG Network
Arora Downs Phone Bet	Horseman's Park	Ocean Downs	TVG Prairie
Arora Raceway	Indiana Downs	Panama	Twin River Greyhound
Arora OTB	Evansville OTB	Penn National	TwinSpires
Bradley Teletheater, Bristol	Clarkesville OTB	Penn National Telebet	TwinSpires High Volume
New Britain, Norwalk, Milford	Intermountain Racing	Peru	Velocity Wagering Ltd.
East Haven, Hartford, Putnam	IP Tote (Venezuela)	Philadelphia Park	Venezuela OTB
Shoreline Star, Sports Haven	Keeneland	Philly Park Phone Bet	Vernon Downs
Torrington, Waterbury	Keeneland Select ADW	Plainridge Race Course	WatchandWager
Manchester, New London	Kentucky Downs	Plainridge Telephone Wagering	Western OTB
Williamantic	Kentucky OTB	Player Management Group	Wheeling Downs
John Martin's Manor Restaurant	Lebanon	Pocono Account Wagering	Will Rogers Downs
Connecticut OTB ADW	Les Bois (Treasure Valley)	Pocono Downs and OTB	Wyoming
Coushatta Casino	Lewiston OTB's	Portland Meadows	XpressBet
Paragon Casino	Lien Games	Potawatomi Casino/ OTB	Yonkers Raceway
Ho-Chunk Casino and Racebook	Chips Lounge and Casino	Prairie Meadows	Youbet Group 1
Mohegan Sun Casino	Howard Johnsons OTB	Premier Gateway (Phumelela)	Zia Park
Oneida Bingo and Casino	Rumors OTB	Premier Turf Club	
Pony Bar Simulcast Center	Skydancer Casino OTB		

Tote Investment Racing	Lien Games ADW	Presque Isle Downs	
Randall James Racetrack	BetAmerica	Raceway Park	
Millenium Racing	BestFastNow	Racing2Day LLC	
Royal Beach Casino	OnlineRacing.TV	Racing2Day Intl. (Stan James)	
Divi Carina Bay Casino	BetTheRacesOnline.com	Remington Park	
Fair Chance	BigJackpotBetting.com	Remington OTB Network	
Winner's Circle	Hometownbets.com	Retama	Separate Pool Locations
ous Christi Greyhound	RaceplayWin.com	Racing & Gaming Services	Camarero (Puerto Rico)
aware	VIPHorsePlayer.com	River Downs	Caymanas (Jamaica)
	TrackInfo.com	Rockingham Park	MIR Books (Caliente)
	Offtrackbetting.com	Rockingham Account Wagering	NDS Books (Nevada)
		Ruidoso Downs	

Canadian Locations

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

F. California mini-simulcast facilities the fair proposes to offer its live audiovisual signal:
 OC Tavern & Sports Bar, San Clemente; Commerce Club, City of Commerce; Original Road House Grill, Santa Maria, Bankers Casino, Salinas

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

NOTICE TO APPLICANT: Business and Professions Code section 19596.2(a) stipulates that on days when live thoroughbred or fair racing is being conducted in the state, the number of thoroughbred races which may be imported by an association or fair during the calendar period the association or fair is conducting its racing meeting cannot exceed a combined daily total of 50 imported thoroughbred races statewide. The limitation of 50 imported thoroughbred races per day statewide does not apply to those races specified in Business and Professions Code section 19596.2(a)(1), (2), (3) and (4).

THOROUGHBRED SIMULCAST RACES TO BE IMPORTED

Name of Host Track	Race Dates	Full Card or Selected Feature and/or Stakes Races
See 11D above.	TBD	

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

OTHER BREED SIMULCAST RACES TO BE IMPORTED

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

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

NOTICE TO APPLICANT: All interstate wagering to be conducted by a fair is subject to the provisions of Title 15, United States Codes, which require specific written approval of the CHRB and of the racing commission having jurisdiction in the out-of-state venue. All international wagering to be conducted by a fair is subject to the provisions of Business and Professions Code sections 19596, 19596.1,

19596.2, 19596.3, 19601, 19602, and 19616.1, and will require specific written approval of the CHRB.

Every fair shall pay to the simulcast organization within 3 calendar days following the closing of wagering for each racing program, or upon receipt of the proceeds, such amounts that are retained from off-track simulcast wagering, interstate and out-of-state wagering and which are obligated by statute for guest commissions, simulcast operator's expenses and promotions, equine research, local government in-lieu taxes, and stabling and vanning deductions. Every fair shall pay to its Paymaster of Purses' account within 3 calendar days following the closing of wagering for each racing program, or upon receipt of the proceeds, such amounts that are retained or obligated from off-track simulcast wagering, interstate and out-of-state wagering for purses, breeders' awards or other benefits to horsemen. (See Notice to Applicant, Section 7.)

12. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT

- A. Racing officials nominated:
- Association Veterinarian(s) – **Forrest Franklin, D.V.M.**
 - Clerk of Scales – **Cheryl White**
 - Clerk of the Course – **Dolores Collins**
 - Film Specialist – **Matt Nichols**
 - Horse Identifier – **Gary Greiner**
 - Horseshoe Inspector – **Maurice Fitzpatrick**
 - Paddock Judge – **Gary Greiner**
 - Patrol Judges – **Lisa Jones & Matt Nichols**
 - Placing Judges – **Stewards**
 - Starter – **Bob Mooneyhan**
 - Timer – **Melody Truitt**
- B. Management officials in the racing department:
- Director of Racing – **Richard Conway**
 - Racing Secretary – **Tom Doutrich**
 - Assistant Racing Secretary – **Lisa Jones**
 - Paymaster of Purses – **Victoria Layne (C.A.R.F.)**
 - Others (identify by name and title)
 - Mutual Manager – **Dominick DePrenzio**
- C. Name, address, email and telephone number of the reporter employed to record and prepare transcripts of hearings conducted by the stewards:
- KCW Court Reporters, 730 5th st. Eureka, Ca, 95501 phone 707-443-7067**
- 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 12/7/15)**
- E. Photopatrol video equipment to be used to record all races, name of the person supplying the service, and expiration date of the service contract. Specify the number and location of cameras for dirt and turf tracks.
- Pegasus Communication, Inc. – Jim Porep) Contract Expires: April 30, 2018**
Equipment description on file with the Board: 5 Cameras – (3 Tower, 1 Pan, 1-Hand Held)
- F. Type of electronic timing device to be used for the timing of all races, name of the person supplying the service, and expiration date of the service contract:

Pegasus Communication, Inc. – Jim Porep - Contract Expires April 30, 2018**13. SECURITY CONTROLS**

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

Pacific coast Security, Gene Bass, Owner (707)-786-9511

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

1-2 guards in grandstands

2-3 rovers

3 licensed gatemen 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 stalls.

N/A

2. Detention Stalls:

(The Fair is not running graded stakes)

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

N/A

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

N/A

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

N/A

3. TCO2 Testing:

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

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

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

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

- C. Plan for detention stalls for repeat offenders.

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

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

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

- C. Describe the electronic security system.

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

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

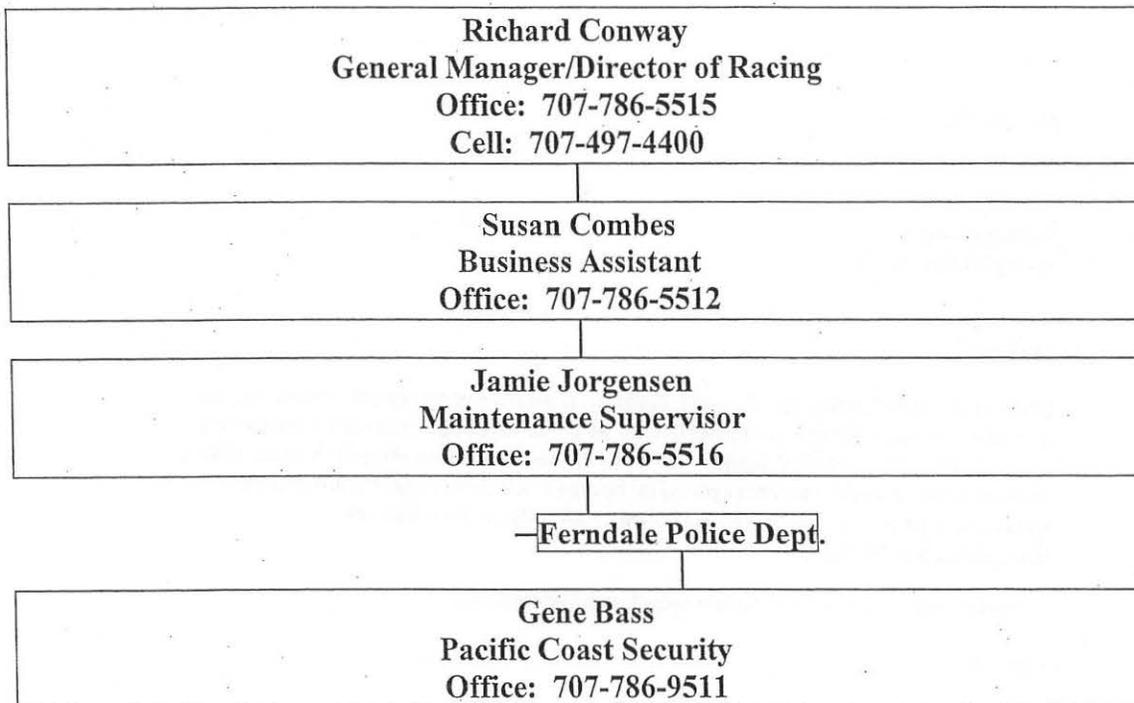
4 surveillance cameras monitoring this area

14. EMERGENCY SERVICES

- A. Name, address and emergency telephone number of the ambulance service to be used during workouts and the running of the races: **City Ambulance of Eureka, 135 7th Street, Eureka, Ca 95501 (707) 445-4907**

1. Attach a certification from the Ambulance Company(s) listed in 14A, certifying that the

11A. Security Controls





May 10, 2013

Richard Conway
Humboldt County Fair

Mr. Conway,

City Ambulance of Eureka, Inc. of Eureka, California operates emergency and non-emergency ambulance transportation in Humboldt County. All of our paramedic staff are licensed with the California Emergency Medical Services Authority, in addition to being accredited by the LEMSA (local emergency medical services agency) in the area in which they are practicing. The current status of any paramedic license can be verified by CA EMSA on their web site: www.centralregistry.ca.gov.

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

Sincerely,

A handwritten signature in cursive script that reads "Jaison Chand".

Jaison Chand, EMT-P, RN, BSN
Chief Operating Officer

12C First aid and Medical Staffing

The Humboldt County Fair provides emergency care which supports comprehensive 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.

Two Emergency Medical Technicians from City Ambulance of Eureka staff are located in an on-track ambulance, which is located at a location with ease of access to the track during each day of training and racing. 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 Physicians are on-duty at Redwood Memorial Hospital and are responsible for ongoing care for jockeys, track staff and allied personnel requiring emergency medical care.

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

Redundant communication 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.

12F Medical Protocols and Procedures: English

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

Track Ambulance

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

Security

1. As soon as possible, a member of the track security staff shall report to the scene of the accident and thereafter take direction from the EMT responsible for

management of the accident scene. The track security representative shall be responsible for keeping bystanders away from the accident scene.

2. A member of the track security staff shall proceed to the Jockey's Room to secure the ambulance transfer area, as well as prevent visitation from bystanders from entering the accident area.
3. A member of the track security staff shall be responsible for escorting emergency vehicles.
4. The security staff shall be responsible for all crowd control activities.

Racing Staff/Track Veterinarian

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

Plant Staff

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

Announcer

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

Senior Management

1. A senior management representative should quickly proceed to the location on the racetrack where the accident has occurred. The manager should report to other members of the management team as to the accident status.
2. An additional member of the management team should report to the video department in order to monitor the scene and access the extent of video coverage to be transmitted to the public.
3. A member of the management team should provide input as to announcements

- to be made by the track announcer.
4. A member of the senior management team should be responsible for seeing that information regarding the accident is communicated to the family member of the injurec. Efforts need to be made to escort family members to the hospital, if necessary. In this regard, a current compilation as to who should be notified in the case of an injured jockey is kept on file.
 5. All public address announcements and responses to press inquiries are within the sole purview of the senior members of the management team then available.

All Department Heads

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

12F Medical Protocols and Procedures: Spanish

Procedimiento en caso de Accidente en Humboldt County Fair

De ocurrir un accidente en el hopodromo, 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 tartar a la(s) victim(s).

Sequiridad

1. Tan pronto como sea possible, unmiembro de seguridad del hipodromo debere reportarse al lugar del accidente y desde ahi recibir las instrucciones del Paramedico responsable del lugar del accidente. El miembro desguridad sera responsable de mantener a los transeutes fuera del lugar del accidente.
2. U miembro del departamento de seguridad del hipodromo se acercara al cuart del jockey para asquarar el area donde la amulancia estara y prevenir que transeutes y personas ajenas se acerquen.
3. Un miembrwo de sequiridad del hipodrmomo sera responsable de escoltar a los vehiclulos de emergencia.
4. Los miembros de sequiridad seran responsable de controlar a la multitud.

Personal de Carreras/Vetennano del hipodromo

1. Ena vez en el lugar del accidente, el Outrider/escolta debere sejetar 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 publica, antes de iniciar el procedimiento de sacrificio del animal.
 5. Los Outriders son responsables de remover cualquier desecho en la pista de que la persona a 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 debran recibir intruccionen 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 representatante 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 respesentante de la gerencia degera 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 tenter un registro de la persona a quin se debe comunicar en caso de que un jockey sufra un accidente.
5. Todo los anuncios publicos y respuestas a ls prensa las realice uncamente el funcionario de gerencia de alto nivel que se encuentre disponible en ese momento.

Todos los Jefes de Departamento

Todos los Jefes de Departamento deb en 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.

paramedic staff are licensed with the California Emergency Medical Services Authority. **Attached On-track ambulance: The ambulance crew is one paramedic and one emt**

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

n/a

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

See Attached

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

See Attached

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

Physicians rotate on a daily basis from redwood Memorial Hospital. 707-725-7328

- 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:

Redwood memorial Hospital, 3300 Renner Drive, Fortuna, Ca (707) 725-7328

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

See Attached

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

Richard Conway, General Manager and Susan Combs, Assistant.

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

To be submitted after portables are assembled.

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

California Fair Services Authority.

- 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.

ON file with CRHB.

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



June 8, 2012

To: California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, CA 95815
Attn: Andrea Ogden

Re: Humboldt County Fair
1250 5th Street
Ferndale, CA 95536

Please be advised that the Humboldt 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: 01/01/2012 to 01/01/2013

II. WORKERS' COMPENSATION AND EMPLOYERS' LIABILITY

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

CFSA represents to the California Horse Racing Board that within the above limits, terms and provisions of the coverage stated, to the extent provided by law, CFSA will provide defense, payment, and indemnification on loss funding in accordance with the terms of the contractual assumption of the Humboldt 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

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

15. CONCESSIONAIRES AND SERVICE CONTRACTORS

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

Winner's Circle Photo

Vassar Photography, 5075 Double Point Way, Discovery Bay, CA 94514

Racing Grandstand Sound System

Universal Balance, 2163 Park Avenue, McKinleyville, CA 95519

Armored Car Services

NOTWINC, 11875 Dublin Blvd. Dublin, CA 94568

Portable Stalls

Stall West, Inc. 4149 Burnett Road, Lincoln, Ca 95684. 916-645-5475, fax 916-645-6095.

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

16. ON- TRACK ATTENDANCE/FAN DEVELOPMENT

- A. Attach a copy of the promotional and marketing plans for the race meeting:
Ticket give-away already underway, using HCF Facebook; discounted ticket sales, beginning July 1; placement of old Starting Gate in surrounding communities 60 days prior to Fair and near entrance to town during fair; Participation in local parades and events prior to fair; Pre-fair media dinner; golf tournament on dark Monday; Horsemen's Fish Fry on dark Tuesday. Appearances on local ESPN radio station; Live remote, local ESPN radio, opening day of racing; Television and radio spots.
- B. Promotional/ Marketing budget for this race meeting:
\$60,000
Promotional/Marketing budget for prior race meeting:
\$55,000
- C. Number of hosts and hostesses employed for meeting:
10
- D. Describe facilities set aside for new fans:
First come, first served
- E. Describe any improvements to the physical facility in advance of the meeting that directly benefits:
1. Horsemen : **refurbish stall interiors, enlarge winners circle, Improve grade from paddock to track**
 2. Fans: **Improvements to concession areas**
 3. Facilities in the restricted areas: **N/A**

2013 HUMBOLDT COUNTY FAIR AND RACE MEET

MARKETING PLAN

16A. The Board of Directors and Staff are enthusiastic and ready for the 117th edition of the Humboldt County Fair in Ferndale, home to California's smallest, yet most unique racing venue. Here's a summary of some of the things what we plan to do to meet the challenge:

- RACE DAY SCHEDULE: In order to provide for the greatest success for everyone involved, Humboldt will continue to modify its schedule when live racing will occur. Those modifications include racing on a Wednesday-Friday-Saturday-Sunday format during both weeks of racing. Dark days will include both Thursdays, along with Monday and Tuesday of the August 14-25 Humboldt County Fair. This change is designed to benefit the myriad of participants from the racing industry, along with the thousands of loyal fans who travel to Ferndale to support A
- INCREASED ADVERTISING BUDGET: We have increased our 2013 advertising budget by 10% from \$55,000 to \$60,500.
- Sponsorships: We are continuing to expand our sponsorship program in 2011 it was \$55,000, 2012 \$80,000 and our goal for 2013 is \$100,000.
- Fundraiser: Our 2012 fundraiser raised \$45,000 those funds have been allocated for capital improvements. We are planning a Fall fundraiser where we hope to raise \$50,000, those funds will be used for additional capital improvements.
- Track Safety Improvements: We are enlarging the winner's enclosure by 12 feet to create a safer environment for those in the winner's circle, estimated cost of \$6,000.
- PROMOTIONS: In addition to reaching out to more businesses to sponsor our racing gate admissions, we will again be joining the list of racing entities that have used Lady's Hat Day at the Races promotion. A huge part of Del Mar's traditional opening day festivities, we will be conducting the promotion on Saturday, August 24, sponsored by the Ferndale Jockey Club
- POST RACE PROMOTIONS: Unique to Ferndale is the nightly recap of racing activities, with a live broadcast of our local ESPN radio station, KEKA 1340. Owners, trainers, jockeys and fans are among the many guests to appear on the program, which takes place live on Main Street Ferndale, in front of one of the many local bars, taverns and restaurants that embrace horse racing each August. Post-race promotions extend to the local NBC affiliate, New Channel 3 in Eureka, an important outlet which is provided footage for the races each day to broadcast on its 6:00 and 11:00 sports programs.

17. SCHEDULE OF CHARGES

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

Proposed charges, note any changes from previous year:

Admission (general)	\$8.00
Admission (racing)	\$3.00
Reserved seating (general)	
Reserved seating (clubhouse)	
Parking (general)	\$4.00 per day
Parking (preferred)	\$10.00 per day
Parking (valet)	
Programs (on-track)	\$2.50
(off-track)	\$2.50

B. Describe any "Season Boxes" or other special accommodation fees: **\$225 for box seats.**

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

18. JOCKEYS' QUARTERS

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

<input checked="" type="checkbox"/> Corners (lockers and cubicles)	How many	<input type="text" value="0"/>
<input checked="" type="checkbox"/> Showers	<input checked="" type="checkbox"/> Steam room, sauna or steam cabinets	<input checked="" type="checkbox"/> Lounge area
<input type="checkbox"/> Masseur	<input 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, lockers, & bunks.
Jockeys & Jockettes share the scale.**

19. BACKSTRETCH EMPLOYEE HOUSING

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

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

C. Number of restrooms available on the backstretch of the racetrack: **Six (6)**

D. Estimated ratio of restrooms to the number of backstretch personnel: **10 to 1.**

20. TRACK SAFETY

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

B. Describe the type of track surface at the facility, including the specific track surface composition:
Organic dirt, silt, clay, sand, and Fir bark

- C. The percent of cross slope in the straight-aways is: **5.3% - 5.4%**
The percent of cross slope in the center of the turns is: **5.6%**
- D. Describe the type(s) of materials used for the inner and outer railings of the race course, the type of inner railing supports (i.e., metal gooseneck, wood 4" x 4" uprights, offset wood 4" x 4" supports, etc.), the coverings, if any, on the top of the inner railing, and the approximate height of the top of the inner railing from the level of the race course.
Outer rail comprised of 3" aluminum railing on top of posts, 40" in height. Fontana inner rail, made of offset galvanized posts, with extended aluminum railing on top of gooseneck posts, 42" in height, with average overhang of 24".
- E. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474: **Steve Wood, Track Master**
- F. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474. **On file .**
- G. If the fair is requesting approval to implement alternate methodologies to the provisions of Article 3.5, Track Safety Standards, pursuant to CHRB Rule 1471, attach a Certificate of Insurance for liability insurance which will be in force for the duration of the meeting specified in Section 2. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of liability insurance. Additionally, the CHRB must be listed as additionally insured on the liability policy at a minimum amount of \$3 million per incident. The liability insurance certificate must be on file in the CHRB headquarters office prior to the conduct of any racing.

21. DECLARATIONS

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

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

22. CERTIFICATION BY APPLICANT

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

Richard Conway
Print Name

Richard Conway
Signature

General Manager
Print Title

5/14/2013
Date

STAFF ANALYSIS

June 20, 2013

Issue: APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE PACIFIC RACING ASSOCIATION II AT GOLDEN GATE FIELDS AUGUST 15, 2013 THROUGH SEPTEMBER 15, 2013

The Pacific Racing Association II (PRA II) is a racing association formed by the Pacific Racing Association (PRA). Pursuant to Business and Professions Code section 19532(a) any association licensed to conduct thoroughbred racing in the northern zone may receive no more than 35 weeks of racing. Pacific Racing Association II was created to assist with the distribution of race days allocated to the northern zone.

PRA II filed its application to conduct a thoroughbred horse racing meeting at Golden Gate Fields:

- August 15, 2013, through September 15, 2013, or 20 days; three more than 2012. August 15 PRA II will simulcast only and live racing will begin August 16, 2013. PRA II proposes to race a total of 166 races, or 8.30 races per day. The average daily purse for the 2012 race meeting was \$145,855. The (estimated) average daily purse for this meet is \$151,134.

August - 2013							September - 2013						
Sun	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Mon	Tue	Wed	Thu	Fri	Sat
				1	2	3	1	2	3 H	4	5	6	7
4	5	6	7	8	9	10	8	9	10	11	12	13	14
11	12	13	14	15	16	17	15	16	17	18	19	20	21
18	19	20	21	22	23	24	22	23	24	25	26	27	28
25	26	27	28	29	30	31	29	30					

- Racing Thursday through Sunday with the exception of Thursday, August 15th and September 5th. Racing on Monday, September 2nd and Wednesday, September 4, 2013.
- 7 races on Thursday and 8 races on Fridays except on August 30 and September 13th where 7 races will be conducted, 9 races on Saturdays and Sundays, 10 races on Mondays, September 2, 2013. If horse population permits may run additional races, not to exceed an 8.7 average per day for the race meeting. Administrative approval will be requested if plans develop to exceed this amount.
- First post 1:15 p.m. daily
 - 3:45 p.m. post on Fridays.
 - Request the option to change post times to coordinate north/south signals.
- Wagering program will use CHRB and ARCI rules.
 - Early wagering will not be offered.
 - \$2 - Daily Double on all races.
 - \$2 - Pick 6 on last 6 races
 - \$1 - Pick 3 on all races; \$1 Trifecta on eligible races; €10 Superfecta on all eligible races

- \$1 Place Pick on all races carded.
- ¢.50 Pick 4 on first four races and last 4 races; ¢.50 Pick 5 on last five races.
- \$1 Super High Five in the 5th races selecting the first five finishers – No consolation 100% carryover if no ticket has five winners.
- ¢.50 pick 5 will be offered 100% payout to all tickets selective five winners - 14% takeout.
- \$ 2 - Pick 6 on last 6 races – 70% major pool or carryover, and 30% to the minor pool.
- Business and Professions Code section 19464(b) specifies no application for license to conduct a horse racing meeting shall be granted unless the applicant has deposited with the Board a surety bond in the amount of \$100,000, or a greater amount, as determined by the Board, which is sufficient to ensure payment of employees wages and benefits including, but not limited to, health, welfare and pension plans. The surety bond shall be maintained during the period of the meeting that all payments are made. In the event of a dispute over the amount owed, the dispute shall be resolved through the grievance procedures set forth in the labor agreement of the union representing the class of employees affected.

This subdivision does not apply to any person or association licensed to operate a horse race meeting prior to January 1, 2001, which has conducted a race meeting in each of the immediate three previous consecutive calendar years.

PRA II initial race meeting was conducted after 2001. Therefore, it is subject to the provisions of the Business and Professions Code section 19464(b).

Pursuant to Business and Profession Code 19464(b) PRA II is required to submit a \$100,000 surety bond payable to the Treasurer of the State of California to ensure payment of employee wages and benefits. The PRA II \$100,000 surety bond on file will expire August 17, 2013 therefore an updated bond will be required prior to the start of the race meeting.

- The Advance Deposit Wagering (ADW) providers are Xpressbet, TwinSpires and TVG.

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

Summary of B&P code 19604

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

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

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

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

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

Documents received in compliance with Business and Professions code 19604:

- ODS Technologies, L.P. d/b/a TVG Network has submitted all documents required in compliance with Business and Professions code 19604.
- XpressBet LLC. dba XpressBet.com, has submitted all documents required in compliance with Business and Professions code 19604.
- Churchill Downs Technology Initiatives Company, dba Twinpires, has submitted all documents required in compliance with Business and Professions code 19604.
- Simulcasting conducted with out-of-state racing jurisdictions pursuant to Business and Professions Code Section 19602; and with authorized locations throughout California.
- Request Darrell Sparks be appointed horse identifier pursuant to CHRB Rule 1525, Racing Officials Appointed by the Board.
- Track safety inspection has been requested and will be completed before the race meeting begins.
- Inspection of backstretch worker housing has been requested and will be completed before the race meeting begins.

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

1. Bond expires August 17, 2013 (Update required)
2. West Coast Wheelie (concessionaire approval required)

RECOMMENDATION:

If the application is considered for approval, staff recommends a contingent approval upon 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 Code, Chapter 4, Division 8, Horse Racing Law, and the California Code of Regulations, Title 4, Division 4, CHRB Rules and Regulations.

1. APPLICANT ASSOCIATION

A. Name, mailing address, telephone, fax numbers, and the email address for associations contact person: **Pacific Racing Association II**
1100 Eastshore Highway
Berkeley, CA 94710
Phone (510) 559-7300 Fax (510) 559-7464

B. Breed of horse: TB QH H

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

D. Attach a certified check payable to the Treasurer of the State of California in the amount of \$10,000 as deposit for license fees pursuant to Business and Professions Code section 19490. **On File**

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

Yes No

If no, attach a surety bond in the amount of one hundred thousand dollars. **Bond on file will be renewed August 14, 2013**

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

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

2. DATES OF RACE MEETING

A. Inclusive dates allocated for the entire meeting: **August 15, 2013 through September 15, 2013**

B. Actual dates racing will be held: **August 16-18, 22-25, 29-31; September 1-2, 4, 6-8, 12-15**

C. Total number of days or nights of racing: **20 days**

CHRB CERTIFICATION

Application received: 5/16/13
Deposit received: on file
Reviewed: apw

Hearing date: 6/20/13
Approved date:
License number:

GOLDEN GATE FIELDS
Proposed Stake for 2013 Summer Meet

Name: Rolling Green (Overnight Stake)
Purse: \$50,000 (Plus \$15,000 to Cal-Breds)
Conditions: Three Years Old and Upward
1 1/16 Turf
Date: Monday, September 2, 2013

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

Racing Thursdays through Sundays

Exceptions: No racing on Thursday, Aug. 15, 2013 and Thursday, September 5th. Racing on Monday, September 2, 2013 and Wednesday, September 4, 2013

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

3. RACING PROGRAM

- A. Total number of races: **166**

B. Number of races for each day or night: **8.3 will be the average throughout the meet. We propose to conduct 7 races on Thursdays; 8 races on Fridays except on August 30th and September 13th where 7 races will be conducted; 9 races on Saturdays and Sundays; and 10 races on Monday, September 2, 2013. If the horse population permits, we may run additional races as long as we do not exceed an average of 8.7 races per day for the meet. If we plan to exceed this amount, we will request administrative approval**

- C. Total number of stakes races: **1**

D. Attach a listing of all stakes races and indicate the date to be run and the added money or guaranteed purse for each. Note the races that are designated for California-bred horses.
See appendix 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:

Race	Post Time All days except Fridays August 16, 23, 30	Post Time on Fridays August 16, 23, 30
1st	1:15 p.m.	3:45 p.m.
2nd	1:45 p.m.	4:15 p.m.
3rd	2:15 p.m.	4:45 p.m.
4th	2:45 p.m.	5:15 p.m.
5th	3:15 p.m.	5:45 p.m.
6th	3:45 p.m.	6:15 p.m.
7th	4:15 p.m.	6:45 p.m.
8th	4:45 p.m.	7:15 p.m.
9th	5:15 p.m.	7:45 p.m.
10th	5:45 p.m.	8:15 p.m.

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

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

4. RACING ASSOCIATION

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

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

C. CORPORATION

1. Registered name of the corporation: **Pacific Racing Association II**
2. State where incorporated: **California (4/2/12) 6-4-12**
3. Registry or file number for the corporation: **Forwarded to Board upon issuance 3481225**
4. Names of all officers and directors, titles, and the number of shares of the corporation held by each:
Keith Brackpool (Chairman)
Scott Daruty (Director)
George Haines, President (Officer)
Mike Rogers, Vice President, Operations (Officer)
Peter W. Tunney, Executive Vice President (Director/Officer)
Lyle Strachan, Executive Vice President, Finance (Officer)
Frank DeMarco, Jr., Vice President Regulatory Affairs and Secretary (Officer)
Calvin Rainey, Vice President & Assistant General Manager (Officer)
Gina Lavo, Vice President, Finance (Officer)
5. Names (true names) of all persons, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the corporation and the number of shares held by each: **TSG Developments Investments Inc. formerly known as MI Developments Inc.**
 Number of outstanding shares in the corporation: **100 Shares**
6. Are the shares listed for public trading? Yes No
 If yes, on what exchange and how is the stock listed:
8. Name of the custodian of the list of shareholders and/or the transfer agent for the share holdings of the corporation: **Share register is with Jane Lynn, General Counsel in Toronto, Canada**
9. If more than 50% of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity: **N/A**
 A. Is parent and/or paired corporation or entity a publically traded or privately held company that guarantees the obligation of the applicant? If no, proceed to section F.
 If yes, answer questions 10-17. Yes No
10. Registered name of the corporation: **Not applicable**
11. State where incorporated: **Not applicable**
12. Registry or file number for the corporation:
13. Names of all officers and directors, titles, and the number of shares of the corporation held by each: **Not applicable**
14. Names (true names) of all persons, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the corporation and the number of shares held by each: **Not applicable**
15. Number of outstanding shares in the corporation:

- 16. Are the shares listed for public trading? Yes No
If yes, on what exchange and how is the stock listed: **Not applicable**
- 17. Name of the custodian of the list of shareholders and/or the transfer agent for the share holdings of the corporation:

D. LLC

- 1. Registered name of the LLC: **Not applicable**
- 2. State where articles of organization are filed: **Not applicable**
- 3. Registry or file number for the LLC: **Not applicable**
- 4. Attach a list of the names of all members (including individuals (true names), corporations, other LLCs and or foreign entities), titles, and the number of shares of the LLC held by each: **Not applicable**
- 5. Are the shares listed for public trading? Yes No
If yes, on what exchange and how the stock is listed:
- 6. If more than 50% of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity: **Not applicable**
 - A. Is parent and/or paired entity either a publically traded or privately held company that guarantees the obligation of the applicant? If no, proceed to section F. If yes, answer questions 7-12. Yes No
- 7. Registered name of the LLC/Corporation: **Not applicable**
- 8. State where articles of organization are filed: **Not applicable**
- 9. Registry or file number for the LLC:
- 10. Attach a list of the names (true names) of all members (members may include individuals, corporations other LLCs and foreign entities), titles, and the number of shares of the LLC held by each: **Not applicable**
- 11. Are the shares listed for public trading? Yes No
- 12. If yes, on what exchange and how the stock is listed:

E. OTHER

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

F. FINANCIAL INFORMATION *

- 1. Attach the most recent audited annual financial statement or financial report for the applicant. The financial statement or financial report shall include all relevant financial information specific to the applicant including: **Appendices 2 and 3**
 - Statement of Financial Position: also referred to as a balance sheet. Statement should report on applicant's assets, liabilities, contingent liabilities and ownership equity as of the date of the prepared statement.
 - Statement of Comprehensive Income: also referred to as Profit and Loss ("P&L") Statement. Statement should include report on applicant's income, expenses, and profits.
 - Profit and Loss statement for prior two years race meeting and Profit and Loss statement for projected year race meeting.
 - Statement of Changes in Equity: to include the changes of the applicants' equity through the reporting period.
 - Statement of Cash Flows: to include a report of the applicant's cash flow activity,

particularly its operating investing and financing activities during the reporting period.

- Copy of a report made during the preceding 12 months to shareholders in the corporation and/or the Securities and Exchange Commission and/or the California Corporations Commission.

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

G. MANAGEMENT AND STAFF

1. Name and title of the managing officer and/or general manager of the association and the name and title of all department managers and staff, other than those listed in 13B, who will be listed in the official program:

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

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

5. TAKE OUT PERCENTAGE

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

Yes No

Wager(s) to be adjusted: Pick 5 Proposed percentage: 14%

- A. Attach copy of written notice requesting the proposed takeout adjustment, the proposed percentage and the wager(s) affected. The notice must include the written agreement of the thoroughbred association and the horsemen's organization for the meeting of the thoroughbred association accepting the wager. **APPENDIX 4, 5, . CTT agreement will be forwarded when received.**

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

6. HANDLE HISTORY

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

Year	Handle	Attendance
2012 (8/17-9/16/12)	\$ 7,086,461.80	48,491 (17 live race days)
2011 (8/19-10/2/11)	\$ 10,322,620.20	65,727 (22 live race days)
2010 (8/25 – 10/3/10)	\$ 10,489,837.80	63,493 (27 live race days)
2009 CARF (9/9 – 10/4/09)	\$ 6,830,036.30	35,766 (17 live race days)
2009 CARF (8/12 – 8/23/09)	\$ 3,935,248.80	19,200 (10 live race days)
2008 and 2007 *	N/A	N/A

* No comparable PRA race days in 2007 and 2008

7. PURSE PROGRAM (Excluding supplements, nominations, sponsorships and starter fees.):
Prior meet represents August 17, 2012 through September 16, 2012 (17days)

A. Purse distribution:

- 1. All races other than stakes:
 Current meet estimate: **\$2,662,980.00**
 Prior meet actual: **\$2,186,073.00**

 Average Daily Purse (7 A1 ÷ number of days):
 Current meet estimate: **\$133,149.00**
 Prior meet actual: **\$128,592.53**
- 2. Overnight stakes:
 Current meet estimate: **\$50,000.00**
 Prior meet actual: **\$0.00**

 Average Daily Purse (7 A2 ÷ number of days):
 Current meet estimate: **\$2,500.00**
 Prior meet actual: **\$0.00**
- 3. Non-overnight stakes:
 Current meet estimate: **\$0.00**
 Prior meet actual: **\$0.00**



GOLDEN GATE FIELDS

1100 Eastshore Highway · Berkeley, CA 94710

May 16, 2013
Ms. Jackie Wagner
Assistant Executive Director
California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, California 95825

Dear Ms. Wagner:

Pursuant to California Business and Professions Code section 19601.01, Pacific Racing Association II (PRAII), after consultation with the Thoroughbred Owners of California ("TOC") is hereby requesting takeout as set forth below to be offered during PRAII's 2013 Summer Racing Meet, August 15, 2013 through September 15, 2013.

- **Players Pick-5**-a \$.50 minimum wager on the last five (5) races on each day's card subject to a **takeout rate of 14%**.

For reference, the Players Pick-5 is noted on PRAII's license application in Section 5A.

Please contact me directly if you have any questions

Best regards,

A handwritten signature in cursive script that reads "Elizabeth Morey".

Elizabeth Morey
Golden Gate Fields
(510) 859-6340

cc: Joe Morris



May 16, 2013

OFFICERS

MIKE PEGRAM
CHAIR
PABLO SUAREZ
VICE CHAIR, SOUTHERN CA.
JACK OWENS
VICE CHAIR, NORTHERN CA.
GEORGE KRIKORIAN
SECRETARY/TREASURER
ED MOGER
AT LARGE
JOHN SADLER
AT LARGE

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MADLINE AUERBACH
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MARK DEDOMENICO
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DIRECTOR OF OPERATIONS
RICHARD SCHEIDT
NO. CA. DIRECTOR OF
OPERATIONS

CHAIRS EMERITUS

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

CORPORATE OFFICE

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

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

RE: Golden Gate Fields/Pacific Racing Association II 2013 Summer
Race Meet

Dear Ms. Wagner,

Pacific Racing Association II at Golden Gate Fields has contacted Thoroughbred owners of California (TOC) regarding the conducting of the "Players Pick-5" on the last five (5) races of the day subject to a 14% takeout. The TOC agrees to such a wager based upon the same terms and conditions it was offered last season.

Please feel free to contact me with any questions or concerns.

Sincerely,

Richard C. Scheidt
Northern California Director of Operations
Thoroughbred Owners of California

cc: Joe Morris
Elizabeth Morey

Average Daily Purse (7 A3 ÷ number of days):
 Current meet estimate: **\$0.00**
 Prior meet actual: **\$0.00**

- 4. Total Purses: (7A1+7A2+ 7A3)
 Current meet estimate: **\$2,712,980.00**
 Prior meet actual: **\$2,186,073.00**

B. California-bred Stakes Races:

- 1. Percentage of the purse distribution for all stakes races that will be distributed for California-bred stakes races:
 Current meet estimate: **0.00%**
 Prior meet actual: **0.00%**

Average Daily Purse (7 B1 ÷ number of days):
 Current meet estimate: **\$0.00**
 Prior meet actual: **\$0.00**

- C. Funds to be generated for all California-bred incentive awards (including breeder awards and owners premiums):
 Current meet estimate: **\$216,187.00**
 Prior meet actual: **\$204,074.09**

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

Recognized Horsemen's Organization

Current meet estimate:		Prior meet actual:	
TOC (NTRA contribution)	\$38,509.56	TOC (NTRA contribution)	\$36,810.70
TOC	\$22,005.46	TOC	\$21,034.68
CTT (Administration)	\$11,002.73	CTT (Administration)	\$10,517.34
CTT (Pension)	\$22,005.46	CTT (Pension)	\$21,034.68
Total	\$93,523.21	Total	\$89,397.40

- E. Amount from all sources to be distributed in the form of purses or other benefits to horsemen (7 A+7 C+7 D):
 Current meet estimate: **\$3,022,690.21**
 Prior meet actual: **\$2,479,544.49**

Average Daily Purse (7 E ÷ number of days):
 Current meet estimate: **\$151,134.51**
 Prior meet actual: **\$145,855.56**

- F. Purse funds to be generated from on-track handle and intrastate off-track handle (excluding carry-overs from prior race meet(s):
 Current meet estimate: **\$2,063,978.00**
 Prior meet actual: **\$1,918,854.21**

Average Daily Purse (7 F ÷ number of days):
 Current meet estimate: **\$103,198.90**
 Prior meet actual: **\$112,873.78**

G. Purse funds to be generated from interstate handle:

Current meet estimate: **\$533,562.00**Prior meet actual: **\$528,568.33**

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

Current meet estimate: **\$26,678.10**Prior meet actual: **\$31,092.25**

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

Wells Fargo PRA Account #4496895475

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

meeting: Bowen & McBeth, 10722 Arrow Route, Suite 110, Rancho Cucamonga, California 91730, (909) 944-6465; email: craigbmiller@verizon.net

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

8 STABLE ACCOMMODATIONSA. Number of usable stalls available for racehorses at the track where the meeting is held: **1,325**B. Minimum number of stalls believed necessary for the meeting: **2,000**C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers: **680**D. Name and location of each off-site auxiliary stabling area and the number of stalls to be maintained at each site: **Pleasanton – 680 Stalls**

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

California Vanning & Stabling 2013 will be forwarded upon receipt, See Appendices 7 and 8 for extension and current agreement

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

- F. Total number of usable stalls made available on-site for the 1986 meeting, pursuant to Business and Professions Code section 19535(c): **1,405**
- G. Estimated cost to provide off-site stalls for this meeting. Show cost per day per stall:
Stabling costs for this meet: \$269,352.00
Stabling costs per day per stall: \$9.21
- H. Estimated cost to provide vanning from off-site stalls for this meeting. Show fees to be paid for vanning per-horse:
Vanning fees for this meet: \$16,500.00 **Vanning fee per horse: \$75.00**

9 PARI-MUTUEL WAGERING PROGRAM

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

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

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

* - \$2 Daily Double on all races
 PNP6 - \$2 Pick 6 on last six races
 + - \$1 Pick 3 on every race
 ++ - \$1 Trifecta on every eligible race
 # - \$.10 cent Superfecta on all eligible races
 % - \$1 Place Pick All on all races carded

PNP4 - \$.50 Pick 4 on first four and last four races

PNP5 - \$.50 Pick 5 on last five races

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

PNP5 - \$.50 Pick 5 will be offered with 100% payout to all tickets selecting five winners. No consolation; 100% carryover if no ticket has five winners. 14% takeout.

PNP6 - 2 Tier - 70%/30% split \$2 Pick 6 will be offered on the final six races of each card, with 70% to the major pool or carryover, and 30% to the minor pool.

- B. Maximum carryover pool to be allowed to accumulate before its distribution **OR** the date(s) designated for distribution of the carryover pool: **September 15, 2013 for the period of August 14, 2013 through September 15, 2013**
- C. List any options requested with regard to exotic wagering: **2 Tier - 70%30% split (see above)**
- D. Will "advance" or "early bird" wagering be offered? Yes No
If yes, when will such wagering begin? Specify days and time for "early bird" wagering:
- E. Type(s) of pari-mutuel or totalizator equipment to be used by the association and the simulcast organization, name of the person(s) supplying equipment, and expiration date of the service contract: **Sportech (previously Scientific Games, LLC) Expires: September 2015**

10. ADVANCE DEPOSIT WAGERING (ADW)

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

**Xpressbet
TwinSpire
TVG**

- B. Attach a copy of the agreement/contracts with each ADW provider to be used for this race meeting. **Appendices 9,10, and 11**
- C. Have the contract/agreements been approved by the respective horsemen's groups?

Yes No

If yes, attach a copy of the approval. **TOC approval attached Appendix 12**

If no, explain the status of the approval. **Will forward CTT letter to Board upon receipt**

NOTICE TO APPLICANT: Pursuant to Business and Professions Code section 19604, ADW providers may accept wagers on races conducted in California from a resident of California if: 1) the ADW provider is licensed by the Board; 2) a written agreement allowing those wagers exists with the racing association or fair conducting the races on which the wagers are made; 3) the agreement shall have been approved in writing by the horsemen's organization responsible for negotiating purse agreements for the breed on which the wagers are made. ADW provides may accept wagers on races conducted outside of California from a resident of California if: 1) the ADW provider is licensed by the Board; 2) there is a hub agreement between the ADW provider and one or both of (i) one or more racing associations or fairs that together conduct no fewer than five weeks of live racing on the breed on which wagering is conducted during the calendar year during which the wagers are placed and (ii) the horsemen's organization responsible for negotiating purse agreements for the breed on which wagering is conducted.

11. SIMULCAST WAGERING PROGRAM

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



May 3, 2013

Mr. Joe Morris
 Vice President
 Golden Gate Fields
 1100 Eastshore Hwy
 Berkeley, CA 94710

OFFICERS

MIKE PEGRAM
 CHAIR
 PABLO SUAREZ
 VICE CHAIR, SOUTHERN CA.
 JACK OWENS
 VICE CHAIR, NORTHERN CA.
 GEORGE KRİKORIAN
 SECRETARY/TREASURER
 ED MOGER
 AT LARGE
 JOHN SADLER
 AT LARGE

DIRECTORS

MADELINE AUERBACH
 BOB BAFFERT
 DENNIS CARDOZA
 MARK DEDOMENICO
 MIKE HARRINGTON
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 MICHAEL WELLMAN

EXECUTIVE STAFF

LOU RAFFETTO
 PRESIDENT
 KELLE BREEN
 CHIEF FINANCIAL OFFICER
 MARY FORNEY
 DIRECTOR OF OPERATIONS
 RICHARD SCHEIDT
 NO. CA. DIRECTOR OF
 OPERATIONS

CHAIRS EMERITUS

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

CORPORATE OFFICE

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

RE: Pacific Racing Association II, 2013 Interstate Simulcast Approvals

Dear Mr. Morris,

This letter shall serve as TOC's authorization for Pacific Racing Association II ("PRA II") to transmit the audiovisual signal of PRA II Thoroughbred races to, and accept wagers on those races placed through, the out-of-state betting systems ("Guests") in accordance with the conditions of, and at Host Fee rates no lower than those specified in the rate sheet provided to TOC by Monarch Content Management LLC ("Monarch") on behalf of PRA II, during the PRA II racing season commencing August 14, 2013, continuing through September 17, 2013.

As a condition of TOC's authorization of the acceptance of wagers on PRA II races by Guests which engage in phone and/or Internet wagering, herein called "ADW," PRA II shall take all reasonable steps to distinguish between ADW and other wagering handled through such Guests, including requiring tote vendors of both PRA II and Guest to facilitate the separation of ADW and non-ADW data in reports used by PRA II and/or CHRIMS to account for and settle balances between PRA II and Guests.

TOC's authorization shall not serve, nor should it be construed as, a precedent to future requests for permission to simulcast to the Guests specified herein or to any other Guest. TOC reserves the right to cancel or withdraw its authorization for any Guest, at any time, upon 48 hours written notice.

Pursuant to AB-701, raising the takeout to fund Workers' Compensation costs, PRA II shall collect the incremental increase in takeout as an addition to the money room adjustment, for the transmittal to the Fund in accord with such legislation. Should any Guest herein authorized fail to enter into a contractual obligation with PRA II to allocate this additional takeout in this manner, TOC authorization for that site is hereby immediately rescinded.

Please feel free to contact me, should you have any questions.

Sincerely,

Richard C. Scheidt
 Northern California
 Director of Operations

Appendix 14

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

Northern California

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

 Stanislaus County Fair, Turlock
 Tulare County Fair, Tulare

Southern California

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

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

Pacific Racing Association II / Golden Gate Fields

August 17, 2012 through September 16, 2012

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

Arlington
 Assiniboia (International)
 Australia Racing (International)
 Beulah
 Calder
 Canterbury
 Charles Town
 Churchill Downs
 Delaware Park
 Downs at Albuquerque
 Ellis Park
 Emerald
 Evangeline
 Fort Erie (International)
 Gulfstream
 Hastings Park (International)
 Hawthorne
 Indiana Downs
 Keeneland
 Kentucky Downs
 Laurel
 Lone Star
 Louisiana Downs
 Monmouth
 Mountaineer Park
 Northlands (International)
 NYRA - Belmont

- NYRA - Saratoga
- Penn National
- Philadelphia Park (Parx)
- Pimlico
- Prairie Meadows
- Presque Isle
- River Downs
- South America Racing (International)
- Suffolk Downs
- Sunland Park
- Sunray Park
- Tampa Bay
- Thistledown
- Turfway Park
- Turf Paradise
- Woodbine (International)

- E. Out-of-state wagering systems that will combine their pari-mutuel pools with those of the association: **Appendix 15**
- F. California mini-simulcast facilities the association proposes to offer its live audiovisual signal: **Bankers Casino, Salinas**
- G. For **THOROUGHBRED** racing associations, list the host track from which the association proposes to import out-of-state and/or out-of-country thoroughbred races. Include the dates imported races will be held, and whether or not a full card will be accepted. If the full card will not be imported, state "selected feature and/or stakes races": **See 11D above. Full/partial card TBD**

NOTICE TO APPLICANT: Business and Professions Code section 19596.2(a) stipulates that on days when live thoroughbred or fair racing is being conducted in the state, the number of thoroughbred races which may be imported by an association or fair during the calendar period the association or fair is conducting its racing meeting cannot exceed a combined daily total of 50 imported thoroughbred races statewide. The limitation of 50 imported thoroughbred races per day statewide does not apply to those races specified in Business and Professions Code section 19596.2(a)(1), (2), (3) and (4).

THOROUGHBRED SIMULCAST RACES TO BE IMPORTED

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

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

QUARTER HORSE SIMULCAST RACES TO BE IMPORTED

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

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

HARNESS SIMULCAST RACES TO BE IMPORTED

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

- J. For **ALL** racing associations, list imported simulcast races the association plans to receive which

use breeds other than the breed of the majority of horses racing at its live horse racing meeting. Include the name of the host track, the dates imported races will be held, and how many races will be imported:

OTHER BREED SIMULCAST RACES TO BE IMPORTED

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

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

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

Every association shall pay over to the simulcast organization within 3 calendar days following the closing of wagering for any day or night racing program, or upon receipt of the proceeds, such amounts that are retained from off-track simulcast wagering, interstate and out-of-state wagering, and which are obligated by statute for guest commissions, simulcast operator's expenses and promotions, equine research, local government in-lieu taxes, and stabling and vanning deductions. Every association shall pay to its Paymaster of Purses' account within 3 calendar days following the closing of wagering for each day or night racing program, or upon receipt of the proceeds, such amounts that are retained or obligated from off-track simulcast wagering, interstate and out-of-state wagering for purses, breeders' awards or other benefits to horsemen. (See Notice to Applicant, Section 7.)

12. CHARITY RACING DAYS

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

NOTICE TO APPLICANT: Net proceeds from charity racing days shall be paid to the designated and approved distributing agent within 180 days following the conclusion of the association's race meeting in accordance with the provisions of Business and Professions Code section 19555. Thereafter, the distributing agent shall distribute not less than 90% of the aggregate proceeds from such charity racing days within 12 calendar months after the last day of the meeting during which the charity racing days were conducted and shall distribute the remaining funds as soon thereafter as is practicable. At least 50% of the distribution shall be made to charities associated with the horse racing industry in accordance with the provisions of Business and Professions Code section 19556(b) and (c).

13. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT

- A. Racing officials nominated:

Association Veterinarian(s)	Sara Sporer, D.V.M (Track Veterinarian)
	Forrest Franklin, D.V.M. (CHRB Veterinarian)
	Diane Isbell, D.V.M. (Examining Veterinarian)
Clerk of Scales	Ken Sjoldal

Golden Gate 2013 Summer Meet Commingle Locations

AmWest Entertainment	Cypress Bayou OTB	Maronas (South America)	Saratoga Raceway
Amwest Accounts	Delaware	Maryland Jockey Club	Saratoga Bets (ADW)
Greenbrier Resort	Delta Downs	Maywood	Scarborough
Riders Up (SD)	Dover Downs	Maywood ADW	Scioto Downs
Time Out Lounge (SD)	Ebet	Meadowlands	Seabrook Greyhound
Triple Crown (SD)	Elite Turf Club (1 to 10)	Meadows The	Social Gaming
Arapahoe-Mile High	Ellis Park	Meadows The (ADW)	Sol Mutuel
Colorado phone	Emerald Downs	Millers OTB	Southland Greyhound
Arima Race Club	Evangeline Downs	Mobile Greyhound	Sports Creek Raceway
Arlington I	Evangeline ADW	Monmouth Park	State Fair (Lincoln)
Atlantic City Racecourse	Fair Grounds	Montana OTB	Suffolk District OTB
Atokad	Fair Grounds ADW	Monticello	Suffolk Downs
Balmoral	Fair Meadows	Mountaineer Park	Pat's Pizza
Balmoral ADW	Finger Lakes	Mt. Pleasant Meadows	Sunland Park
Bangor Raceway	Fonner	MTP Bets	SunRay Park & Casino
Batavia	Freehold	Nassau OTB	Tampa Bay Downs
Bettor Racing	Gillespie County Fair	Nevada Pari-Mutuel Assoc.	Taunton Acct Wager
Beulah Park	Greenetrack	New Jersey Casino Assoc.	Taunton Dog Track
Birmingham	Greyhound @ Post Falls	Newport Jai Alai	The Downs at Alb
Bluffs Run Greyhound	Gulf Greyhound	NJ Mobile	Thistle-down
Buffalo Raceway	Gulfstream Park	Northfield	Tioga Downs
Calder Racecourse	Global Wagering Solutions		Tri-State GH (Mardi Gras)
Canterbury Day	Bwin International Ltd.	Northville	Turf Paradise
Capital District OTB	Intl Betting Assoc. Ltd	NYRA	Turfway Park
Catskills OTB	Magna Bet	NYRA Account Wagering	TVG Harrah's Chester
Charles Town Race Course	Racebets	Oaklawn	TVG Network
Chester Downs & Marina LLC	Harrington Raceway	Ocean Downs	TVG Prairie
Churchill Downs	Hawthorne Race Course	Panama	TVG Yonkers
Club Hipica InTurf	Hawthorne ADW	Penn National	Twin River Greyhound
Coeur d'Alene Casino	Hazel Park	Penn National Telebet	TwinSpires
Coeur d'Alene Account	Hoosier Park	Peru	TwinSpires High Volume
Colonial Downs	Horseman's Park	Philadelphia Park	Velocity Wagering Ltd.
Colonial Downs Phone Bet	Indiana Downs	Philly Park Phone Bet	Venezuela OTB
Columbus Raceway	Evansville OTB	Plainridge Race Course	Vernon Downs
Connecticut OTB	Clarkesville OTB	Plainridge Telephone Wagering	WatchandWager
Bradley Teletheater, Bristol	Intermountain Racing	Player Mgmt. Group	Western OTB
New Britain, Norwalk, Milford	IP Tote (Venezuela)	Pocono Account Wagering	Wheeling Downs
East Haven, Hartford, Putnam	Keeneland	Pocono Downs and OTB	Will Rogers Downs
Shoreline Star, Sports Haven	Keeneland Select ADW	Portland Meadows	Wyoming
Torrington, Waterbury	Kentucky Downs	Potawatomi Casino/ OTB	XpressBet
Manchester, New London	Kentucky OTB	Prairie Meadows	Yonkers Raceway
Willimantic	Lebanon	Premier Turf Club	Youbet Group 1
John Martin's Manor Restaurant	Les Bois (Treasure Valley)	Presque Isle Downs	Youbet Illinois
CT. Account Wagering	Lewiston OTB's	Raceway Park	Zia Park
Coushatta Casino	Lien Games	Racing2Day LLC (US)	
Paragon Casino	Chips Lounge and Casino	Racing2Day (Stan James) International	
Ho-Chunk Casino and Racebook	Howard Johnsons OTB	Remington Park	
Mohegan Sun Casino	Rumors OTB		Bordertown OTB's
Oneida Bingo and Casino	Skydancer Casino OTB	Retama	
Pony Bar Simulcast Center	BetAmerica / Offtrackbetting	Racing & Gaming Services	
Tote Investment Racing	Lone Star	Riplay de Venezuela (Caliente)	Separate Pool Locations
Randall James Racetrack	Louisiana Downs	River Downs	Camarero (Puerto Rico)
Millenium Racing	LVDC	Rockingham Park	Caymanas (Jamaica)
Royal Beach Casino	Atlantis Paradise Casino		MIR Books (Caliente)
Divi Carina Bay Casino	Avatar Ventures	Ruidoso Downs	NDS (Nevada)
Fair Chance	Buffalo Thunder Resort	Running Aces Harness Park	
Winners Circle	Foxwoods Resort Casino	Saddle Brook Park	
Corpus Christi Greyhound	Meskwakwi Bingo & Casino	Sam Houston	
			Valley Greyhound Park

Canadian Locations

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

Assistant Clerk of Scales	Ross Allardyce
Clerk of the Course	Tina Walker-Bryant
Film Specialist	Ella Robinson
Horse Identifier	Darrell Sparks
Horseshoe Inspector	Butch Fyellingness
Paddock Judge	Linda Anderson
Patrol Judge/Steward's Aide	Tammy McDuffie-Morris
Patrol Judge	Ella Robinson
Placing Judges	Chris Merz & Steve Martinelli
Starter	Todd Stephens
Timer	Pedro Mercado

B. Management officials in the racing department:

Racing Secretary/Stakes Coordinator	David Jerkens
Assistant Racing Secretary	C. Gregory Brent, Jr. & Linda Anderson
Paymaster of Purses	Patricia Prospero
Others (identify by name and title)	
Main Track Superintendent	Juan Meza
Turf Track Superintendent	Calvin Rainey
Price Maker	Steve Martinelli
Stable Superintendent	Carrie Fawcett

C. Name, address, email and telephone number of the reporter employed to record and prepare transcripts of hearings conducted by the stewards: **Christine Niccoli**
Niccoli Reporting Service, 619 Pilgrim Drive, Foster City, CA 94404-1707, (650) 573-9339

D. Photographic device to be used for photographing the finish of all races, name of the person supplying the service, and expiration date of the service contract: **Plusmic Corp., USA, Bill O'Brien, Expires: December 31, 2014**

E. Photo patrol video equipment to be used to record all races, name of the person supplying the service, and expiration date of the service contract. Specify the number and location of cameras for dirt and turf tracks. **Pegasus Communications, Inc, Jim Porep, Jr., System maintained in house, Equipment contract expires: March 5, 2016**

F. Type of electronic timing device to be used for the timing of all races, name of the person supplying the service, and expiration date of the service contract: **Electronic timer is installed and maintained by on-site staff**

14. SECURITY CONTROLS

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

T.W. Johnson, Security Manager is responsible for security on site.
Security Department organizational chart is attached.
Security Department phone number (510) 559-7370
Stable Security phone number (510) 542-4235
T.W. Johnson cell phone number (510) 418-3161

B. Estimated number of security guards, gatemen, patrolmen or others to be engaged in security

tasks on a regular full-time basis: 34

1 – Security Manager	14 – Grandstand Security Officers
1 – Security Lieutenant	5 – Stable Security Officers
1 – Security Sergeant	5 – Stable Gate Personnel
1 – Stable Security Sergeant	5 – Fire Guards
1 – Fire Guard Lieutenant	

1. Attach a written plan for enhanced security for graded stakes races, and races of \$100,000 or more, to include the number of security guards in the restricted areas during a 24-hour period and a plan for detention stalls: **Not applicable- no stakes races over \$100,000 or graded.**

2. Detention Stalls:

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

**6 hour surveillance prior to race in Graded Stakes with purses of \$100,000 or over
24 hour surveillance in detention barn for Trainers with high-test results and repeat offenders**

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

Four Security Guards

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

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

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

Detention stall camera locations: There are a total of 16 surveillance cameras in place within stalls 4,5,6,7,8,9,10,11, and 12 on the west side of barn #44 and within stalls 13, 14, 15, 16, 17, 18, and 19 on the east side of the barn. The camera equipment is connected to a digital recording system which is kept in a secured area with a power back-up in place

3. TCO2 Testing:

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

Will follow CHRB staff directives

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

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

C. Plan for detention stalls for repeat offenders.

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

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

As needed per the advice of CHRB staff

C. Describe the electronic security system:

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

Barn #44 contains 27 stalls in is utilized as our Transit and Detention Barn. The surveillance system in place contains cameras strategically placed to monitor entrances and exits of the

barn area along with a camera monitoring each designated detention stall within the barn.
 Detention stall camera locations: There are a total of 16 surveillance cameras in place within stalls 4,5,6,7,8,9,10,11, and 12 on the west side of barn #44 and within stalls 13, 14, 15, 16, 17, 18, and 19 on the east side of the barn. The camera equipment is connected to a digital recording system which is kept in a secured area with a power back-up in place

Stable Gate & Parking Lot Surveillance: Cameras are strategically placed to monitor all activities at the main stable gate (1), O/T parking lot (1), and horsemen walk-in gate (1) providing 24/7 surveillance

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

15. EMERGENCY SERVICES

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

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

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

Attached Appendix 16

On-track staff: Ambulance carries 1 EMT and 1 Paramedic

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

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

Attached Appendix 17

On-track staff: Ambulance carries 1 EMT and 1 Paramedic

- C. Describe the on-track first aid facility, including equipment and medical staffing: **Attached Appendix 18**

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

Dr. David Seftel

Office Number: 510-559-7375, Cell Number: 650-520-6204

1. Name address and emergency telephone number of hospital located within 1.5 miles of the racetrack, which whom an agreement is in place to provide emergency medical services, pursuant to Business and Professions Code section 19481.3(a): **N/A**

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

Alta Bates Summit Medical Center, 2450 Ashby, Berkeley, CA 94705 (510) 204-4444

- F. Attach, in English and Spanish, the emergency medical plan procedures that will be posted in each jockey's room to be used in the event of an on-track injury to a jockey: **Attached Appendix 19 and 20**

Turf Rescue, LLC.
4470 Hillsborough Drive
Castro Valley, CA 94546
510 581-8470

May 16, 2013

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

To Whom It May Concern:

This is to inform you Turf Rescue, LLC., operations and procedures are well within the standard care Operating Procedures set forth by Alameda County E.M.S.

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

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

Sincerely,



Brad Winding, Owner
Turf Rescue, LLC.



March 22, 2013

To Whom It May Concern:

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

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

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

Christopher A. Seymour

Director of Advanced Life Support Services

2424 Whipple Rd. Hayward CA.

EMT-P, BA



ALAMEDA COUNTY EMERGENCY MEDICAL SERVICES

A Division of the Alameda County
Public Health Department



NON-EMERGENCY AMBULANCE CERTIFICATE OF OPERATION

This is to certify that:

Westmed Ambulance

Is authorized to provide non-emergency ambulance transportation within the boundaries of Alameda County. The above meets all of the requirements contained in the Alameda County Ambulance Ordinance and has passed equipment, staffing and vehicle inspections.

This certificate is valid from **December 17, 2012** to **December 16, 2014**

for **BASIC LIFE SUPPORT and CRITICAL CARE NON-EMERGENCY TRANSPORT**

Karl Sporer, MD
Interim Alameda County EMS Director

Karl Sporer, MD.
Alameda County EMS Medical Director

An embossed seal should appear in a grey box





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

Services (Mission)

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

Staffing

- Physician Medical Director ("Track Physician").

Equipment

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

Availability

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

- G. Name of health and safety manager and assistant manager responsible for compliance of health and safety provisions pursuant to Business and Professions Code section 19481.3(d):
Roy Roenbeck, Director of Safety and Compliance
Calvin Rainey, Assistant General Manager, serves as Assistant Safety Manager.
- H. Attach a fire clearance from the fire authority having jurisdiction over the premises.
Berkeley fire clearance letter attached Appendix 21
Albany fire clearance letter will be forwarded. Inspection is scheduled for May 20, 2013
- I. Name of the workers' compensation insurance carrier for the association and the number of the insurance policy (if self-insured, provide details): Liberty Mutual Insurance Co. (insurer) and WC2-B71-170912-012 (policy no.)
- J. Attach a Certificate of Insurance for workers' compensation coverage. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of insurance that secures the liability of the association for payment of workers' compensation.
Workers' Compensation certificate of insurance is attached; will forward new certificate upon expiration Appendix 22

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

16. CONCESSIONAIRES AND SERVICE CONTRACTORS

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

Tip Sheets

Jack's Blue Card, 127 Sun Avenue, Hayward, CA 94544

West Coast Wheelie, 4811 Versailles Rd, Lexington, KY 40510

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

Track Physician

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

Official Program

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

Jockey's Laundry

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

Starting Gate

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

Track Photographer

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



EMERGENCY MEDICAL PROCEDURES -MORNING TRAINING-

FOR ON-TRACK INJURY TO JOCKEYS OR EXERCISE RIDERS

"FIRST RESPONSE"

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



"ON-SITE EVALUATION"

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



"INJURY TREATMENT"

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



"POST INJURY ACTIVITIES"

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

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



EMERGENCY MEDICAL PROCEDURES -LIVE RACING-

FOR ON-TRACK INJURY TO JOCKEYS

"FIRST RESPONSE"

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



"ON-SITE EVALUATION"

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



"INJURY TREATMENT"

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



"POST INJURY ACTIVITIES"

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

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



PROCEDIMIENTOS MÉDICOS DE EMERGENCIA

~~ENTRENAMIENTO MATUTINO~~

PARA HERIDAS A JINETES O JINETES DE EJERCICIO EN LA PISTA

"PRIMEROS AUXILIOS"

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



"EVALUACIÓN EN EL LUGAR"

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



"TRATAMIENTO DE HERIDAS"

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



"ACTIVIDADES POSTERIORES A LAS HERIDAS"

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

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



PROCEDIMIENTOS MÉDICOS DE EMERGENCIA

- DURANTE LAS CARRERAS -

PARA HERIDAS A JINETES EN LA PISTA

"PRIMEROS AUXILIOS"

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



"EVALUACIÓN EN EL LUGAR"

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



"TRATAMIENTO DE HERIDAS"

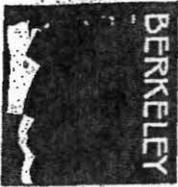
- Si el jinete herido recibe tratamiento en la Clínica Médica del GGF, el médico de la pista deberá ser el que provea asistencia primaria a menos que (o hasta que) derive al paciente de acuerdo con su criterio médico;
- Si se llama a la ambulancia del Departamento de Bomberos de la ciudad de Albany para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



"ACTIVIDADES POSTERIORES A LAS HERIDAS"

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

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



Department of Fire and Emergency Services
Division of Fire Prevention

Date: October 31, 2012

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

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

On October 31, 2012 the Berkeley Fire Prevention Division conducted an annual inspection of the Golden Gate Field Horse Stables. This inspection will be valid through October 31, 2013. Our fire life safety report indicates that there are no outstanding violations noted or corrections need to be made at this time.

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

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

A handwritten signature in black ink that reads "Stan Fernandez". The signature is written in a cursive, flowing style.

Stan Fernandez
Fire Inspector / Investigator



Certificate of Insurance

No.: 2012-255

Dated: May 14, 2013

This document supersedes any certificate previously issued under this number

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

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

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

Certificate Holder: California Horse Racing Board 1010 Hurley Way Sacramento, CA 95825	Named Insured and Address: 445327 Ontario Limited D/B/A The Stronach Group and their subsidiaries 455 Magna Drive Aurora, ON L4G 7A9 Subsidiary/Division: Pacific Racing Association 1100 Eastshore Highway Albany, CA 94706
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This certificate is issued regarding:

Evidence of Insurance

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

Additional Information:

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

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

Notice of cancellation:

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

Marsh Canada Limited

161 Bay Street, Suite 1400
 Toronto, ON M5J 2S4
 Telephone: 416-868-2123
 Fax: -
 stephanie.leite@marsh.com

Marsh Canada Limited

By: _____
 Stephanie Wong

Does the association provide its own concessions? Yes No

17. ON-TRACK ATTENDANCE/FAN DEVELOPMENT

A. Attach a copy of the promotional and marketing plans for the race meeting:
Appendix 23

B. Promotional/ Marketing budget for this race meeting: **Appendix 23**

Promotional/Marketing budget for prior race meeting: **Appendix 23**

C. Number of hosts and hostesses employed for meeting:

2 Customer Service Representatives

5 Group Sales Representatives

D. Describe facilities set aside for new fans:

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

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

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

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

1.. Horsemen

- Ongoing barn and roadway renovations in the barn area
- Groom/horsemen BBQ area in the barn area complete with picnic tables, BBQ facilities, awning and horseshoe pit
- New Receiving Barn signage stating CHRB rules and regulations
- Renovated outside Turf course rail and refurbished distance pole markers
- Made improvements to the barn area waste water containment and treatment system

2. Fans

- Installed separate electrical circuit at the North end grandstand to improve reliability and sound quality for entertainers and fans
- Provide pre-race background music for fans throughout the facility
- Re-opened the Horse Wizard which gives fans a comfortable, private seating area that includes SST's and large screen televisions
- Adding 40+ Jockey silk graphics to B Deck portraying past winners of the El Camino Real Derby
- Creating new outside Group Sales area on Club House level with four new permanent HD televisions and a self-service betting machine
- Adding an ATM in the Turf Club

3. Facilities in the restricted areas **Equine Hospital**

2013 Golden Gate Fields Summer Meet Promotions Calendar

August 2013:

- Aug 16: Happy Hour Racing
Senior Friday
- Aug 17: Wiener Wars: Wiener Dog Racing
- Aug 18: Dollar Day Concert
- Aug 23: Happy Hour Racing
Senior Friday
- Aug 24: Wiener Wars: Wiener Dog Racing
- Aug 25: Dollar Day Concert
- Aug 30: Happy Hour Racing
Senior Friday
- Aug 31: Wiener Wars: Wiener Dog Racing

September 2013:

- Sept 1: Dollar Day Concert
- Sept 2: Wiener Nationals
Giveaway Day: River Rock Casino Sponsored Item
- Sept 6: Senior Friday
- Sept 7: Wiener Wars: Wiener Dog Racing
- Sept 8: Dollar Day Concert
- Sept 13: Senior Friday
- Sept 14: Wiener Wars Championship: Wiener Dog Racing
- Sept 15: Dollar Day Concert / Heroes & Horses Law Enforcement Appreciation Day

Online Contest: SHOWTIME Presented By Home-Stretch.com

All summer long, fans can compete in Golden Gate Fields' first-ever SHOWTIME contest. Participants will have to select one jockey each day of the meet that they believe will ride a horse to show at Golden Gate Fields. The participant that strings together the longest "show streak" wins \$500.

Horseman Outreach Program Every Saturday and Sunday:

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

Golden Gate Fields Summer Meet Promotions Schedule

- Aug 17: Opening Day
Senior Friday
Happy Hour Racing (Twilight Racing from 3:45 p.m. – 7:00 p.m.)
- ½ off all admission and parking
 - free concert
 - drink and food specials
- Aug 18: Photo Day
Family Day
Golden Gate Gold Voucher Promotion
- Aug 19: Dollar Day Concert – Tainted Love
Golden Gate Gold Voucher Promotion
- Aug 24: Happy Hour Racing
Senior Friday
- Aug 25: Family Day
Golden Gate Gold Voucher Promotion
- Aug 26: Dollar Day Concert – The Department of Rock
Golden Gate Gold Voucher Promotion
- Aug 31: Happy Hour Racing
Senior Friday
- Sept 1: Photo Day
Family Day
Golden Gate Gold Voucher Promotion
- Sept 2: Dollar Day Concert - Lovefool
Golden Gate Gold Voucher Promotion
- Sept 3: Labor Day Giveaway – 70s Throwback Hat
Wiener Nationals
- Sept 7: Senior Friday
- Sept 8: LGBT Appreciation Day

Golden Gate Gold Voucher Promotion

- Sept 9: Filipino Heritage Day
Dollar Day Concert – Filipino Music Fest
Golden Gate Gold Voucher Promotion
- Sept 14: Senior Friday
- Sept 15: Golden Gate Gold Voucher Promotion
- Sept 16: Photo Day
Closing Day
Dollar Day Concert – The Cheeseballs
Car Show: Horses and Horsepower
Golden Gate Gold Voucher Promotion

Golden Gate Fields Marketing Budget: Summer 2013

Advertising: \$180,483

River Rock Casino Giveaway: \$15,000

Twilight Bands: \$2,000

SHOWTIME: \$500

Summer Concert: \$25,000

Total Marketing Budget: \$222,983**Golden Gate Fields Marketing Budget: Summer 2012**

Advertising: \$247,619

River Rock Casino Giveaway: \$12,500

Twilight Racing Concerts: \$1,700

Summer Concert Series: \$22,500

Total Marketing Budget: \$284,319

18. SCHEDULE OF CHARGES

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

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

Thoroughbred Club Members

Bundled Pricing includes free program

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

Thoroughbred Club Prepaid Admission/Program Packages

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

TB Club Members can purchase a minimum of 15 Prepaid C/H admissions @ 4.00 each

Horsemen Free

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

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

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

Bundled pricing, except on \$1 Sundays, includes admission and program (see above)

19. JOCKEYS/DRIVERS' QUARTERS

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

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

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

20. BACKSTRETCH EMPLOYEE HOUSING

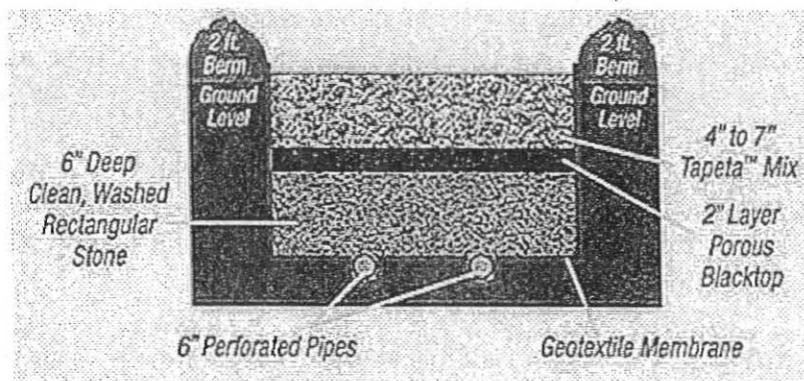
- A. Inspection of backstretch housing has been requested and will be completed prior to the race meeting.
- B. Number of rooms used for housing on the backstretch of the racetrack: **128**
- C. Number of restrooms available on the backstretch of the racetrack: **18 with showers, 7 in office areas**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

21. TRACK SAFETY

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

B. Describe the type of track surface at the facility, including the specific track surface composition:

Tapeta® Footings Synthetic Track Surface



- C. The percent of cross slope in the straight-aways is: **1.5%**
The percent of cross slope in the center of the turns is: **4%**
- D. Describe the type(s) of materials used for the inner and outer railings of the race course, the type of inner railing supports (i.e., metal gooseneck, wood 4" x 4" uprights, offset wood 4" x 4" supports, etc.), the coverings, if any, on the top of the inner railing, and the approximate height of the top of the inner railing from the level of the race course.
Inner and outer railings are metal gooseneck. Coverings are Rider Protection Rail by Horsemen's Track & Equipment, Inc. Approximate height of the top of the inner railing is 42 inches.
- E. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474:
Juan Meza
- F. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474. **Attached Appendix 24**
- G. If the association is requesting approval to implement alternate methodologies to the provisions of Article 3.5, Track Safety Standards, pursuant to CHRB Rule 1471, attach a Certificate of Insurance for liability insurance which will be in force for the duration of the meeting specified in Section 2. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of liability insurance. Additionally, the CHRB must be listed as additionally insured on the liability policy at a minimum amount of \$3 million per incident. The liability insurance certificate must be on file in the CHRB headquarters office prior to the conduct of any racing. **Not applicable**

22. DECLARATIONS

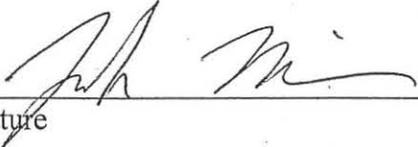
- A. All labor and lease agreements and concession and service contracts necessary to conduct the entire meeting have been finalized except as follows (if no exceptions, so state): **No exceptions**
- B. Attach each horsemen's agreement pursuant to CHRB Rule 2044.
TOC Agreement attached Appendix 25
CTT Agreement will be forwarded to the Board upon receipt
- 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). **Attached Appendix 27**
- 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**

approved service contractor.

23. CERTIFICATION BY APPLICANT

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

Joseph Morris
Print Name


Signature

General, Manager
Print Title

5-16-13
Date

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD ON THE REQUEST
FROM THE
CALIFORNIA EXPOSITION AND STATE FAIR,
AND
WATCH AND WAGER LLC,
TO ALLOCATE THREE ADDITIONAL RACING DAYS TO ITS
OCTOBER 25, 2013 THROUGH DECEMBER 21, 2013 RACE MEETING

Regular Board Meeting
June 20, 2013

BACKGROUND

Business and Professions Code section 19440(a) states the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of this chapter. Responsibilities of the Board shall include allocation of racing dates to qualified associations in accordance with law. Business and Professions Code section 19530 provides that the Board shall have the authority to allocate racing weeks to an applicant or applicants pursuant to the provisions of this article and article 6.5 and to specify such racing days, dates and hours for horse racing 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. Business and Professions Code section 19531 states the Board shall make allocation of racing weeks, including simultaneous racing between zones, as it deems appropriate. The maximum number of racing weeks that may be allocated for harness racing is 25 weeks per year in the northern zone. Business and Professions Code section 19549.6 states that notwithstanding subdivision (b) of section 19531 and sections 19540, 19546, and 19549, the Board may allocate additional weeks of harness racing to the California Exposition and State Fair in Sacramento or its lessee, to be raced at the California Exposition and State Fair in Sacramento.

Board Rule 1430, Allocation of Racing Weeks and Dates, states the Board shall allocate racing weeks and dates for the conduct of horse racing in this State for such time periods and at such racing facilities as the Board determines will best subserve the purposes of the Horse Racing Law and which will be in the best interests of the people of California in accord with the intent of the Horse Racing Law.

In August 2012 the Board allocated harness racing dates at California Exposition and State Fair (Cal-Expo) from October 25, 2013 through December 21, 2013, to be operated by Watch and Wager LLC.

On May 3, 2013, Cal-Expo submitted a request on behalf of itself and Watch and Wager LLC for the allocation of four additional harness racing days. The dates requested were October 5, 12, 19 and 26. On June 3, 2012, Watch and Wager LLC submitted a letter in which it stated it was aware of Cal-Expo's request, was not aware of any opposition to the plan, and that it would ask

the Board to favorably consider Cal-Expo's request for allocation of October 2013 harness racing dates.

ANALYSIS

Cal-Expo has requested the allocation of Saturday race dates in October 2013 so Watch and Wager LLC may run Saturday nights. The dates requested are October 5, 12, 19 and 25. If the Board grants the request, it would only have to allocate 5, 12 and 19, as the date of October 25 is already allocated.

Watch and Wager LLC stated the proposal was unanimously approved by the California Harness Horsemen's Association board. Watch and Wager LLC contends the proposed race dates would provide racing opportunities and entry box preference to horsemen who stay in California over the break. It also contends that single night racing in October could jump start handle for the November harness meeting.

RECOMMENDATION

This item is presented for Board discussion and action.

RECEIVED
CHRB

CAL EXPO 2013 MAY -9 PM 4:11

May 3, 2012

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

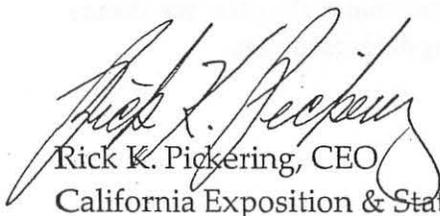
RE: Request for Additional Harness Racing Days

Dear Mr. Breed,

On behalf of the California Exposition & State Fair, and Watch & Wager LLC, we respectfully request the allocation of four (4) additional harness racing days for the Fall 2013 period. The additional days requested are October 5, 12, 19, and 26.

Thank you in advance for your consideration of our request.

Respectfully,



Rick K. Pickering, CEO
California Exposition & State Fair

cc: Jackie Wagner
Chris Schick
David Elliott



watch wager

Operating Harness Racing at Cal Expo
Managed By Golden Bear Racing, LLC

Jacqueline Wagner

June 3, 2013

Asst. Executive Director

California Horse Racing Board

1010 Hurley Ave, Suite 300

Sacramento, Ca, 95825

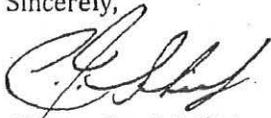
Re: Request for additional allocation of 2013 Harness Dates

Dear Jackie,

During discussions in March with the California Harness Horseman's Association, Watch and Wager proposed an experimental plan to race on Saturday nights during the month of October. No harness racing had been previously planned for October 2013. The one night per week October racing plan would give entry box preference, along with much needed additional racing opportunity to horseman that stayed in California over the break. It was thought that the single nights in October could also possibly jumpstart the handle for the regular November schedule. The proposal was unanimously approved by the CHHA board.

We have contacted Cal Expo, and the facility is available for October racing. We are aware that Cal Expo has submitted a request for harness dates in October. We are not aware of any opposition to the plan. We ask the board consider Cal Expo's request for allocation of October 2013 harness racing dates favorably.

Sincerely,



Christopher J. Schick

General Manager

Watch and Wager LLC.

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD
REGARDING THE PROPOSED AMENDMENT TO CHRB RULE 2066,
APPLICATION FOR LICENSE TO OPERATE A MINISATELLITE WAGERING
FACILITY, TO CHANGE THE TERM OF A MINISATELLITE WAGERING
FACILITY LICENSE FROM TWO YEARS TO FIVE YEARS IN ACCORDANCE
WITH BUSINESS AND PROFESSIONS CODE SECTION 19605.25 (A).

Regular Board Meeting
June 20, 2013

BACKGROUND

Business and Professions Code section 19420 provides that the Board shall have jurisdiction and supervision over meetings in California where horse races with wagering on their results are held or conducted, and over all persons or things having to do with the operation of such meetings. Business and Professions Code section 19440 states the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of Chapter 4, Business and Professions Code. Responsibilities of the Board shall include, but not be limited to, 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 19590 provides that the Board shall adopt rules governing, permitting, and regulating pari-mutuel wagering on horse races under the system known as the pari-mutuel method of wagering. Business and Professions Code section 19605.25 authorizes the Board to license up to 15 minisatellite wagering facilities in both the northern zone and the southern zone.

Senate Bill 305, Chapter 334, Statutes of 2011, amended Business and Professions Code section 19605.25, subsection (a), to change the term of license for minisatellite wagering facilities from two years to up to five years.

In accordance with the change to the enabling statute the Board has been approving five-year minisatellite licenses. Santa Clarita Lanes, OC Tavern, Commerce Casino, Twisted Kilt, Sammy's of Lake Forrest and Silky Sullivan's applications for license to operate a minisatellite facility were all approved for five years.

ANALYSIS

Pursuant to Business and Professions Code section 19605.25, the proposed amendment to Rule 2066 would increase the term for a minisatellite wagering facility license from two to five years. This amendment is required for Rule 2066 to reflect the change in statute, as well as current Board practice of approving minisatellite applications for license for a period of five years.

RECOMMENDATION

Staff recommends the Board direct staff to initiate a 45-day public comment period.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 25.5. MINISATELLITE WAGERING AMENDMENT OF RULE 2066.
APPLICATION FOR LICENSE TO OPERATE A MINISATELLITE WAGERING FACILITY.

Regular Board Meeting
June 20, 2013

2066. Application for License to Operate a Minisatellite Wagering Facility.

(a) An applicant for license to operate a minisatellite wagering facility shall complete an Application for License to Operate a Minisatellite Wagering Facility CHRB-228 (New 11/08), hereby incorporated by reference, which is available at the Board's headquarters office. Note: CHRB-228 incorporates by reference the Personal History Record form CHRB-25A (Rev. 11/08). The application must be filed not later than 90 days in advance of the scheduled start date of operation. The application must include a certified check in the amount of \$500.00 payable to the Treasurer of the State of California for a nonrefundable application fee. The term of the license shall be ~~two~~ five years from the date the license is issued.

(b) The Board may conduct investigations, inspections or request additional information from the applicant, as it deems appropriate in determining whether to approve the license.

(1) Upon the written request of the applicant the Board may waive the requirement for submission of a Full Disclosure Statement and CHRB-25A for persons who have a current valid state gambling license and/or finding of suitability issued by the California Gambling Control Commission.

(c) The Board, or its designee, shall be given access for review and audit of all records. The applicant shall, at its location during hours of operation, make such information available. The Board may require the applicant to annually submit audited financial statements.

(d) All advertisements shall contain a statement that persons under 21 are not allowed access to the minisatellite wagering site. All advertisements shall contain contact information for a recognized problem-gambling support organization.

(e) The Board shall notify the applicant in writing within 30 calendar days from the date the application is received by the Board's administrative office if the application is complete or deficient. If the application is deficient, the notice shall include:

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

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

(f) The Board shall approve or deny an application within 90 calendar days from the date it is received by the Board unless the applicant requests and is granted additional time to supply information.

(g) If the Board denies an application, the applicant has 30 calendar days from the date of receipt of the Board's denial notification to request a reconsideration of the Board's decision. The request must be in writing and sent to the Board's headquarters office. The Board shall respond in writing to the reconsideration request within 30 working days from the date of receipt of the request. If reconsideration is denied, the applicant may file for judicial review in accordance with Business and Professions Code section 19463.

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

Authority: Sections 19420, 19440, 19590 and 19605.25,
Business and Professions Code.

Reference: Sections 19410.7, 19460 and 19605.25,
Business and Professions Code.

STAFF ANALYSIS
DISCUSSION AND ACTION ON THE REPORT REGARDING THE IMPLEMENTATION
OF
CHRB RULE 1658, VESTING OF TITLE TO CLAIMED HORSE,
WHICH WAS AMENDED TO PROVIDE THAT THE STEWARDS SHALL
VOID THE CLAIM IF THE HORSE SUFFERS A FATALITY DURING THE RACE OR THE
RACING OR OFFICIAL VETERINARIAN DETERMINES THE HORSE WILL BE PLACED
ON THE VETERINARIAN'S LIST AS UNSOUND OR LAME BEFORE THE HORSE IS
RELEASED TO THE SUCCESSFUL CLAIMANT.

Regular Board Meeting
June 20, 2013

BACKGROUND

Business and Professions Code section 19420 provides that the Board has jurisdiction and supervision over meetings in California where horse races with wagering on their results are held or conducted, and over all persons or things having to do with the operation of such meetings. Business and Professions Code section 19440 states the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of this chapter. Responsibilities of the Board include adjudication of controversies arising from the enforcement of those laws and regulations dealing with horse racing and pari-mutuel wagering. Business and Professions Code section 19562 provides that the Board may prescribe rules, regulations, and conditions, consistent with the provisions of this chapter, under which all horse races with wagering on their results shall be conducted in California. In February 2013 the Board adopted an amendment to Rule 1658, Vesting of Title to Claimed Horse, which states that title to a horse which is claimed shall be vested in the successful claimant from the time the field has been dispatched from the starting gate and the horse becomes a starter. The successful claimant becomes the owner of the horse unless the claim is voided by the stewards. The stewards shall void the claim and return the horse to the original owner if the horse suffers a fatality during the running of the race, or the racing or official veterinarian determines the horse will be placed on the Veterinarian's List as unsound or lame before the horse is released to the successful claimant. When the Board adopted the amendment to Rule 1658 it stated the regulation was not perfect, but it was the best approach presented. The Board also recognized that the regulation might need further modification; however, it could take some time for the rule to have its desired impact on those who might use claiming to discard damaged horses.

ANALYSIS

The Office of Administrative Law approved the amendment to Rule 1658 on May 2, 2013. The effective date of the regulation was also May 2, 2013. The Board did not implement the regulation until May 16, 2013. The delay was to allow time for the stewards, veterinarians and others involved in the process to fully understand the change, and to notify the industry and the public. Since its implementation, Rule 1658 has generated some controversy. In response to the various reactions to the amended Rule 1658, the item has been placed on the agenda for the

purposes of a discussion of all relevant issues and a presentation by the Equine Medical Director of the recent history of the enactment of Rule 1658 and all examples of claims voided.

RECOMMENDATION

This item is presented for Board discussion and action. The Equine Medical Director, Dr. Rick Arthur, is prepared to make a presentation to the Board.

Report on implementation of CHRB Rule 1658 Vesting of Title to Claimed Horse

Rick M. Arthur DVM Equine Medical Director

The Office of Administrative Law notified the CHRB that May 9 would be the effective date of the new amendments to 1658 requiring the BOS to void claims when the horse is determined to be unsound or lame by the official (CHRB) or association (track) veterinarian prior to the horse being released from their care. The Executive Director set May 16, 2013, as the start date to begin implementing the rule. A conference call of official veterinarians and stewards reviewed the procedures and protocols presented to the Board last September when the amendment was first approved for notice. Those procedures are attached (see Appendix A & B) and available at http://www.chrb.ca.gov/Board/board_packages/Sep-2012.pdf pages 5-5 to 5-6.

Based on preliminary information available as of June 11, 2013, between May 16 and June 9 there were 162 successful claims at Los Alamitos, Hollywood Park and Golden Gate Fields. During that time period, 19 claims were voided when the horses were declared unsound or lame by the official veterinarian. There were 66 successful claims and 6 voided claims at Hollywood Park; there were 53 successful claims and 7 voided claims at Los Alamitos; and there were 43 successful claims and 6 voided claims at Golden Gate Fields.

Claim data from July 1, 2009, through June 30, 2012, showed that historically about 2.5% (128/5212) of all claims ended up on the Veterinarian's List as unsound or lame. In the first four weeks of the new claiming rule, about 10% (19/181) of the horses for which claims were dropped have been placed on the Veterinarian's List as unsound or lame, roughly four times the historical rate. The reason for this is unclear at this time. However, the new procedures now require the official (CHRB) or association (track) veterinarian to specifically examine claimed horses for unsoundness or lameness prior to their being released to the claimant.

Certain historical metrics are available and can be used as a comparison to evaluate the new procedures. Between July 1, 2009, through June 30, 2012, 60% of Thoroughbreds and 75% of Quarter Horses that were claimed and placed on the Veterinarians List as unsound or lame never raced again. Of those horses that did race again, the average time to their next race averaged 126 days for Thoroughbreds (27-603 days) and 206 days for Quarter Horses (28-420 days). For comparison, the average Thoroughbred races back 43 days after being claimed (see Appendix C).

Horses placed on the Veterinarian's List as unsound or lame must work satisfactorily for the official or association veterinarian and pass a post-work blood test prior to being removed from the list and allowed to start.

Appendix A:Procedures for Voiding Claims:

- All claimed horses capable to do so are to be sent to the Receiving Barn for post-race testing and post-race evaluation by the official veterinarian.
- The horse will be examined in or near the Receiving Barn by the official veterinarian in a manner similar to how other horses are evaluated post-race for possible unsoundness or lameness.
- Unless otherwise designated for post-race testing, only blood samples (official and split samples) will be drawn.
- If the official veterinarian determines the horse is lame or unsound and will be placed on the Veterinarian's List, the official veterinarian will notify the stewards prior to the horse leaving the receiving barn.
- Based on the findings of the official veterinarian the stewards will determine whether the claim will be voided. If the stewards decide the claim is void, the horse will remain in the control of the original owner. If the stewards decide the claim will stand, the horse will be turned over to the claimant upon leaving the receiving barn.
- If, in the opinion of the official or racing (track) veterinarian, a claimed horse is incapable of being sent to the Receiving Barn, the racing (track) veterinarian will obtain blood samples (official and split samples) whenever humanely possible and determine the extent of the horses injuries. If the horse is incapable of being sent to the Receiving Barn because the horse is lame or unsound, the racing (track) veterinarian will so notify the stewards and the official veterinarian.
- Based on the findings of the racing (track) veterinarian the stewards will determine whether the claim will be voided. If the stewards determine the claim is to be voided, the horse will remain in the control of the original owner once the horse leaves the track. If the stewards decide the claim will stand, the horse will be turned over to the claimant upon leaving the track.
- A horse with a lameness with an AAEP Lameness Score greater than 3 shall be placed on the Veterinarians List as Lamé.

- A horse with an AAEP Lameness Score of 3 or less and determined to be unfit to race shall be placed on the Veterinarian's List as Unsound.
- The official veterinarian shall place a claimed horse on the Veterinarian's List as Unsound or Lamé upon the recommendation of the racing (track) veterinarian.
- Horses that are injured and showing lameness will be placed on the Veterinarians List as Unsound or Lamé. Horses that are injured such as a cut or grabbed quarter and not showing lameness may be designated as Injured on the Veterinarians List. Claims should not be voided unless the horse is going to be placed on the Veterinarian's List as lame or unsound. Accordingly, horses placed on the Veterinarian's List for other reasons such as bled, exhausted, injured and are not to be voided.

Appendix B:

AAEP LAMENESS SCALE

Because each horse has unique performance characteristics, evaluating lameness can be challenging. Experienced riders may detect minor alterations in gait before they are apparent to an observer. Lameness may appear as a subtle shortening of the stride, or the condition may be so severe that the horse will not bear weight on the affected limb. With such extremes of lameness possible, a lameness grading system has been developed by the AAEP to aid both communication and record-keeping. The scale ranges from zero to five, with zero being no perceptible lameness, and five being most extreme. **The AAEP guidelines explain the grading system this way:**

0: Lameness not perceptible under any circumstances.

1: Lameness is difficult to observe and is not consistently apparent, regardless of circumstances (e.g. under saddle, circling, inclines, hard surface, etc.).

2: Lameness is difficult to observe at a walk or when trotting in a straight line but consistently apparent under certain circumstances (e.g. weight-carrying, circling, inclines, hard surface, etc.).

3: Lameness is consistently observable at a trot under all circumstances.

4: Lameness is obvious at a walk.

5: Lameness produces minimal weight bearing in motion and/or at rest or a complete inability to move.

Appendix C:

Three Year Claim Data from California

July 1, 2009 through June 30, 2012

Sum of Claims	Thoroughbreds	Quarter Horses	Mules	Arabians	Paints	Appaloosas	Grand Total
Del Mar	553						553
Fairplex	94						94
Ferndale	5						5
Fresno	24	2		1			27
Golden Gate	921						921
Hollywood Park	718						718
Los Alamitos	1005	939			1	2	1947
Pleasanton	94	2		1			97
Santa Anita	741						741
Santa Rosa	52		1	1			54
Solano	6						6
Stockton	9						9
Sacramento	36	2	1	1			40
Grand Total	4258	945	2	4	1	2	5212

Of the 5212 claims, 4435 raced back. The average time to next start was 42.99 days. 777 horses never started again after being claimed.

Horses Claimed and on CHRB Vet's List as Unsound or Lamé:

- Thoroughbreds:
 - 96 horses were claimed and placed on the Veterinarian's List as Unsound or Lamé of which 13 were fatalities.

Track	Claims on Vet's as Unsound or Lamé
Del Mar	6
Fairs	3
Golden Gate	15
Hollywood Park	14
Los Alamitos	48
Santa Anita	10

- 58/96 (60%) Thoroughbred horses never started again. 38 horses came back and raced with an average time to next start was 126.5 days (27-603 days). 12/38 racing again raced outside of California. 73% of claimed horses on the CHRB Veterinarian's List as unsound or lame never raced again in California
- Quarter Horses:
 - 32 horses were claimed and placed on the Veterinarian's List as Unsound or Lame of which 3 were fatalities.

Track	Claims on Vet's as Unsound or Lame
Los Alamitos	31
Fairs	1

- 24/32 (75%) never raced again. 8 horses came back to race an average of 206 days later (28-420); 2/8 horses racing again returned to racing outside of California.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 7. CLAIMING RACES.
RULE 1658. VESTING OF TITLE TO CLAIMED HORSE.

Regular Board Meeting
June 20, 2013

1658. Vesting of Title to Claimed Horse.

(a) Title to a horse which is claimed shall be vested in the successful claimant from the time the field has been dispatched from the starting gate and the horse becomes a starter; and said successful claimant becomes the owner of the horse unless voided by the stewards under the provisions of this article. Only a horse which is officially a starter in the race may be claimed. A subsequent disqualification of the horse by order of the stewards or the Board shall have no effect upon the claim.

(b) The stewards shall void the claim and return the horse to the original owner if:

(1) The horse suffers a fatality during the running of the race or

(2) The racing or official veterinarian determine the horse will be placed on the Veterinarian's List as unsound or lame before the horse is released to the successful claimant.

(c) The claim shall be void if the race is called off, canceled, or declared no contest in accordance with Rule 1544 of this division.

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

Reference: Section 19562,
Business and Professions Code.

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING
THE EXTENSION OF THE
2012 BOARD DECISION TO SUSPEND FOR TWELVE MONTHS
THE USE OF CLENBUTEROL BY ALL BREEDS AT ALL
CALIFORNIA RACE TRACKS, WHICH IS SET TO EXPIRE JULY 18, 2013

Regular Board Meeting
June 20, 2013

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 Board. Business and Professions Code section 19440 states the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of this chapter. Responsibilities of the Board shall include adopting rules and regulations for the protection of the public and the control of horse racing and pari-mutuel wagering. Business and Professions Code section 19562 states the Board may prescribe rules, regulations and conditions consistent with the provisions of this chapter, under which all horse races with wagering on their results shall be conducted in this state. 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. Business and Professions Code section 19581 provides that no substance of any kind shall be administered by any means to a horse after it has been entered to race in a horse race, unless the Board has, by regulation, specifically authorized the use of the substance and the quantity and composition thereof. Board Rule 1406, Suspension of Rule, provides that the Board may for good cause, with or without a hearing, temporarily suspend the application of any of its rules upon any conditions it may impose. Any such action by the Board shall be in writing. Board Rule 1844.1, Suspension of Authorized Medication, provides that the Board may temporarily suspend the authorized administration of a permitted drug, substance or medication for any time up to one year maximum after a public hearing has been noticed in accordance with Government Code section 11125(a). The temporary suspension may be for a race, breed, or race meeting, provided all horses in the same race compete under the same conditions. The Board shall notify in writing the racing association and the trainers' organization of any temporary suspension, as specified.

Board regulations prohibit the administration of any drug, substance or medication after entry time with a few specific exceptions. The exceptions were established after due consideration by the Board based on information available at the time the regulations were adopted. Scientific information and practical experience in managing the threshold levels for the exceptions change over time as unintended consequences become apparent. Clenbuterol in quarter horse racing is an example. Clenbuterol is a beta-2 agonist approved by the United States Food and Drug Administration (FDA) in equines as a bronchodilator.

The Board established threshold levels consistent with therapeutic use to treat small airway disease. Clenbuterol, like all beta-2 agonists, has an adrenergic effect on muscle somewhat similar to anabolic steroids. Only the Ventipulmin brand of clenbuterol is approved by the FDA. Non-FDA approved clenbuterol at extremely high concentrations was being used in quarter horse racing for the adrenergic effect. The CHRB confiscated and otherwise obtained samples of this illicit formulation. Clenbuterol violations occurred at levels unattainable with the FDA approved formulation at FDA approved dosages.

At the August 2011 Regular Board Meeting the Los Alamitos Race Course (LARC) and the Pacific Coast Quarter Horse Racing Association (PCQHRA) requested that the CHRB consider enacting Rule 1844.1 to suspend the authorized administration of clenbuterol to horses entered to race at the LARC for a period of 12 months effective October 14, 2011. The Equine Medical Director reported that since February 2011 there were eight confirmed clenbuterol violations, with one pending at the time of the August 2011 Board meeting. The Board enacted Rule 1844.1 and approved the joint request to temporarily suspend the use of clenbuterol in quarter horses entered to race at LARC, effective October 14, 2011 through October 14, 2012.

At the April 2012 Medication and Track Safety Committee meeting Dino Perez, representing the PCQHRA, reported on the impact of the clenbuterol suspension in quarter horses at LARC which took effect on October 14, 2011. Mr. Perez reported horsemen were pleased with the results, and owners and trainers believed they had a more level playing field. Qualifiers to stake races were more diverse, races were more competitive and from a broader group of trainers. He also said times have slowed down quite a bit where they were back to normal. Mr. Perez, in cooperation with California Authority of Racing Fairs (CARF), asked the Committee to send a proposal to the Board to enact Rule 1844.1, and extend the suspension of clenbuterol to all quarter horses at all CARF tracks during the fair season. The Committee agreed and the proposal to use Rule 1844.1 to prohibit the use of clenbuterol in quarter horses at all CARF tracks for one year was sent to the Board where it was approved at the April, 2012 Regular Meeting.

At the May 24, 2012 Regular Board Meeting a discussion was held regarding the feasibility of suspending the use of clenbuterol for thoroughbred horses at all California racetracks. The Board determined it would use its authority under Rule 1406, Suspension of Rule, to temporarily suspend the use of clenbuterol by all breeds at all California racetracks for a period of twelve months, and to initiate a recommended 21-day withdrawal time.

After the May 24, 2012 Regular Board Meeting the following advisory regarding the suspension and the recommended 21-day withdrawal time was posted on the Board's website. It was also forwarded to official veterinarians, racing associations, the horsemen's organizations and racing secretaries. The effective date of the suspension of the use of clenbuterol for all breeds was July 18, 2012, which was concurrent with the opening of the Del Mar Thoroughbred Club race meeting.

Effective July 18, 2012, authorization of a threshold level for clenbuterol as currently allowed under CHRB Rules 1844 (e)(9) and 1844(f) will be suspended for all breeds at all tracks in California. Accordingly, clenbuterol will be treated the same as all other drugs that are not

specifically authorized by the Board. If the testing laboratory detects clenbuterol under the laboratory's standard operating procedures, the finding will be reported as a violation. The Maddy Laboratory has extremely sensitive testing for clenbuterol. The drug can be readily detected at low picogram levels in both urine and blood. A picogram is 0.000000000001 grams or one-trillionth of a gram.

A 21-day withdrawal time should safely avoid an inadvertent positive provided the clenbuterol is the FDA-approved Ventipulmin Syrup form of clenbuterol and it is used at the standard therapeutic dose of 5cc (0.8 micrograms per kilogram) twice a day. Higher dosages will require longer withdrawal times. Anyone using a non-FDA-approved form of clenbuterol does so at his or her own risk. The CHRB and Maddy Laboratory have obtained numerous samples of compounded clenbuterol and other non-FDA-approved clenbuterol formulations. None of the samples examined have been compliant with federal compounding regulations. They are considered contraband by the CHRB. As with all withdrawal time recommendations, this recommendation for clenbuterol does not constitute and is not a guarantee, warranty, or assurance that the use of any of the therapeutic medications at the dosage listed will not result in a positive post-race test. Trainers are required to insure the condition of all horses they race and will be held accountable for any violation.

To be clear, clenbuterol is not "banned." The drug may be used within CHRB racing and training enclosures upon the prescription of a CHRB licensed veterinarian. Only FDA-approved Ventipulmin Syrup clenbuterol is allowed. Veterinarians prescribing and dispensing Ventipulmin are required to report the same on form CHRB-24 (Veterinary Confidential). The CHRB will continue to use out-of-competition testing to monitor compliance in conjunction with our existing post-race testing program. In addition, the Maddy Laboratory is continuing to investigate alternative testing techniques for other beta-2 agonists and other growth-promoting drugs.

The suspension of the use of clenbuterol in quarter horses at Los Alamitos Race Course, and all CARF tracks, was accomplished under the authority of Board Rule 1844.1. The regulation was adopted by the Board specifically to address issues related to equine medication. To provide consistency in the authority under which the Board temporarily suspended the use of clenbuterol in all breeds at all California racetracks, the Board's Equine Medical Director and the Board's General Counsel recommended that the Board affirm its May 24, 2012 decision pursuant to the provisions Rule 1844.1. At its June 28, 2012 Regular Meeting the Board reaffirmed the suspension of the use of clenbuterol in all breeds at all California race tracks for a period of twelve months, and voted to acknowledge a 21-day withdrawal pursuant to Board Rule 1844.1. The previous action by the Board to impose a total ban on the use of clenbuterol in quarter horses would continue as enacted.

Since the Board suspended authorization for use of clenbuterol in quarter horses there have been 6 violations, all at Los Alamitos Race Course in the last 20 months. No violations have occurred at any other track. Dr. Rick Arthur, CHRB Equine Medical Director, has provided that to date, there has been no evidence that the suspension of an authorized threshold for clenbuterol has negatively impacted equine health.

RECOMMENDATION

This item is presented for Board discussion and action.

CALIFORNIA HORSE RACING BOARD

JUNE 20, 2013
REGULAR BOARD MEETING

There is no board package material for Item 10

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING THE PRESENTATION
FROM SPORTECH, REGARDING ITS PLANS TO CREATE AND MARKET
A HIGH END COMBINATION RESTAURANT/SPORTS BAR/MINISATELLITE
BRAND THAT WOULD BE LOCATED IN
HIGH DENSITY POPULATED AREAS OF CALIFORNIA

Regular Board Meeting
June 20, 2013

BACKGROUND

Business and Professions Code section 19605.25 provides that the Board may approve an additional 15 minisatellite wagering sites in each zone if, among other requirements, an agreement in accordance with section 19605.3 has been executed and approved by the Board. Business and Professions Code section 19605.3 states that the organization described in section 19608.2 is the party that executes the agreement approved by the Board with the association conducting a racing meeting and the satellite wagering facility. The organization described in 19608.2 is Southern California Off-Track Wagering, Inc. (SCOTWINC) or Northern California Off-Track Wagering, Inc. (NCOTWINC). In addition to executing the minisatellite wagering agreements, SCOTWINC has assumed the task of locating and developing minisatellite wagering sites.

A California racing industry entity, Sportech, which is more commonly known as a totalizator operator, has expressed an interest in developing mini satellite wagering facilities. Sportech is prepared to present its plans to create and market a high end combination restaurant/sports bar minisatellite brand that would be located in high density populated areas of California. Sportech, a British wagering company, bought Scientific Games Corporation's racing and venue management business (including Scientific Games Racing) in October 2010. Scientific Games Racing, which processed pari-mutuel wagers for North American racing interests, including racetracks and wagering sites in California, subsequently changed its name to "Sportech, Inc." The company currently acts as totalizator for California race tracks and wagering facilities.

RECOMMENDATION

This item is presented for Board discussion and action.

A representative of Sportech is prepared to make a presentation.

CALIFORNIA HORSE RACING BOARD

JUNE 20, 2013
REGULAR BOARD MEETING

There is no board package material for Item 12

STAFF ANALYSIS
DISCUSSION AND ACTION REGARDING AN
UPDATE OF THE CHRB GOVERNING PROCEDURES FOR HEARINGS

California Horse Racing Board Meeting
June 20, 2013

BACKGROUND

When the California Horse Racing Board Enforcement Unit serves a disciplinary Complaint against a Licensee, the Licensee also receives a copy of the Governing Procedures that will be used in the prosecution of the matter.

Attachment 1 is the current version of the Governing Procedures served by the Enforcement Unit.

The Governing Procedures are required to be given to the Licensee to inform him or her how the disciplinary hearing will be conducted. Importantly, the Governing Procedures set forth the rights of the Licensee, including the right to discover the evidence that supports the allegations in the Complaint, the right to have counsel represent the Licensee at the Hearing, the right cross examine witnesses and present rebuttable evidence, as well as the appeal rights of the Licensee should the Board of Stewards uphold the Complaint.

Presently, there is only one form of Governing Procedures provided to the Licensee, regardless of the type of Rule violation alleged or the penalty to be requested. Staff Counsel and the Office of the Attorney General have reviewed the current Governing Procedures and propose adopting the three separate Governing Procedures, depending upon the type of Rule violation alleged and the penalty sought.

ANALYSIS

A: Attachment 2 is the proposed Governing Procedures for non-drug related violations before the Board of Stewards.

Attachment 2 mirrors the current Governing Procedures with one important addition. Paragraph 9 distinguishes between a hearing seeking to revoke a license and a non-revocation hearing. The current Governing Procedures are silent in this

important regard and do not provide the Licensee with a clear understanding of his or her rights. In the cases where the revocation of a license is sought, the totality of Chapter 5 (Administrative Adjudication: Formal Hearing) of the Administrative Procedure Act applies, Government Code section 11500 et seq, as mandated by Business and Professions Code section 19461. A revocation hearing will not be conducted by the Board of Stewards, but will be heard by an Administrative Law Judge, hearing officer or referee who will be taking evidence and drafting a proposed decision on behalf of the California Horse Racing Board to consider. Attachment 2 makes clear that the Board of Stewards may refer a matter to the California Horse Racing Board if license revocation is determined to be appropriate.

However, if license revocation is **not** sought, Business and Professions Code section 19461 does not require the disciplinary hearing to be conducted pursuant to Chapter 5 of the APA. In the past and currently, non-revocation hearings before the Board of Stewards are conducted pursuant to the Governing Procedures in Attachment 1. Attachment 2 more clearly delineates how non-revocation disciplinary hearings before the Board of Stewards are to be conducted. Attachment 2 provides the non-revocation hearing will be conducted under Government Code section 11513 (Evidence; examination of witness), Government Code section 11514 (Affidavits) and Government Code section 11515 (Official Notice). Further, Attachment 2 conforms to the Administrative Adjudication Bill of Rights stated in Government Code section 11425.10.

Finally, Attachment 2 authorizes hearing officers to hear appeals in addition to Administrative Law Judges and referees.

B. Attachment 3 is the proposed Governing Procedures for non-revocation Class 1, 2 or 3 Drug Violation cases.

Attachment 3 is consistent with the Attachment 2, with an additional provision regarding a Licensee's right to elect to have the matter heard by the Board of Stewards or a hearing officer as permitted by Business and Professions Code section 19517.5.

Appeals from a non-revocation drug violation case will be heard directly by the California Horse Racing Board.

C. Attachment 4 is the proposed Governing Procedures for Class 1, 2 or 3 Drug Violation cases where revocation of license is the penalty sought.

Revocation of a California Horse Racing Board license requires the proceedings to be conducted pursuant to Chapter 5 of the APA, Government Code section 11500 et seq.

RECOMMENDATION:

Staff recommends the proposed Governing Procedures (Attachments 2, 3 and 4) be adopted by the California Horse Racing Board.

CALIFORNIA HORSE RACING BOARD
GOVERNING PROCEDURE
CHRB 204A



GOVERNING PROCEDURE FOR HEARING
BEFORE BOARD OF STEWARDS

1. You are entitled to reasonable advance notice of the charges against you. You are also entitled to receive, in advance of the hearing, copies of all investigative reports and support documentation which the California Horse Racing Board (CHRB) investigators relied upon in bringing the charges against you, as well as all documents which the CHRB intends to put in evidence at the hearings.
2. You will have an opportunity to present your side of the case and rebut the case against you, including the opportunity to cross-examine witnesses who testify against you. You must bring all of your witnesses and all of your evidence to the hearing.
3. You are entitled to be represented by an attorney at the hearing.
4. The hearing shall be open to the public.
5. All or part of the hearing may be conducted telephonically, to the extent that all parties agree, and to the extent that each participant has an opportunity to participate in and to hear the proceeding while it is taking place.
6. If you believe that a steward on the Board of Stewards who will hear your case is biased or prejudiced against you, or has an interest in the outcome of the proceeding, you may challenge the steward. Upon such challenge, the steward may either disqualify him/herself or put the decision to the Board of Stewards, who must then decide whether you have stated a basis for disqualification of the steward. If a steward is disqualified, another steward will be appointed to sit on the Board of Stewards for purposes of hearing the matter. If the challenged steward is not disqualified, you may challenge the decision not to disqualify the steward as a separate matter on appeal. The decision of a steward or the Board of Stewards regarding such challenge is final.
7. From the time that the Complaint and Notice to Appear issues until the Board of Stewards renders its decision, you may not communicate, in any manner, directly or indirectly, with the Board of Stewards, unless at the same time, the communication is shared with all parties to the proceedings including the CHRB. This rule applies equally to the CHRB and its representatives.
8. You may request a subpoena for the production of witnesses or documents at the hearing. The Executive Director of the CHRB shall issue subpoenas at the request of any party to the matter for the purpose of compelling attendance at the attendance of a witness or the production of documents at the hearing. The Board of Stewards will decide disputes.

CALIFORNIA HORSE RACING BOARD
GOVERNING PROCEDURE
CHRB 204A



**GOVERNING PROCEDURE FOR HEARING
BEFORE BOARD OF STEWARDS**

9. A verbatim record of the proceedings will be made, using either a shorthand reporter or a tape recorder. You may request a tape recording or a transcript of the hearing from the CHRB. It will be provided to you free of charge.

10. You will receive a written decision after the hearing. The decision will be written by the majority, be based on the record, and include a statement of the factual and legal basis for the decision. The decision will also include a description of the penalty imposed, if any. The Board of Stewards will take action upon a majority decision. In the event of a split vote, each steward shall file a separate written decision on the matter.

11. You have 72 hours from the receipt of the written decision to appeal the Board of Stewards decision to the CHRB. You may request a stay of any penalty pending appeal.

12. If you timely appeal a Board of Stewards' decision, the matter will be heard on behalf of the CHRB by an administrative law judge (ALJ) or referee designated by the CHRB. On appeal, you bear the burden of showing that the law was improperly interpreted or applied by the Stewards and/or that the stewards' factual determinations were not supported by substantial evidence or that the best interest of racing in the State maybe better served by reversal or modification of the stewards decision. The ALJ/referee will draft a proposed decision and submit it to the CHRB.

13. The CHRB may adopt, modify and adopt, or reject the proposed decision of the ALJ/referee.

14. If you are dissatisfied with the CHRB's decision, you may appeal that decision to Superior Court.

**GOVERNING PROCEDURE FOR DISCIPLINARY HEARING
BEFORE BOARD OF STEWARDS**

1. You are entitled to reasonable advance notice of the charges against you. You are also entitled to receive, in advance of the hearing, copies of all investigative reports and support documentation which the California Horse Racing Board (CHRB) investigators relied upon in bringing the charges against you, and the CHRB will exchange with you copies of all documents which each party intends to put in evidence at the hearing.
2. You will have an opportunity to present your side of the case and rebut the case against you, including the opportunity to cross-examine witnesses who testify against you. You must bring all of your witnesses and all of your evidence to the hearing.
3. You are entitled to be represented by an attorney at the hearing.
4. The hearing shall be open to the public.
5. All or part of the hearing may be conducted telephonically to the extent that all parties agree and to the extent that each participant has an opportunity to participate in and to hear the proceeding while it is taking place.
6. If you believe that a steward on the Board of Stewards who will hear your case is biased or prejudiced against you or has an interest in the outcome of the proceeding, you may challenge that steward. Upon such challenge, the steward may either disqualify him/herself or put the decision to the Board of Stewards, who must then decide whether you have stated a basis for disqualification of that steward. If a steward is disqualified, another steward, will be appointed for purposes of hearing the matter. If the steward is not disqualified, you may challenge the decision not to disqualify the steward as a separate matter on appeal. The decision of the Board of Stewards regarding such challenge is final.
7. While the proceeding is pending, beginning with the issuance of the Complaint and Notice to Appear, you may not communicate, in any manner, directly or indirectly, with the Board of Stewards regarding any issue in the proceeding, unless, at or before the time the communication is made, the communication is shared with all the parties to the proceeding including the CHRB, and an opportunity is afforded to all parties to participate in the communication. This rule applies equally to the CHRB and its representatives. Nothing herein precluded communications made on the record at the hearing. Applicable exception to, and clarifications of, this rule are found in Government Code sections 11430.10 through 11430.80.
8. You may request a subpoena for the production of witnesses at the hearing and/or the production of documents at a reasonable time and place or at the hearing. The Executive Director of the CHRB shall issue subpoenas at the request of any party to the matter for the purpose of compelling attendance of a witness at the hearing or the production of documents. The Board of Stewards, hearing officer or referee will decide disputes.

GOVERNING PROCEDURE

CHRB-204A-1

9. The Stewards may refer your matter to the CHRB if license revocation is determined to be appropriate. In that case, Chapter 5 of the Administrative Procedure Act will apply to the proceedings to revoke your license and will supplant any inconsistent provisions herein. Chapter 5 is Government Code sections 11500 et seq. If the matter is not referred to the CHRB, the proceedings will be held before the Board of Stewards, Hearing Officer or Referee under the evidentiary provisions of Government Code sections 11513, 11513 and 11515, but Chapter 5 will not otherwise apply.
10. A verbatim record of the proceedings will be made, using either a shorthand reporter or a tape recorder. You may request a record of the hearing from the CHRB. A tape or transcript of the hearing will be provided to you free of charge.
11. You will receive a written decision after the hearing. The written decision will include a statement of the factual and legal basis for the decision. The statement of the factual basis for the decision shall be based on the evidence of record and on matters officially noticed in the proceeding. The decision will also include a description of the penalty imposed, if any. The Board of Stewards will take action upon a majority decision. In the event the decision is not unanimous, one or more dissenting or concurring decisions shall be filed. Each steward shall file his/her own written decision or join in a written decision on the matter.
12. You may appeal the decision of the Board of Stewards' decision to the CHRB. Appeals must be received by a CHRB employee at any of its offices not later than 72 hours from the date of the decision.
13. If you timely appeal a decision, the matter will be heard on behalf of the CHRB by an administrative law judge (ALJ), a referee or a hearing officer designated by the CHRB. The ALJ, referee or hearing officer will draft a proposed decision and submit it to the CHRB. On appeal, you bear the burden of proving the facts necessary to sustain the appeal. The CHRB will consider evidence that was presented to the Board of Stewards. It will also consider whether the stewards mistakenly interpreted the law, whether new evidence of a convincing nature is produced, and whether the best interests of racing and the state may be better served by overruling the stewards' decision.
14. The CHRB may adopt, modify and adopt, or reject the proposed decision of the ALJ, referee or hearing officer.
15. If you are dissatisfied with the CHRB's decision, you may appeal that decision to the Superior Court.

**GOVERNING PROCEDURE FOR DISCIPLINARY HEARING
BEFORE BOARD OF STEWARDS OR HEARING OFFICER
NON-REVOCATION ENFORCEMENT PROCEEDINGS
ALLEGING CLASS 1, 2, OR 3 DRUG POSITIVE VIOLATION**

1. Your matter will be heard by the Board of Stewards or by a hearing officer. Below, the term "Presiding Officer" shall refer to the individual or individuals who will hear your case whether it be stewards or a hearing officer.
2. You are entitled to reasonable advance notice of the charges against you. You are also entitled to receive, in advance of the hearing, copies of all investigative reports and support documentation which the California Horse Racing Board (CHRB) investigators relied upon in bringing the charges against you, and the CHRB will exchange with you copies of all documents which each party intends to put in evidence at the hearing.
3. You will have an opportunity to present your side of the case and rebut the case against you, including the opportunity to cross-examine witnesses who testify against you. You must bring all of your witnesses and all of your evidence to the hearing.
4. You are entitled to be represented by an attorney at the hearing.
5. The hearing shall be open to the public.
6. All or part of the hearing may be conducted telephonically to the extent that all parties agree and to the extent that each participant has an opportunity to participate in and to hear the proceeding while it is taking place.
7. If you believe that the Presiding Officer is biased or prejudiced against you or has an interest in the outcome of the proceeding, you may challenge the Officer. Upon such challenge, the Officer may disqualify him/herself. If your challenge is to a steward, the steward may put the decision to the Board of Stewards, who must then decide whether you have stated a basis for disqualification of the steward. If your challenge is to a hearing officer, the hearing officer may put the decision to the Executive Director. If a Presiding Officer is disqualified, another Presiding Officer will be appointed as a replacement. If the challenged Officer is not disqualified, you may challenge the decision not to disqualify the Officer as a separate matter on appeal. The decision of the challenged Presiding Officer, the Board of Stewards or Executive Director regarding such challenge is final.
8. From the time the Complaint and Notice to Appear issues until the CHRB renders its decision, you may not communicate, in any manner, directly or indirectly, with the Presiding Officer regarding

any issue in the proceeding, unless, at or before the time the communication is made, the communication is shared with all parties to the proceeding including the CHRB, and an opportunity is afforded to all parties to participate in the communication. This rule applies equally to the CHRB and its representatives. Nothing herein precludes communications made on the record at the hearing. Applicable exceptions to, and clarifications of, this rule are found in Government Code sections 11430.10 through 11430.80.

9. You may request a subpoena for the production of witnesses at the hearing and/or the production of documents at a reasonable time and place or at the hearing. The Executive Director of the CHRB shall issue subpoenas at the request of any party to the matter for the purpose of compelling attendance of a witness at the hearing or the production of documents. The Presiding Officer will decide disputes.
10. The hearing will be conducted under the evidentiary provisions of Government Code sections 11513, 11514 and 11515. Otherwise, the only disciplinary proceedings to which Chapter 5 of the Administrative Procedure Act apply are license revocation proceedings, and the Board does not anticipate seeking a revocation of your license in this matter. Chapter 5 is Government Code sections 11500 et seq.
11. A verbatim record of the proceedings will be made, using either a shorthand reporter or a tape recorder. You may request a record of the hearing from the CHRB. A tape or transcript of the hearing will be provided to you free of charge.
12. The Presiding Officer will draft a proposed decision and submit it to the CHRB. The CHRB may adopt, modify and adopt, or reject the proposed decision of the Presiding Officer. The CHRB's written decision will include a statement of the factual and legal basis for the decision. The statement of the factual basis for the decision shall be based on the evidence of record and on matters officially noticed in the proceeding. The decision will also include a description of the penalty imposed, if any.
13. If you are dissatisfied with the CHRB's decision, you may appeal that decision to the Superior Court.

**GOVERNING PROCEDURE FOR DISCIPLINARY HEARING
BEFORE BOARD OF STEWARDS OR HEARING OFFICER
REVOCATION ENFORCEMENT PROCEEDINGS
ALLEGING CLASS 1, 2, OR 3 DRUG POSITIVE VIOLATION**

1. Your matter will be heard by the Board of Stewards or by a hearing officer. Below, the term "Presiding Officer" shall refer to the individual or individuals who will hear your case whether it be stewards or a hearing officer.
2. You are entitled to reasonable advance notice of the charges against you. You are also entitled to receive, in advance of the hearing, copies of all investigative reports and support documentation which the California Horse Racing Board (CHRB) investigators relied upon in bringing the charges against you, and the CHRB will exchange with you copies of all documents which each party intends to put in evidence at the hearing.
3. You will have an opportunity to present your side of the case and rebut the case against you, including the opportunity to cross-examine witnesses who testify against you. You must bring all of your witnesses and all of your evidence to the hearing.
4. You are entitled to be represented by an attorney at the hearing.
5. The hearing shall be open to the public.
6. All or part of the hearing may be conducted telephonically to the extent that all parties agree and to the extent that each participant has an opportunity to participate in and to hear the proceeding while it is taking place.
7. If you believe that the Presiding Officer is biased or prejudiced against you or has an interest in the outcome of the proceeding, you may challenge the Officer. Upon such challenge, the Officer may disqualify him/herself. If your challenge is to a steward, the steward may put the decision to the Board of Stewards, who must then decide whether you have stated a basis for disqualification of the steward. If your challenge is to a hearing officer, the hearing officer may put the decision to the Executive Director. If a Presiding Officer is disqualified, another Presiding Officer will be appointed as a replacement. If the challenged Officer is not disqualified, you may challenge the decision not to disqualify the Officer as a separate matter on appeal. The decision of the challenged Presiding Officer, Board of Stewards or Executive Director regarding such challenge is final.
8. From the time the Complaint and Notice to Appear issues until the CHRB renders its decision, you may not communicate, in any manner, directly or indirectly, with the Presiding Officer regarding

GOVERNING PROCEDURE

CHRB-204A-3

any issue in the proceeding, unless, at or before the time the communication is made, the communication is shared with all parties to the proceeding including the CHRB, and an opportunity is afforded to all parties to participate in the communication. This rule applies equally to the CHRB and its representatives. Nothing herein precludes communications made on the record at the hearing. Applicable exceptions to, and clarifications of, this rule are found in Government Code sections 11430.10 through 11430.80.

9. You may request a subpoena for the production of witnesses at the hearing and/or the production of documents at a reasonable time and place or at the hearing. The Executive Director of the CHRB shall issue subpoenas at the request of any party to the matter for the purpose of compelling attendance of a witness at the hearing or the production of documents. The Presiding Officer will decide disputes.
10. Chapter 5 of the Administrative Procedure Act (Government Code section 11500 et seq.) is applicable to this proceeding except for the provisions of Chapter 5 that are inconsistent with Business & Professions Code, section 19517.5 or any other section of the Horse Racing Law (Chapters 4 and 4.5, Division 8 of the Business & Professions Code.)
11. A verbatim record of the proceedings will be made, using either a shorthand reporter or a tape recorder. You may request a record of the hearing from the CHRB. A tape or transcript of the hearing will be provided to you free of charge.
12. The Presiding Officer will draft a proposed decision and submit it to the CHRB. The CHRB may adopt, modify and adopt, or reject the proposed decision of the Presiding Officer. The CHRB's written decision will include a statement of the factual and legal basis for the decision. The statement of the factual basis for the decision shall be based on the evidence of record and on matters officially noticed in the proceeding. The decision will also include a description of the penalty imposed, if any.
13. If you are dissatisfied with the CHRB's decision, you may appeal that decision to the Superior Court.

STAFF ANALYSIS
PUBLIC HEARING AND ACTION BY THE BOARD REGARDING
THE PROPOSED ADDITION OF THE FOLLOWING
EXCHANGE WAGERING RULES AND THE PROPOSED REVISIONS TO THESE RULES
MADE IN RESPONSE TO
THE OFFICE OF ADMINISTRATIVE LAW'S (OAL) MARCH 20, 2013 DECISION OF
DISAPPROVAL OF REGULATORY ACTION.

PROPOSED CHRB RULES:

- 2086, DEFINITIONS;
- 2086.5, APPLICATION FOR LICENSE TO OPERATE EXCHANGE WAGERING;
- 2086.6, OPERATING PLAN REQUIRED; 2086.7, EXCHANGE WAGERING DATA;
- 2086.9, FINANCIAL AND SECURITY INTEGRITY AUDITS REQUIRED;
- 2087, SUSPENDING MARKETS;
- 2087.6, CANCELLATION OF MATCHED WAGERS;
- 2088.6, CANCELLATION OF UNMATCHED WAGERS;
- 2089, ERRORS IN PAYMENTS OF EXCHANGE WAGERS;
- 2089.5, REQUIREMENTS TO ESTABLISHING EXCHANGE WAGERING ACCOUNT;
- 2091.5, SUSPENDING AN EXCHANGE WAGERING ACCOUNT;
- 2092.5, PROHIBITIONS ON WAGERS TO LAY A HORSE TO LOSE;
- 2092.6, SUSPENSION OF OCCUPATIONAL LICENSE

Regular Board Meeting
June 20, 2013

BACKGROUND

Business and Professions Code section 19604.5(e)(1) provides that the Board shall have full power to prescribe rules, regulations, and conditions under which exchange wagering may be conducted in California consistent with this section, including the manner in which exchange wagers may be accepted and the requirements for any person to participate in exchange wagering. Business and Professions Code section 19604.5(m) states the Board shall promulgate administrative rules and regulations to effectuate the purposes of this section. At its November 2012 Regular Meeting the Board adopted the proposed addition of Article 27, Exchange Wagering, which comprises 25 regulations governing the conduct of exchange wagering in California. The exchange wagering rulemaking file was submitted to the Office of Administrative Law (OAL) on January 31, 2013. On March 20, 2013, the OAL disapproved the file. Of the 25 regulations submitted, the OAL cited necessity, clarity or consistency issues with eight regulations, as well as certain procedures of the Administrative Procedures Act (APA). The CHRB has 120 days from the date of the disapproval to correct and resubmit the rulemaking file. After a 15-day public comment period, during which only comments on the proposed revisions will be accepted, the corrected texts will be heard for adoption by the Board. Upon resubmission of a disapproved regulation the OAL shall only review the resubmitted regulation for those reasons expressly identified in the written opinion, or for those issues arising as a result of a substantial change to a provision of the resubmitted regulation (Government Code section 11349.4(b)).

On May 2, 2013, the Exchange Wagering Ad Hoc Committee met at Hollywood Park Race Track to review modifications to certain proposed exchange wagering regulations. Following a discussion which focused on the proposed addition of Rule 2086.5, Application for License to Operate Exchange Wagering, Chairman Israel directed staff to hold a meeting with industry representatives to craft a text that would address most of the issues raised concerning the rule. On May 9, 2013, staff met with representatives of Global Betting Exchange, Churchill Downs and Betfair.

At its May 23, 2013 Regular Meeting the Board directed staff to initiate a 15-day public comment period regarding the modifications to certain proposed exchange wagering regulations. The 15-day public comment period was begun on June 4, 2013 and ended on June 19, 2013. To date, no comments have been received.

ANALYSIS

The OAL disapproval letter cited issues with eight of the 25 exchange wagering regulations. To address OAL's concerns staff has modified the texts of the eight regulations. The modified texts are:

Rule 2086, Definitions: The OAL stated Rule 2086 did not comply with the consistency standard of Government code section 11349.1(a)(4). The enabling statute, Business and Professions Code section 19604.5, uses the terms "*person*" and "*natural persons*". However, only "*natural persons*" may hold accounts and place wagers through an exchange. The OAL stated the use of the term "*person*" in subsections 2086(h), (m), (p) and (s) was inconsistent with the enabling statute's more specific statements that only "*natural persons*" may hold an exchange wagering account and place wagers through the exchange. To address the OAL's concerns, staff modified the text of Rule 2086 to use the term "*natural person*" where necessary. Subsection 2086(k) was also modified to incorporate by reference the form CHRB-229 (New 5/13) Application for License to Operate Exchange Wagering. The form was previously incorporated by reference under Rule 2086.5, Application for License to Operate Exchange Wagering. However, subsection 2086(k) defines "*exchange wagering license application*" and it contains the first reference in Article 27 to the form CHRB-229; accordingly, subsection 2086(k) is where the incorporation by reference should occur.

Rule 2086.5, Application for License to Operate Exchange Wagering: The OAL stated the regulation did not meet the clarity standard of Government Code section 11349.1. Subsection 2086.5(b) states the exchange wagering assessment fee is \$1,400,000 "*or an amount to be determined by the Board*". The OAL provided that it was unclear what factors would be examined for the Board to determine it would modify the amount of the assessment fee. To address the OAL's concerns, staff deleted the phrase "*or an amount to be determined by the Board*". This means the assessment fee is as stated in the regulation and cannot be modified outside of the Administrative Procedures Act.

The OAL stated subsection 2086.5(b) requires an application for license to operate exchange wagering to be accompanied by a certified check in the amount of \$1.4 million. However, in the rulemaking record the Std. 399, Economic and Fiscal Impact Statement, shows the total annual

estimate of program costs to regulate exchange wagering as \$510,000 which makes the \$1.4 million appear to exceed the reasonable costs of the program. Upon reexamination of estimated costs, the assessment fee for license to operate exchange wagering has been modified to \$500,000 per fiscal year. This brings the regulation in line with the original estimates of the Std. 399, Economic and Fiscal Impact Statement, which is based on the State's fiscal year. The assessment fee amount was moved from subsection 2086.5(b) to a new subsection 2086.5(d).

At the May 2, 2013 Ad Hoc Committee meeting Chairman Israel stated the term of license for an exchange wagering operator should be one year, which is consistent with Board practice regarding advance deposit wagering approvals. Subsection 2086.5(c) has been modified to state that the term of license is a maximum of twelve months, commencing the first day of the month following approval. However, to accommodate the effort to have both payment of assessment fees and the term of license coincide with the State of California's fiscal year, subsection 2086.5(c)(1) has been added to provide that every original exchange wagering license shall expire on the last day of the State of California's fiscal year in which it is issued. Subsequent (renewal) approvals shall be for a period of 12 months beginning July 1 and ending June 30.

The new subsection 2086.5(d) provides that the assessment fee for license to operate exchange wagering shall be equally apportioned amongst the approved applicants and paid on a monthly basis. Moving to monthly payments rather than a yearly lump sum eliminates the possibility of having to provide refunds or credits to licensed exchange wagering operators if a new operator is subsequently licensed. The monthly payments are simply adjusted for all parties. Monthly payments also allow an operator to be approved at any time of year.

New subsections 2086.5(d)(1) and (d)(2) provide for assessment fee payment timelines and the amounts to be paid monthly – dependent on the number of approved applicants. A new subsection 2086.5(d)(3) requires the Board to notify existing exchange wagering operators of an adjustment to the monthly assessment fees within seven business days.

In summary:

- (1) The term of an exchange wagering license is a maximum of 12 months.
- (2) An original exchange wagering license will expire on June 30 in the year it is issued, the last day of the State of California's fiscal year, and thereafter shall be for a period of 12 months beginning July 1 and ending June 30.
- (3) The total amount per fiscal year to be assessed to operate exchange wagering is \$500,000.
- (4) The assessment fee shall be equally apportioned amongst the approved applicants and paid on a monthly basis.
- (5) The Board shall provide notification of adjustments to monthly assessment fees within seven business days of an increase or decrease in the number of approved exchange wagering applicants.

The OAL stated the original subsection 2086.5(d), which is now subsection 2086.5(e), did not meet the clarity standards of Government Code section 11349.1 since it could not easily be understood. The subsection provides the Board "*may approve*" the application, but it does not provide the reasons why the Board may or may not approve an application. To address OAL's concerns, staff deleted the word "*may*" and inserted the word "*shall*". This means the Board

shall approve an application if it determines the applicant meets the criteria identified in its regulations and the enabling statute.

The form 299 (New 05/13) Application for License to Operate Exchange Wagering, was also amended – where appropriate - to reflect the changes made to Rule 2086.5.

Rule 2086.6, Operating Plan Required: The OAL stated Rule 2086.6 did not meet the clarity standard of Government Code section 11349.1, as there was no guidance provided as to the format required by the Board for an operating plan. In addition, it was unclear what additional information, beyond the “*minimum*” that was listed in the regulation, might be required or in what instance the Board might require any additional information. To address OAL’s concerns, staff deleted the phrase “*in a format and containing such information as required by the Board.*” This means that the operating plan must contain at least the items listed in the regulation.

The OAL stated subsection 2086.6(i) did not meet the consistency standard of Government Code section 11349.1(a)(4). The proposed subsection 2086.6(i) provided that the operating plan and any subsequent updates or changes would be exempt from disclosure pursuant to Government Code section 6254(k). The OAL disapproval stated the subsection was not in harmony with Government Code subdivision 6254(k), and that no federal or state law exempting or prohibiting disclosure of the operating plan as a record could be located. To address OAL’s concerns, staff proposes the deletion of subsection 2086.6(i).

Rule 2086.7, Exchange Wagering Data: The OAL stated Rule 2086.7 did not meet the clarity standard of Government Code section 11349.1. Subsection 2086.7(a) did not identify the data base “*designated by the Board*” as the entity to which an exchange operator must provide information. To address OAL’s concerns, staff has modified subsection 2086.7(a) to identify CHRIMS Inc. as the nonprofit horse racing data base. The OAL also stated the regulation did not require an exchange operator to provide data, but only data interface. To address OAL’s concerns, staff has modified subsection 2086.7(a) to require the exchange operator to provide data, as well as a data interface.

Rule 2087.6, Cancellation of Matched Wagers: The OAL stated subsection 2086.7(c) did not meet the clarity standard of Government Code section 11349.1 as an account holder might not understand when a payout was “*inappropriately disrupted*”. There was no guidance as to when any disruption was inappropriate. To address OAL’s concerns staff has modified subsection 2086.7(c) to delete “*inappropriately disrupted*”. The term “*not made*” has been inserted to make it clear that if a payout is not made due to the cancellation of a matched wager, the account holder who disputes such non-payment may submit a claim to the exchange provider.

Rule 2089, Errors in Payments of Exchange Wagers: The OAL stated subsection 2089(a) did not meet the clarity standard of Government Code section 11349.1 since it could not be easily understood by directly affected persons. The regulation provides when an account holder must be immediately notified of over or under payments. However, OAL stated the exchange provider and account holder would not be able to determine when the required notification must be made. To address OAL’s concerns, staff has deleted the word “*immediately*” from subsection 2089(a) and inserted the phrase “*within one business day*”. This makes it clear that the exchange

operator has one business day to notify the account holder of an overpayment. For consistency, staff modified subsection 2089(b)(1) to include the requirement that the exchange provider notify an account holder of an underpayment within one business day. Finally, OAL stated the use of the term “*person*” in subsection 2089(b)(4) was inconsistent with the enabling statute’s more specific statements that only “*natural persons*” may hold an exchange wagering account and place wagers through the exchange. To address the OAL’s concerns, staff modified subsection 2089(b)(4) to use the term “*natural person*”.

Rule 2089.5, Requirements to Establish an Exchange Wagering Account: The OAL stated subsection 2089.5(j) did not comply with the consistency standard of Government Code section 11349.1(a)(4). The regulation requires the exchange provider to keep recordings “*for at least 180 days, unless otherwise directed by the Board*”. The OAL stated the regulation failed to provide the factors that might necessitate the Board to direct an entity to keep recordings for a longer or shorter period of time. To address the OAL’s concerns, staff modified subsection 2089.5(j) to specify the factors that would necessitate the Board to direct an entity to keep recordings for a longer or shorter period. Staff inserted the phrase “*for purposes including but not limited to conducting an investigation, an audit or an ongoing wagering inquiry.*” In addition, subsection 2089(j) has been modified to provide that the Board may direct the entity to retain such records for an additional period of one year past the 180 days. This provides a clear period of time over which the Board might require retention of records.

Rule(s) 2087, Suspending Markets; 2091.5, Suspending an Exchange Wagering Account; 2092.5, Prohibitions on Wagers to Lay a Horse to Lose, and Rule 2092.6, Suspension of Occupational License: The OAL stated the regulations did not comply with the consistency standard of Government code section 11349.1(a)(4). The enabling statute, Business and Professions Code section 19604.5, uses the terms “*person*” and “*natural persons*”. However, only “*natural persons*” may hold accounts and place wagers through an exchange. The OAL stated the use of the term “*person*” was inconsistent with the enabling statute’s more specific statements that only “*natural persons*” may hold an exchange wagering account and place wagers through the exchange. To address the OAL’s concerns, staff modified the text of Rules 2087, 2091.5, 2092.5 and 2092.6 to use the term “*natural person*” where necessary.

Other modifications: Rule 2086.9, Financial and Security Integrity Audits Required, was modified to create subsection 2086.9(c). Rule 2088.6, Cancellation of Unmatched Wagers, was modified for purposes of grammar and clarity.

RECOMMENDATION

Staff recommends the Board adopt the modified exchange wagering regulations as presented.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
PROPOSED ADDITION OF
ARTICLE 27. EXCHANGE WAGERING
RULE 2086. DEFINITIONS

Regular Board Meeting
June 20, 2013

Single Underlined text represents the original language noticed to the public from May 11, 2012 to June 25, 2012.

Deletions to the original noticed text appear as ~~Double-Strikethrough~~ and new and revised text appears as Double Underlined as noticed October 8, 2012 through October 22, 2012 and adopted at the November 15, 2012, regulatory hearing.

Deletions to the adopted text appear as ~~Italicized-Double-Strikethrough~~ and new and revised text appear as Italicized with Bolded Underlined.

2086. Definitions

As used in this article:

(a) “Back” means to wager on a selected outcome occurring in a given market.

(b) “Confidential information” means the following:

(1) the amount of money credited to, debited from, or present in any particular account holder's exchange wagering account;

(2) the amount of money wagered by a particular account holder on any races or series of races;

(3) the exchange wagering account number and personal identification number of an account holder;

(4) the identities of particular entries on which the account holder is wagering or has wagered; and

(5) unless otherwise authorized by the account holder, the name, address, and all other information in possession of the exchange provider that would identify the account holder to anyone other than the Board or the exchange provider.

(c) "Credits" means all positive inflow of money to an exchange wagering account.

(d) "Debits" means all negative outflow of money from an exchange wagering account related to a wager placed from such account.

(e) "Declared Entry" means a horse withdrawn from a race in which its entry has been accepted.

(f) "Deposit" means a credit of money to an exchange wagering account from an account holder.

(g) "Exchange" means a system operated by an exchange provider in which the provider maintains one or more markets in which account holders may back or lay a selected outcome.

(h) "Exchange wagering" means a form of pari-mutuel wagering in which two or more *natural* persons place identically opposing wagers in a given market, as provided under Business and Professions Code section 19604.5.

(i) "Exchange wagering account," "account" means the account established with an exchange provider by a natural person participating in exchange wagering. An account may only be established or maintained with an exchange provider by a natural person.

(j) "Exchange wagering license applicant," "applicant" means any entity including, but not limited to, corporations, partnerships, limited liability companies, limited

partnerships, or individuals that file an application with the Board to conduct exchange wagering.

(k) “Exchange wagering license application” means the application form CHRB 229 (New 5/~~12~~ 13), Application for License to Operate Exchange Wagering, hereby incorporated by reference, which shall be available at the Board’s headquarters office.

(l) “Exchange wagering licensee,” “exchange provider” means a person located within or outside of California that is authorized to offer exchange wagering to residents of California pursuant to Business and Professions Code section 19604.5 and this article.

(m) “Identically opposing wagers” means wagers in which one or more *natural* persons offer to lay a selected outcome at the same price at which one or more *natural* persons offer to back that same outcome, with the amount subject to the lay being proportionately commensurate to the amount subject to the back.

(n) “Lay” means to wager on a selected outcome not occurring in a given market.

(o) “Market” means, in relation to a given horse race or a given set of horse races, a particular outcome that is subject to exchange wagering as determined by an exchange provider.

(p) “Matched wager” means the wager that is formed when two or more *natural* persons, none of whom are the exchange provider or agents, are confirmed by the exchange provider as having placed identically opposing wagers in a given market on the exchange.

(q) “Means of personal identification” means the unique number, code, or other secure technology designated by an exchange wagering account holder to assure that only that account holder has access to his account.

(r) “Natural person” means a living, breathing human being, as opposed to a legal entity.

(s) “Net winnings” means the aggregate amounts payable to a *natural* person as a result of that person’s winning matched wagers in a pool less the aggregate amount paid by that *natural* person as a result of that *natural* person’s losing matched wagers in that pool.

(t) “Operating plan” means the plan submitted to the Board by an exchange provider detailing the proposed method of operation of the exchange.

(u) “Other electronic media” means any electronic communication device or combination of devices including, but not limited to, personal computers, the Internet, private networks, interactive television and wireless communication technologies, or other technologies approved by the Board.

(v) “Person” means any individual, partnership, corporation, limited liability company, or other association or organization.

(w) “Pool” means the total of all matched wagers in a given market.

(x) “Price” means the odds for a given exchange wager.

(y) “Unmatched wager” means a wager or portion of a wager placed in a given market within an exchange that does not become part of a matched wager because there are not one or more available exchange wagers in that market with which to form one or more identically opposing wagers.

(z) “Withdrawal” means a payment from an exchange wagering account by the exchange provider to the account holder.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
PROPOSED ADDITION OF
ARTICLE 27. EXCHANGE WAGERING
RULE 2086.5. APPLICATION FOR LICENSE TO OPERATE EXCHANGE WAGERING

Regular Board Meeting
June 20, 2013

2086.5. Application for License to Operate Exchange Wagering.

(a) Prior to any exchange wagers being accepted, the applicant for license to operate exchange wagering must obtain a license from the Board.

(b) An applicant must complete form CHRB - form 229 (~~New 05/12~~) Application for License to Operate Exchange Wagering (~~New 05/13~~), ~~hereby incorporated by reference~~, which shall be available at the Board's headquarters office. The application must be filed not later than 90 calendar days in advance of the scheduled start of operation. ~~A certified check in the amount of \$1,400,000 payable to the California Horse Racing Board, or an amount to be determined by the Board to fulfill Business and Professions Code section 19604.5(e)(6), a~~ detailed operating plan as described under Rule 2086.6, Operating Plan Required, and proof of the applicant's compliance with labor provisions of Business and Professions Code section 19604.5(f), must accompany the application.

(c) The term of the exchange wagering ~~License license is a maximum of shall be not more than 2~~ 12 months, ~~years from the date~~ commencing the first day of the month following approval of the exchange wagering license ~~is issued, unless otherwise determined by the Board.~~

(1) Every original exchange wagering license granted by the Board shall expire on the last day of the State of California's fiscal year in which it is issued. Subsequent approvals of the exchange wagering license shall be for a period of 12 months beginning July 1 and ending June 30 to coincide with the State's fiscal year.

(d) To fulfill Business and Professions Code section 19604.5(e)(6), the total amount per fiscal year to be assessed to operate exchange wagering is \$500,000. The assessment fee for license to operate exchange wagering shall be equally apportioned amongst the approved applicants, and paid on a per month basis for the duration of the license.

(1) Within 14 business days of notification of the assessment fee apportioned by the Board, the approved applicant shall submit its first month's assessment fee in the form of a certified check payable to the California Horse Racing Board. Subsequent payments shall be submitted at the first of each month for the term of the license.

(2) The monthly apportioned amount of the assessment is dependent on the number of approved applicants:

<u>Approved Applicant(s)</u>	<u>Monthly Assessment Fee</u>
<u>One</u>	<u>\$41,667</u>
<u>Two</u>	<u>\$20,834</u>
<u>Three</u>	<u>\$13,889</u>
<u>Four</u>	<u>\$10,417</u>
<u>Five</u>	<u>\$8,334</u>

(3) Within seven business days of an increase or decrease in the number of approved exchange wagering applicants, the Board shall notify existing exchange operators of adjustments to their subsequent monthly assessment fees.

(~~e~~ e) The Board shall notify the applicant in writing within 30 calendar days from the receipt date if the application is deficient. No later than 90 calendar days following the receipt of the application, the Board shall make a final determination on the application. The Board shall ~~may~~ approve the application if, after reasonable investigation and inspection, as it deems appropriate, it determines that the applicant has demonstrated that exchange wagers placed through the exchange will be accurately processed and that there will be sufficient safeguards to

protect the public and to maintain the integrity of the horse racing industry in this state. If the Board denies an application, the applicant has 30 calendar days, from the receipt of the Board's denial notification, to request a reconsideration of the Board's decision. The request must be in writing and sent to the Board's headquarters office. The Board shall respond in writing to the reconsideration request within 30 working days from the receipt date of the request. If reconsideration is denied, the applicant may file for judicial review in accordance with Government Code section 11523.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5,
Business and Professions Code.
Section 11523, Government Code.

STATE OF CALIFORNIA
 CALIFORNIA HORSE RACING BOARD (CHRB)
APPLICATION FOR LICENSE TO OPERATE EXCHANGE WAGERING
CHRB-229 (New 5/12 13)

Application is hereby made to the California Horse Racing Board (CHRB) for approval to conduct exchange wagering in accordance with the California Business and Professions Code section 19604.5, Chapter 4, Division 8, California Code of Regulations, Title 4, Division 4, CHRB Rules and Regulations.

Application must be filed not later than 90 days in advance of the date scheduled to conduct exchange wagering.

The applicant must supply complete responses. The information is to be provided as of the date of this application unless otherwise specified. The applicant may refer to an exhibit/attachment in response to a question; however, you must specify the page number and line in which the text is responsive.

NOTICE – By submitting the application the applicant consents to the jurisdiction of California courts and the application of California law as to all California wagers and operations.

To fulfill Business and Professions Code section 19604.5(e)(6), the total amount per fiscal year to be assessed to operate exchange wagering is \$500,000. The assessment fee for license to operate exchange wagering shall be equally apportioned amongst the approved applicants, and paid on a per month basis for the duration of the license. No application for a license to operate exchange wagering shall be granted unless the applicant has deposited with the Board a certified check in the amount of \$1,400,000 payable to the California Horse Racing Board, or an amount to be determined by the Board to fulfill Business and Professions Code section 19604.5 (e)(6), which provides that the Board may recover any costs associated with the licensing or regulation of exchange wagering from the exchange wagering licensee by imposing an assessment on the exchange wagering licensee in an amount that does not exceed the reasonable costs associated with the licensing or regulation of exchange wagering. Funds received pursuant to this subdivision shall be deposited in the Horse Racing Fund, to be available upon appropriation by the Legislature for the sole purpose of regulating exchange wagering.

1. APPLICANT INFORMATION

Company name:

Facility address:

City:

State:

Zip Code:

Phone:

Fax:

Website:

County:

CHRB CERTIFICATION

Application received:

Hearing date

Cashier check received:

Approved date:

Reviewed:

License number:

C. Indicate the days and hours exchange wagering will be conducted below:

<u>Days:</u>	<u>Hours:</u>
<u>Sunday</u>	
<u>Monday</u>	
<u>Tuesday</u>	
<u>Wednesday</u>	
<u>Thursday</u>	
<u>Friday</u>	
<u>Saturday</u>	

6. BUSINESS STRUCTURE

A. Identify your business structure (below):

- Corporation (complete subsection B and E)
 LLC (complete subsection C and E)
 Other (Specify and complete subsection D and E)

B. CORPORATION

1. Registered name of the corporation:
2. State and/or country where incorporated:
3. Registry or file number for the corporation:
4. Names of all officers and directors, titles, and the number of shares of the corporation held by each:
5. Names (true names) of all persons, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the corporation and the number of shares held by each:
6. Number of outstanding shares in the corporation:
7. Are the shares listed for public trading? Yes No
If yes, on what exchange and how is the stock listed:
8. Name of the custodian of the list of shareholders and/or the transfer agent for the share holdings of the corporation:
9. If more than 50% of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity:
 - A. Is parent and/or paired corporation or entity a publically traded or privately held

company that guarantees the obligation of the applicant? If no, proceed to section E.

If yes, answer questions 10-17. Yes No

10. Registered name of the corporation:
11. State and/or country where incorporated:
12. Registry or file number for the corporation:
13. Names of all officers and directors, titles, and the number of shares of the corporation held by each:
14. Names (true names) of all persons, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the corporation and the number of shares held by each:
15. Number of outstanding shares in the corporation:
16. Are the shares listed for public trading? Yes No
17. If yes, on what exchange and how is the stock listed:
18. Name of the custodian of the list of shareholders and/or the transfer agent for the share holdings of the corporation:
19. Attach a business plan to include a detailed budget that shows anticipated revenue, expenditures and cash flow by month projected for the term of the approval.

C. LLC

1. Registered name of the LLC:
2. State and/or country where articles of organization are filed:
3. Registry or file number for the LLC:
4. Attach a list of the names of all members (including individuals (true names), corporations, other LLCs and or foreign entities), titles, and the number of shares of the LLC held by each:
5. Are the shares listed for public trading? Yes No
If yes, on what exchange and how is the stock listed:
6. If more than 50% of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or

entity:

A. Is parent and/or paired entity either a publically traded or privately held company that guarantees the obligation of the applicant? If no, proceed to section E. If yes, answer questions 7-13

Yes No

7. Registered name of the LLC/Corporation:
8. State and/or country where articles of organization are filed:
9. Registry or file number for the LLC:
10. Attach a list of the names (true names) of all members (members may include individuals, corporations other LLCs and foreign entities), titles, and the number of shares of the LLC held by each:
11. Are the shares listed for public trading? Yes No
12. If yes, on what exchange and how the stock is listed:
13. Attach a business plan to include a detailed budget that shows anticipated revenue, expenditures and cash flow by month projected for the term of the approval.

D. OTHER

1. Name(s) of partners/sole proprietor:
2. If a partnership, attach partnership agreement.
3. Attach a business plan to include a detailed budget that shows anticipated revenue, expenditures and cash flow by month projected for the term of the approval.

E. FINANCIAL INFORMATION [Ⓢ]

1. Attach the most recent audited annual financial statement or financial report for the applicant. Attach a separate audited annual financial statement for the applicants California operations. The financial statement or financial report shall include all relevant financial information specific to the applicant including:
 - Statement of Financial Position: also referred to as a balance sheet. Statement should report on applicant's assets, liabilities, contingent liabilities and ownership equity as of the date of the prepared statement.
 - Statement of Comprehensive Income: also referred to as Profit and Loss ("P&L") Statement. Statement should include report on applicant's income, expenses, and profits.
 - Profit and Loss statement for prior two years and Profit and Loss statement for projected

year.

- Statement of Changes in Equity: to include the changes of the applicants' equity through the reporting period.
 - Statement of Cash Flows: to include a report of the applicant's cash flow activity, particularly its operating investing and financing activities during the reporting period.
 - Copy of a report made during the preceding 12 months to shareholders in the corporation and/or the Securities and Exchange Commission and/or the California Corporations Commission.
2. Provide certification from the Chief Financial Officer that the account holders' funds will not be commingled with any other funds pursuant to CHRB rule 2086.6.

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

7. ORGANIZATIONAL INFORMATION

- A. Provide a detailed organizational chart for the applicant company and parent company if applicable.
- B. List all jurisdictions inside and outside of the United States in which you offer exchange wagering to patrons.
- C. Does the applicant or parent company hold a financial interest in the following (mark all that apply):
- Race track
 - Casino
 - Advance deposit wagering

If you have indicated you have an interest in any of the above identify name and address of business interest.

- D. What contributions is the applicant making to the California horse racing industry?
- E. Has there been any action initiated against the applicant its parent, any of its directors, partners, officers or subsidiary corporation this year, or in the last year, by any court or regulatory agency? If so, please identify the issue.

8. TRACK AGREEMENT AND HORSEMEN ORGANIZATION APPROVAL

EXCHANGE WAGERING LICENSING REQUIREMENTS

Business and Professions Code section 19604.5, identifies specific provisions that must be met before an exchange wagering provider may accept thoroughbred wagers on horse races from persons whose primary residence address is in the northern and central/southern zone of California; and specific requirements for quarter and standardbred wagers accepted from a resident whose primary residence address is in California:

Business and Professions Code section 19604.5 (b)(4) provides an exchange wagering licensee may only offer exchange wagering on thoroughbred horse races, conducted within or outside of this state, to persons whose primary residence address is in the northern zone of this state if it has an exchange wagering agreement with the racing association/fair located in the northern zone authorized by the Board when the exchange wagering licensee is offering exchange wagering to persons whose primary residence is in the northern zone of this state, and the horsemen's organization responsible for negotiating purse agreements for a live thoroughbred racing meeting.

Business and Professions Code section 19604.5 (b)(5) provides an exchange wagering licensee may only offer exchange wagering on thoroughbred horse races, conducted within or outside of this state, to persons whose primary residence address is in the central/southern zone of this state if it has an exchange wagering agreement with the racing association or racing fair located in the central/southern zone authorized by the Board, when the exchange wagering licensee is offering exchange wagering to persons whose primary residence is in the central/southern zone of this state, and the horsemen's organization responsible for negotiating purse agreements for a live thoroughbred racing meeting.

Business and Professions Code section 19604.5 (b)(6) provides an exchange wagering licensee may only offer exchange wagering on quarter horse races, conducted within or outside of this state, to persons whose primary residence address is in this state if it has an exchange wagering agreement with the racing association or racing fair located in the state authorized by the Board to conduct a live quarter horse racing meeting, when the exchange wagering licensee is offering exchange wagering to persons whose primary residence is this state, and the horsemen's organization responsible for negotiating purse agreements for the live quarter horse racing meeting.

Business and Professions Code section 19604.5 (b)(7) provides an exchange wagering licensee may only offer exchange wagering on standardbred horse races, conducted within or outside of this state, to persons whose primary residence address is in this state if it has an exchange wagering agreement with the racing association or racing fair located in the state authorized by the board to conduct a live standardbred racing meeting, when the exchange wagering licensee is offering exchange wagering to persons whose primary residence is this state, and the horsemen's organization responsible for negotiating purse agreements for the live standardbred racing meeting.

Business and Professions Code section 19604.5 (k) provides exchange wagers placed on a market after the start of a race shall be lawful if authorized by the Board, racing association, or racing fair conducting the races, and the horsemen's organization responsible for negotiating purse agreements for the breed on which the exchange wager is made.

Identify the breed of races (8A through 8E) on which exchange wagering will be offered. Attach a copy of each agreement permitting these wagers.

(* If you do not have the required agreements permitting you to accept wagers in compliance with Business and Professions Code section 19604.5, you must attach a letter addressing the status of the outstanding document(s). Please reference section 8 and the title of the outstanding agreement you are addressing. The letter must include the status of negotiations and the outstanding issues that need to be resolved and an estimated completion date for each outstanding agreement.

If the information required in response to 8A through 8E is in one agreement provide a single copy of the document.

- A. Thoroughbred wagers from persons whose primary residence address is in the northern zone of California.
1. Do you have an agreement with a racing association or fair that allows you to accept thoroughbred wagers in the northern zone? Yes No
 - a. If yes, identify which thoroughbred association or fair the agreement is with and provide a copy: _____
 - b. If no, see above instructions (*).
 2. Do you have an agreement with the horsemen's organization that allows you to accept thoroughbred wagers in the northern zone? Yes No
 - a. If yes, provide a copy of the agreement.
 - b. If no, see above instructions (*).
- B. Thoroughbred wagers from persons whose primary residence address is in the central/southern zone of California.
1. Do you have an agreement with a racing association or fair that allows you to accept thoroughbred wagers in the central/southern zone? Yes No
 - a. If yes, identify which thoroughbred association or fair the agreement is with and provide a copy: _____
 - b. If no, see above instructions (*).
 2. Do you have an agreement with the horsemen's organization that allows you to accept thoroughbred wagers in the central/southern zone?
 Yes No
 - a. If yes, provide a copy of the agreement.
 - b. If no, see above instructions (*).
- C. Quarter wagers from persons whose primary residence address is in California.
1. Do you have an agreement with a racing association or fair that allows you to accept quarter horse wagers in California? Yes No
 - a. If yes, identify which quarter association or fair the agreement is with and provide a copy: _____
 - b. If no, see above instructions (*).
 2. Do you have an agreement with the horsemen's organization that allows you to accept quarter horse wagers in California? Yes No
 - a. If yes, provide a copy of the agreement.
 - b. If no, see above instructions (*).
- D. Standardbred wagers from persons whose primary residence address is in California.
1. Do you have a contract and/or agreement with a racing association, fair that allows you to accept standardbred wagers in California? Yes No

- a. If yes, identify which standardbred association/fair the agreement is with and provide a copy: _____
 - b. If no, see above instructions (*).
2. Do you have an agreement with the horsemen's organization that allows you to accept standardbred horse wagers in California? Yes No
 - a. If yes, provide a copy of the agreement.
 - b. If no, see above instructions (*).
- E. Wagers will be accepted after the start of the race.
1. Do you have an agreement that allows you to accept wagers after the start of the race with a racing association or fair that conducts the races? Yes No
 - a. If yes, identify which association/fair the agreement is with and provide a copy:

 - b. If no, see above instructions (*).
 2. Do you have a contract and/or agreement with the horsemen's organization that allows you to accept wagers after the start of the race? Yes No
 - a. If yes, provide a copy of the agreement.
 - b. If no, see above instructions (*).

9. LABOR ORGANIZATION

NOTICE TO APPLICANT: Business and Professions Code section 19604.5 (f) (1) provides the Board shall not approve an application for an original or renewal license as an exchange wagering provider unless the entity, if requested in writing by a bona fide labor organization no later than ninety days prior to licensing, has entered into a contractual agreement with that labor organization.

- A. Do you have a labor agreement for the applied term of the application? Yes No
 1. If yes, answer questions B – D.
 2. If no, answer question E.
- B. If yes, what is the name of the bona fide labor organization?
- C. What is the term of the agreement? (Begin date): _____ (End date): _____
- D. Provide a copy of the labor agreement.
- E. If no, have you been in contact with a labor organization? Yes No
 1. If yes, what was the date of contact?
 2. Include a letter with your application titled (Labor Status) addressing the status of the current labor negotiations. Include, date of last negotiation contact, remaining issues that need to be resolved and an estimated completion date.

10. ESTABLISHING EXCHANGE WAGERING ACCOUNTS

NOTICE TO APPLICANT: CHRB Rule 2089.5 provides that specific provisions must be met to establish an exchange wagering account. Business and Professions Code section 19604.5 (c) provides in part only natural persons with valid exchange wagering accounts may place wagers through an exchange. To establish an exchange wagering account, a *natural* person shall be at least 18 years of age and a resident of California or of another jurisdiction within which the placement of exchange wagers would not be unlawful under United States federal law or the law of that jurisdiction.

- A. Provide a detailed listing of the procedures to be used for establishing an account (must comply with rule 2089.5):
- B. Provide a copy of the form and terms of agreement used to establish an account for an account holder.
- C. Name and address of the third party you will use to verify identity, residence and age verification:

11. LOCATION AND PHYSICAL PLANT

- A. Do you have a call center to accept verbal wagers? Yes No
If so, what is the name, address and phone number of the location?
- B. What is the website address available for patrons to place wagers:
- C. Do you have a location in which patrons can place a wager in person: Yes No
If so, what is the name, address and phone number of the location?

12. OPERATION OF EXCHANGE WAGERING ACCOUNTS

- A. Submit a copy of your detailed operating plan pursuant to CHRB Rule 2086.6. Plan must include all items outlined in CHRB Rule 2086.6 including:
 - 1. a detailed report of the daily operation of the exchange
 - 2. a description of policy to prevent commingling of account holders' funds with any other funds.
 - 3. management policy of customer accounts including deposit, withdrawals, debits and credits.
- B. List the type of deposits you will accept:
- C. Identify any fees or transaction-related charges and the amount that will be assessed:

13. SECURITY POLICY

NOTICE TO APPLICANT: Business and Professions Code section 19604.5 (d) provides in part the Board shall approve, as part of the exchange wagering licensee's application for an exchange wagering license, security policies and safeguards to ensure player protection and integrity, including, but not limited to, provisions governing the acceptance of electronic applications for *natural* persons establishing exchange wagering accounts, location and age verification confirmation for *natural* persons establishing exchange wagering accounts, the use of identifying factors

to ensure security of individual accounts, and the requirements for management of funds in exchange wagering accounts. An exchange wagering licensee may not accept a wager, or series of wagers, if the results of the wager or wagers would create a liability for the exchange wagering account holder that is in excess of the funds on deposit in the exchange wagering account of that holder.

- A. Attach your security access policy and safeguards pursuant to Business and Professions Code section 19604.5 (d). Policy must include the following:
 - 1. Description of the technology to ensure identity, residence, and age verification when an account is established:
 - 2. Description of the technology to ensure confidentiality of the means of personal identification:
 - 3. Methods available for account holders to withdraw funds from their account:

- B. Attach a copy of your information security incident management policy.
 - 1. Have you had any computer related security issues this year, or in the last year, with data, data storage or hardware? Yes No
 - 2. If yes, please identify the issue.

- C. Provide the name, address, phone number and hours of operation of the location in which the physical and electronic data will be will be stored:

14. ENFORCEMENT OVERSIGHT

NOTICE TO APPLICANT: Business and Professions Code section 19604.5 (d) provides in part the Board shall approve, as part of the exchange wagering licensee's application for an exchange wagering license, security policies and safeguards to ensure player protection and integrity. CHRB Rule 2091.5 (b) states the exchange provider shall immediately notify the Board if it suspends an account due to probable fraud in connection with exchange wagering. The provider shall also submit to the Board a written account of the suspension.

- A. Identify the physical location of the applicant's security oversight operation.

- B. Attach an organizational chart including chain of command and contact information (phone number and email address) for key members of the applicant's security oversight operation.

- C. Describe what forensic and analytical tools will be used for the oversight/enforcement of exchange wagering security.

15. CONTRACTS AND AGREEMENTS

- A. List name, address and phone number of all organizations you will contract with to facilitate exchange wagering:

<u>Company name, address and phone:</u>	<u>Describe services:</u>

16. ADVERTISING

- A. Name and address of the advertising agency you will use:
- B. Describe marketing strategies planned for exchange wagering:
- C. What marketing contribution is the applicant making to the California horse racing industry?
- D. What innovative programs have been created by the applicant to help invigorate the California horse racing industry?
- E. Will there be rebate programs offered? If so, identify the programs.

17. CERTIFICATION

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 to attest to this application.

Print Name

Signature

Print Title

Date

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
PROPOSED ADDITION OF
ARTICLE 27. EXCHANGE WAGERING
RULE 2086.6. OPERATING PLAN REQUIRED

Regular Board Meeting
June 20, 2013

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2086.6. Operating Plan Required.

As part of the exchange wagering license application, and any renewal application, the applicant shall submit a detailed operating plan ~~in a format and containing such information as required by the Board.~~ At a minimum, the ~~The~~ operating plan shall address the following:

- (a) A detailed report of the daily operation of the exchange.
- (b) Management of customer accounts including deposits, withdrawals, debits and credits. This shall include:
 - (1) A policy to prevent commingling of funds; and
 - (2) Evidence of an established account with an a Federal Deposit Insurance Corporation (FDIC) insured bank in which all funds of the account holders will be deposited. This shall include evidence that account holder's funds are segregated and held in a separate FDIC insured bank account of the exchange provider, and that the funds shall not be used for any purpose other than those required by the account holder's exchange wagering transactions.

(c) Technology and hardware and software systems information, which shall include a data security policy as provided under Business and Professions Code section 19604.5(d), as well as a policy for the notification of the Board and account holders of any unauthorized access that may compromise account holders' personal information.

(d) Financial information that demonstrates the financial resources to operate an exchange and a detailed budget that shows anticipated revenue, expenditures and cash flows by month projected for the term of the license.

(e) Document retention policies including those related to account holder personal information and wagering information.

(f) A customer complaint and conflict resolution process.

(g) Programs for responsible wagering.

(h) The requirements for exchange wagering accounts established and operated for natural persons whose principal residence is outside of the state, which for the purposes of these rules, shall apply only to wagering on California races.

~~(i) The operating plan submitted pursuant to this regulation, and any subsequent updates or changes to such operating plan, shall be exempt from disclosure pursuant to Government Code section 6254(k) and non-disclosable to the public.~~

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5(e)(4),
Business and Professions Code.
~~Section 6254(k),~~
~~Government Code.~~

CALIFORNIA HORSE RACING BOARD
 TITLE 4. CALIFORNIA CODE OF REGULATIONS
 PROPOSED ADDITION OF
ARTICLE 27. EXCHANGE WAGERING
RULE 2086.7. EXCHANGE WAGERING DATA

Regular Board Meeting
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2086.7. Exchange Wagering Data.

(a) For the purposes of ~~pari-mutuel~~ ~~pari-mutuel~~ accounting and settlement of exchange revenues according to contract, as well as reporting and analysis of data related to exchange wagering, the exchange provider shall furnish the nonprofit horse racing data base, *CHRIMS Inc.*, ~~as designated by the Board~~ with ~~the following~~ a data interface and the following listed data in a format agreed upon by the exchange provider and *CHRIMS Inc.* ~~the nonprofit horse racing data base~~:

(1) A daily reconciliation of the amounts settled by the exchange provider and its account holders, including but not limited to:

(A) Race date, event, race number, wagering interests, breed type;

(B) Post time of race, start time of race, finish time of race;

(C) Winning, losing and net wagers;

(D) Wagers by type before race; by winning, losing, and net wagers, odds, amounts, backer, layer;

(E) Wagers by type during race; by winning, losing and net wagers, odds, amounts, backer, layer;

(F) Cancellations of wagers made by customers on betting interest; or interests during one event, if any;

(G) Zip code of each account holder;

(H) Percentage or flat fee paid to source of event;

(I) Percentage or flat fee rebated to each account holder, if any.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
PROPOSED ADDITION OF
ARTICLE 27. EXCHANGE WAGERING
RULE 2086.9. FINANCIAL AND SECURITY INTEGRITY AUDITS REQUIRED

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Rule 2086.9. Financial and Security Integrity Audits Required.

(a) Ninety One hundred twenty days after the end of each calendar year the exchange provider shall submit to the Board an annual audited financial statement for its California operations.

(b) On a calendar year basis the provider shall undergo the Statement on Standards for Attestation Engagements 16 (SSAE 16) audits:

- (1) Service Organization Controls I (SOC I) and;
- (2) Service Organization Controls II (SOCII) reports.

(c) The SOC I and SOC II reports shall be submitted to the Board ninety days after the end of the calendar year.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
PROPOSED ADDITION OF
ARTICLE 27. EXCHANGE WAGERING
RULE 2087. SUSPENDING MARKETS

Regular Board Meeting
June 20, 2013

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2087. Suspending Markets.

(a) An exchange provider may suspend a market at any time, including after the race is declared official but before winning wagers are credited, if the provider has reason to suspect that fraud or any other action or inaction by any *natural* person connected with the race raises questions about the integrity and fairness of the market.

(b) The provider shall immediately notify the Board by means of electronic mail any time a market is so suspended. Upon settlement of the market the provider shall submit to the Board a written account of the suspension that at a minimum provides the following information:

- (1) The market suspended;
- (2) The date and time of the suspension;
- (3) The reason for suspending the market;
- (4) The results of the investigation;
- (5) How the market was settled.

(c) Upon the completion of an investigation, the exchange provider shall settle the market as appropriate.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5(k),
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
 TITLE 4. CALIFORNIA CODE OF REGULATIONS
 PROPOSED ADDITION OF
ARTICLE 27. EXCHANGE WAGERING
RULE 2087.6. CANCELLATION OF MATCHED WAGERS

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2087.6. Cancellation of Matched Wagers.

(a) An exchange provider may cancel or void a matched wager or part of a matched wager if required by law or where, in its sole discretion, it determines:

(1) there is a technological failure and the market must be voided; or

(2) there is good cause to suspect that a *natural* person placing a wager through the exchange has breached any term of the *natural* person's agreement with the exchange provider;

(3) it is in the interest of maintaining integrity and fairness in a particular market; or

(4) human error by the exchange wagering provider in recording an exchange wager.

(b) If a matched wager is canceled or voided due to situations described in subparagraphs (a)(1), (a)(2) and (a)(3) of this ~~regulation~~ section, the exchange provider shall notify the Board in writing of its actions and the circumstances that resulted in such action.

(c) An account holder who believes a payout was ~~not made inappropriately disrupted~~ due to the cancellation of a matched wager may submit a claim to the exchange provider in accordance with Rule 2089 of this article.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5(k),
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
PROPOSED ADDITION OF
ARTICLE 27. EXCHANGE WAGERING
RULE 2088.6. CANCELLATION OF UNMATCHED WAGERS

Regular Board Meeting
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2088.6. Cancellation of Unmatched Wagers.

An unmatched wager may be cancelled by the exchange provider at any time before it is matched by the provider to form one or more identically opposing wagers.

(a) The exchange provider may cancel an unmatched wager at any time without cause before it is matched to form one or more identically opposing wagers.

(b) The exchange provider or the account holder who offered the offers an unmatched wager may cancel ~~an~~ that unmatched wager at any time without cause before it is matched to form one or more identically opposing wagers.

Authority: Sections 19420, 19440, 19590 and 19604.5, Business and Professions Code.

Reference: Sections 19593 and 19604.5(j), Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
PROPOSED ADDITION OF
ARTICLE 27. EXCHANGE WAGERING
RULE 2089. ERRORS IN PAYMENTS OF EXCHANGE WAGERS

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2089. Errors in Payments of Exchange Wagers.

If an error occurs in the payment of amounts for exchange wagers, the following shall apply:

(a) In the event the error results in an over-payment to the individuals wagering, the exchange provider shall be responsible for such payment account holder, the exchange provider may prohibit the withdrawal of funds equal to the overpayment. The exchange provider shall ~~immediately~~ within one business day notify the account holder of the overpayment and shall be entitled to recover from such account holder the amount of the overpayment.

(1) An account holder who disputes an overpayment may, within 90 calendar days of the date of the overpayment, request in writing that the Board determine the validity of such overpayment.

(b) In the event the error results in an under-payment:

(1) Within one business day ~~The~~ the exchange provider shall notify the account holder of such underpayment.

(42) An account holder must submit a claim for the underpayment within 30 ~~90~~ calendar days inclusive of the date on which the alleged underpayment occurred. The exchange provider shall investigate such claims and shall pay each claim, or a part thereof, which it determines to be valid, and shall notify the claimant in writing if his claim is rejected as invalid.

(23) Any claim not filed with the exchange provider within 30 ~~90~~ calendar days inclusive of the date on which the alleged under-payment occurred shall be deemed waived and the exchange provider shall have no further liability therefore.

(34) Any *natural* person whose claim is rejected by the exchange provider may, within 15 ~~45~~ calendar days from the date he received the notice of rejection, request in writing that the Board determine the validity of the claim. Failure to file such request with the Board within the said time shall constitute a waiver of the claim.

(45) A hearing shall be held on each such rejected claim timely filed with the Board. The Board shall give notice of such hearing to the claimant and the exchange provider. The Board may determine a claim to be valid, in whole or in part, and thereafter order the exchange provider to pay to the claimant the amount of the claim determined to be valid, or may deny the claim ~~in~~ whole or in part. Any such determination shall be final and binding on all parties.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
PROPOSED ADDITION OF
ARTICLE 27. EXCHANGE WAGERING
RULE 2089.5. REQUIREMENTS TO ESTABLISH AN EXCHANGE WAGERING
ACCOUNT

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2089.5. Requirements to Establish an Exchange Wagering Account.

(a) An exchange wagering account is necessary to place exchange wagers. Exchange wagering accounts may be established by residents of California. Residents of another jurisdiction state may establish exchange wagering accounts provided it is not unlawful under United States federal law or the law of that jurisdiction state to place an exchange wager provided, however, that these rules shall apply only to wagering on California races. An account may be established in person, by mail, telephone, or other electronic media including but not limited to the Internet. Only natural persons may open an account. An account shall not be assignable or otherwise transferable.

(b) The information required to establish an account shall include:

(1) The prospective account holder's full legal name.

(2) The principal residence address of the prospective account holder. Such address shall be deemed the address of record for mailing checks, withdrawals, statements, if any, of the

account, notices, or other correspondence or materials. It is the responsibility of the account holder to notify the exchange provider of any address change.

(3) Telephone number.

(4) Social Security Number or Individual Tax Identification Number.

(5) Certification or other proof that the applicant is at least 18 years of age.

(c) An exchange provider shall employ electronic verification with respect to each prospective account holder's name, principal residence address, date of birth and social security number at the time of the account establishment by a Board-approved national, independent, individual reference company or another independent technology approved by the Board which meets or exceeds the reliability, security, accuracy, privacy and timeliness provided by individual reference service companies.

(d) An exchange provider may refuse to establish an account, or may cancel or suspend a previously established account, without notice, if it is found finds that any information supplied by the prospective account holder is untrue or incomplete, or for any other reason as determined by the exchange provider.

(1) If the exchange provider cancels a previously established account, within five business days it shall return to the account holder at the address of record any funds held in the account.

(e) If an exchange provider or an affiliate of such provider is also licensed by the Board to conduct advance deposit wagering, the exchange provider may offer holders of existing advance deposit wagering accounts held with such exchange provider or such affiliate a convenient method of establishing an exchange wagering account by verifying information on file for the existing advance deposit wagering account.

(f) The exchange provider shall have the right to suspend or close any account at its discretion.

(g) The account applicant shall supply the exchange provider with a means of personal identification to be used by the account holder to access his account. Exchange wagering accounts are for the use only of the account holder and the account holder is responsible to maintain the secrecy of the account number and means of personal identification. The account holder must immediately notify the exchange provider of any breach of security for the account.

(h) Each account shall have a unique identifying account number. The exchange provider shall inform the account holder of the assigned account number and provide a copy of the exchange provider's exchange wagering procedures, terms, and conditions, as well as any information that pertains to the operation of the account.

(i) Each exchange provider shall, at all times, comply with Internal Revenue Service (IRS) requirements for reporting and withholding proceeds from exchange wagers by account holders and shall, following the credit to an account for a winning exchange wager, send to any account holder who is subject to IRS reporting or withholding a Form W2-G summarizing the information for tax purposes. Upon written request by an account holder, the exchange provider shall provide the account holder with summarized tax information on exchange wagering activities.

(j) All wagering conversations, transactions or other wagering communications through the exchange wagering system, verbal or electronic, shall be recorded by means of electronic media, and the tapes or other records of such communications shall be kept by the entity for at least 180 days, ~~unless otherwise directed by the Board~~ *The Board may direct the entity to retain such records for an additional period of one year past the 180 days for purposes including but*

not limited to conducting an investigation, an audit or an ongoing wagering inquiry. These tapes and other records shall be made available to the Board upon request or order by the Executive Director.

(k) Upon request of the account holder the exchange provider shall provide a statement detailing account activity for the immediate 30 days prior to the request. Unless the exchange provider receives written notice disputing the statement within 14 calendar days of the date a statement is forwarded, it shall be deemed to be correct.

(l) No employee or agent of the exchange provider shall divulge any confidential information related to the placing of any exchange wager or any confidential information related to the operation of the exchange wagering system without the consent of the account holder, except to the account holder as required by this article, the Board, and as otherwise required by state or federal law.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
PROPOSED ADDITION OF
ARTICLE 27. EXCHANGE WAGERING
RULE 2091.5. SUSPENDING AN EXCHANGE WAGERING ACCOUNT

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2091.5. Suspending an Exchange Wagering Account.

(a) An exchange provider may suspend any exchange wagering account if the provider has reason to believe that the account holder may have committed acts of fraud in connection with exchange wagering or any other action or inaction which threatens the integrity or fairness of any exchange wagering, or is otherwise ineligible to hold the account.

(b) The exchange provider shall immediately notify the Board by electronic mail if it suspends an account due to fraud in connection with exchange wagering or any other action or inaction which threatens the integrity or fairness of any exchange wagering. The provider shall also submit to the Board a written account of the suspension that at minimum states:

- (1) The name of the *natural* person whose account was suspended;
- (2) The date and time of the suspension;
- (3) The reason for suspending the account;
- (4) The results of any investigation associated with the suspension of the account.

(c) Funds in a suspended account shall be maintained by the exchange provider until such time as any investigation associated with the suspension is complete and/or the account is no longer suspended.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5,
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
 TITLE 4. CALIFORNIA CODE OF REGULATIONS
 PROPOSED ADDITION OF
ARTICLE 27. EXCHANGE WAGERING
RULE 2092.5. PROHIBITIONS ON WAGERS TO LAY A HORSE TO LOSE

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2092.5. Prohibitions on Wagers to Lay a Horse to Lose.

(a) No exchange wager that lays a horse to lose may be made by a *natural* person who owns such horse in whole or in part, nor shall an exchange wager to lay the horse to lose be made by:

- (1) The trainer, ~~or~~ assistant trainer or substitute trainer who trains the horse;
- (2) The authorized agent who represents the owner of the horse;
- (3) The jockey or driver who rides or drives the horse;
- (4) The jockey agent who represents the jockey who rides the horse;
- (5) The valet who attends the jockey; ~~or~~
- (6) Any stable employee of the trainer who trains the horse.;
- (7) The veterinarian or any assistant to the veterinarian providing services to the trainer who trains the horse.

(b) Nor shall any of the *natural* persons named in subsection (a) through (a)(7) of this regulation instruct another *natural* person to lay a horse to lose on their behalf, or receive the whole or any part of any proceeds of such a lay.

(c) No exchange wagering account shall be used to lay a horse to lose, except by the account holder. All wagers that lay a horse to lose will be presumed to be effected by, and for the benefit of, the account holder.

(d) Nothing herein is intended to otherwise alter the applicability or application of Rule 1970.

(e) Individuals prohibited from wagering under Rule 1969 Shall be prohibited from placing an exchange wager while on duty at a race meeting or off-track wagering facility, including an out-of-state-Hub.

Authority: Sections 19420, 19440, 19590 and 19604.5,
Business and Professions Code.

Reference: Sections 19593 and 19604.5(e)(3)(A),
Business and Professions Code.

CALIFORNIA HORSE RACING BOARD
 TITLE 4. CALIFORNIA CODE OF REGULATIONS
 PROPOSED ADDITION OF
ARTICLE 27. EXCHANGE WAGERING
RULE 2092.6. SUSPENSION OF OCCUPATIONAL LICENSE

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2092.6. Suspension of Occupational License.

(a) The Board of Stewards may suspend the occupational license of any natural person if, after a preliminary hearing, it determines there is probable cause to believe that such natural person may have has committed acts of fraud in connection with exchange wagering or any other action or inaction which threatens the integrity or fairness of any exchange wagering.

(b) Such suspension of license shall be for a period of time designated by the Board of Stewards, unless otherwise determined by the Board, provided that any such suspension under this section shall be limited to ten days and, if probable cause that a violation has occurred has been found, a hearing under Business and Professions Code section 19461 to determine whether a licensee has committed a violation of the rules must be held before any further discipline may be imposed.

(c) The licensee may make an appeal to the Board by complying with the provisions of Rule 1761 of this division.

Authority: Sections 19420, 19440, 19460, 19461, 19590 and 19604.5,

Business and Professions Code.

Reference: Sections 19461, 19593 and 19604.5,
Business and Professions Code.

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD ON THE APPROVAL
OF THE 2013-14 AGREEMENT PROVIDING
FUNDING SUPPORT FOR THE BOARD

Regular Board Meeting
June 20, 2013

BACKGROUND

Business and Professions Code section 1961.51 (a) states the notwithstanding any other provision of law, and in lieu of any license fee payable to the state prescribed for or referred to in Section 19491, 1949.5, 19596.3, 19601, 19601.2, 19602, 19603, 19604, 19605.25, 19605.35, 19605.45, 19605.6, 19605.7, 19605.71, 19606.5, 19606.6, 19610.8, 19611, 19612, 19614, 19616, 19616.1, 19616.2, or 19641, any association or fair that conducts a racing meeting shall only pay a license fee to the state to fund the Board and the equine drug testing program as follows:

- (1) All racing associations and fairs including all breeds of racing shall participate in the funding of the Board in accordance with the formula devised by the Board in consultation with the industry.
- (2) The baseline funding for the Board and equine drug testing program in the first fiscal year after the enactment of this section shall be the amount approved in the 2008-09 Budget Act.
- (3) Adjustment to the funding in subsequent budget years may only be made by an act of the Legislature.

For the 2013-14 fiscal year, the CHRB's operating budget as determined by the Governor's Budget is \$11,639,000 and such amount shall be subject to change in future years.

ANALYSIS

The CHRB support formula was developed in consultation with the horse racing industry. As in prior years, the formula is based upon the license fees that would have been paid to the State of California had the Senate Bill 16 (SB16) not been enacted. The following mechanism was used to develop the formula:

- The projected commingled handle was multiplied by the pre SB16 license fee rate for each host track to arrive at the estimated pre SB16 license fees for the fiscal year 2013-14.
- The CHRB support percentages were calculated by dividing the CHRB approved budget by the estimated pre SB16 license fees. The rate for the 2013-14 fiscal year will be 52.65 percent.
- The same procedure was followed to calculate the Fairs and Expositions (F/E) recapture payments. The rate for the 2013-14 fiscal year will be 4.16 percent.

Fiscal year 2013-14 is the fifth year the CHRBR support formula is in effect to provide for the CHRBR support funding. Table 1 below shows the CHRBR approved budgets and the CHRBR support fee rates used to fund the CHRBR operations.

Table 1. Historical Percent of License Fee Savings absorbed by CHRBR budget

Fiscal Year	CHRBR Approved Budget	CHRBR Support Fee Rate
2009-10	\$11,833,000	42.6%
2010-11	\$11,734,000	48.8%
2011-12	\$11,716,000	57.8%
2012-13	\$11,590,000	52.65%
2013-14	\$11,639,000	52.65%

The CHRBR support fee rate is an estimate, and depending on handle activity there may be over/under payments made for CHRBR support and F/E support and F/E recapture payments. The CHRBR and the industry recognize that a determination of over/under payment amounts will be necessary at the end of each fiscal year. The industry has agreed to fund underpayments within ten business days. For overpayments, the industry will get a credit towards amounts due in the following year. See attachments as follows:

- Attachment I- Board Support/ F & E Recapture- Model for 7/1/2013- 6/30/2014
- Attachment II- Industry's Agreement
- Attachment III- Industry Projection

As of June 13, 2013 industry representatives had agree to the CHRBR support formula. However, due to logistics we do not have all the signatures attached to the agreement. We are missing Los Alamitos Quarter Horse Racing Association signature.

RECOMMENDATION

Staff recommends that the Board approve the funding formula for fiscal year 2013-14.

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD
REGARDING THE ALLOCATION OF
2014/2015 NIGHT RACING DATES
AT LOS ALAMITOS AND CAL EXPO

Regular Board Meeting
June 20, 2013

BACKGROUND

Business and Professions Code section 19530 provides the Board the authority to allocate racing weeks to an applicant pursuant to the provisions of the horse racing law and to specify such racing days, dates, and hours for horse racing meetings as will be in the public interest, and will subserve the purposes of the law. Business and Professions Code section 19531 states the Board shall make allocations for racing weeks, including simultaneous racing between zones as it deems appropriate. The maximum number of racing weeks that may be allocated for horse racing other than at fairs, shall be as follows: (a) For thoroughbred racing: 44 weeks per year in the northern zone; 42 weeks per year in the central zone; and seven weeks per year in the southern zone. (b) For harness racing: 25 weeks per year in the northern zone. (c) For quarter horse racing: 25 weeks per year in the northern zone. (d) For harness racing and quarter horse racing: a total of 77 weeks per year in the combined central and southern zones. Business and Professions Code section 19532(a) specifies any association licensed to conduct thoroughbred racing in the northern zone may receive no more than 35 weeks of that racing. (b) Any association licensed to conduct thoroughbred racing in the central zone may receive no more than 17 weeks of that racing, except that any association which conducts a split meeting may receive up to 20 weeks of that racing. No more than one such split meeting may be licensed in any one year. Business and Professions Code section 19549 provides the maximum number of racing weeks that may be allocated to a fair shall be four weeks each, except under specified conditions.

Board Rule 1430, Allocation of Racing Weeks and Dates, states the Board shall allocate racing weeks and dates for the conduct of horse racing in this State for such time periods and at such racing facilities as the Board determines will best subserve the purposes of the Horse Racing Law and which will be in the best interests of the people of California in accord with the intent of the Horse Racing Law.

In preparation for discussion regarding 2014 and 2015 race date allocations, the industry was asked to submit proposed race dates as well as any information or plans related to its 2014/2015 race date requests. Proposals for night racing dates were received for quarter horse racing at Los Alamitos and harness racing at Cal Expo.

ANALYSIS**2014 RACE REQUESTS****HARNESS RACING AT CAL EXPO**

2014 proposed harness race dates at Cal Expo are:

- Harness racing at Cal Expo - December 26, 2013 through June 14, 2014
- Harness racing at Cal Expo - October 1, 2014 through December 24, 2014

The harness racing dates will be operated by Watch and Wager LLC.com

LOS ALAMITOS RACING ASSOCIATION

LARA submitted its request for the following 2014 race dates:

- LARA at Los Alamitos - December 27, 2013 through December 21, 2014

LARA will apply to race 3 days per week (Friday through Sunday) except for Sunday February 9, 2014. LARA also requests flexibility to request thoroughbred race dates should business and horse industry interests warrant this addition.

2015 RACE REQUESTS**HARNESS RACING AT CAL EXPO**

Cal Expo submits that for 2015 it believes Watch and Wager will wish to conduct harness racing in 2015 on a schedule similar to 2013 and 2014. Consequently, it respectfully requests that the 2015 racing calendar include the possibility of two harness race meetings:

One from late December 2014 to mid June 2015, and

One from early October 2015 to late December 2015. The exact dates to be determined.

The harness racing dates will be operated by Watch and Wager LLC.com

LOS ALAMITOS RACING ASSOCIATION

LARA submitted its request for the following 2015 race dates:

- LARA at Los Alamitos - December 26, 2014 through December 21, 2015

LARA will apply to race 3 days per week (Friday through Sunday) except for Sunday February 9, 2015. LARA also requests flexibility to request thoroughbred race dates should business and horse industry interests warrant this addition.

RECOMMENDATION

Staff recommends the Board hear from the parties.

PROPOSED 2014 Northern California Harness Race Dates # 2

Submitted by California - Exposition and State Fair

HARNES RACING DATES (12/26/13 - 6/14/14)
HARNES RACING DATES (10/1/14 - 12/24/14)

December

Sun	Mon	Tue	Wed	Thu	Fri	Sat
			25	26	27	28
29	30	31				

January

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

February

Sun	Mon	Tue	Wed	Thu	Fri	Sat
						1
2	3	4	5	6	7	8
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23	24	25	26	27	28	

March

Sun	Mon	Tue	Wed	Thu	Fri	Sat
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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
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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
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July

Sun	Mon	Tue	Wed	Thu	Fri	Sat
		1	2	3	4	5
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August

Sun	Mon	Tue	Wed	Thu	Fri	Sat
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September

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October

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November

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December

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*Harness Racing dates operated by Watch and Wager LLC.

PROPOSED - 2014 SOUTHERN CALIFORNIA - LOS ALAMITOS RACE DATES # 2

Submitted By Los Alamitos Racing Association (Quarter Horse Racing)

LOS ALAMITOS RACING CALENDAR (12/27/14 - 12/21/14)

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
22	23	24	25	26	27	28
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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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June						
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July						
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August						
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September						
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October						
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November						
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December						
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Regular Board Meeting

PROPOSED - 2015 SOUTHERN CALIFORNIA LOS ALAMITOS RACE DATES # 2

Submitted By Los Alamitos Racing Association

LOS ALAMITOS RACING CALENDAR (12/26/14 - 12/21/15)

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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January						
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February						
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March						
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April						
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May						
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June						
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July						
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August						
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September						
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October						
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November						
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December						
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STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD
REGARDING THE ALLOCATION OF THE
NORTHERN CALIFORNIA 2014/2015 RACE DATES
AND RELATED ISSUES FOR 2014/2015

Regular Board Meeting
June 20, 2013

BACKGROUND

Business and Professions Code section 19530 provides the Board the authority to allocate racing weeks to an applicant pursuant to the provisions of the horse racing law and to specify such racing days, dates, and hours for horse racing meetings as will be in the public interest, and will subserve the purposes of the law. Business and Professions Code section 19531 states the Board shall make allocations for racing weeks, including simultaneous racing between zones as it deems appropriate. The maximum number of racing weeks that may be allocated for horse racing other than at fairs, shall be as follows: (a) For thoroughbred racing: 44 weeks per year in the northern zone; 42 weeks per year in the central zone; and seven weeks per year in the southern zone. (b) For harness racing: 25 weeks per year in the northern zone. (c) For quarter horse racing: 25 weeks per year in the northern zone. (d) For harness racing and quarter horse racing: a total of 77 weeks per year in the combined central and southern zones. Business and Professions Code section 19532(a) specifies any association licensed to conduct thoroughbred racing in the northern zone may receive no more than 35 weeks of that racing. (b) Any association licensed to conduct thoroughbred racing in the central zone may receive no more than 17 weeks of that racing, except that any association which conducts a split meeting may receive up to 20 weeks of that racing. No more than one such split meeting may be licensed in any one year. Business and Professions Code section 19549 provides the maximum number of racing weeks that may be allocated to a fair shall be four weeks each, except under specified conditions.

Board Rule 1430, Allocation of Racing Weeks and Dates, states the Board shall allocate racing weeks and dates for the conduct of horse racing in this State for such time periods and at such racing facilities as the Board determines will best subserve the purposes of the Horse Racing Law and which will be in the best interests of the people of California in accord with the intent of the Horse Racing Law.

ANALYSIS

At the May 23, 2013 Regular meeting the Board allocated the following southern California thoroughbred 2014/2015 race dates blocks, with the actual live race dates to be determined at the time applications are submitted to the Board:

2014/2015 SOUTHERN CALIFORNIA THOROUGHBRED RACE DATES

2014

LOS ANGELES TURF CLUB

- LATC at Santa Anita - December 26, 2013 to July 6, 2014
- LATC II at Santa Anita - September 25, 2014 to November 2, 2014

DEL MAR THOROUGHBRED CLUB

- DMTC at Del Mar July 16, 2014 to September 3, 2014
- DMTC at Del Mar November 5, 2014 to December 7, 2014

POMONA/FAIRPLEX (LOS ANGELES COUNTY FAIR ASSOCIATION)

- September 4, 2014 to September 23, 2014

2015

LOS ANGELES TURF CLUB

- LATC at Santa Anita - December 26, 2014 to July 5, 2015
- LATC II at Santa Anita - September 26, 2015 to October 25, 2015

DEL MAR THOROUGHBRED CLUB

- DMTC at Del Mar July 15, 2015 to September 7, 2015
- DMTC at Del Mar October 28, 2015 to December 6, 2015

POMONA/FAIRPLEX (LOS ANGELES COUNTY FAIR ASSOCIATION)

- September 10, 2015 to September 25, 2015

The allocation of the 2014/2015 Northern California thoroughbred and fair circuit race dates was postponed to allow the stakeholders an opportunity to resolve any potential issues and return to the Board with proposed 2013 Northern California races dates.

Proposals for Northern California race dates were received from Pacific Racing Association (PRA); Santa Rosa County Fair at Sonoma, California Authority of Racing Fairs (CARF), on behalf of the Northern California CARF fairs; California Exposition and State Fair (State Fair and harness; Watch and Wager LLC.) (Cal Expo).

Subsequent to the May 23, 2013 Board meeting, the following proposals were received for 2014/2015 Northern California Race Dates:

2014 NORTHERN CALIFORNIA RACE REQUESTS

PACIFIC RACING ASSOCIATION

PRA submitted its request for the following 2014 race dates:

- PRA at Golden Gate Fields - December 26, 2013 to June 29, 2014 (Winter/spring race meeting)
- PRA II at Golden Gate Fields – August 15, 2014 to September 21, 2014 (Summer race meeting)
- PRA at Golden Gate Fields – October 13, 2014 to December 14, 2014 (Fall race meeting)

SONOMA COUNTY FAIR AT SANTA ROSA

SCF submitted its request for the following 2014 race dates:

- July 23, 2014 – August 10, 2014

PRA and SCF's proposals are identical to the proposals presented at the May 23, 2013 meeting of the Board.

The California Authority of Racing Fairs (CARF) on behalf of the Northern California CARF fairs submitted its request for the following 2014 race dates:

- Alameda County Fair (ACF) at Pleasanton – June 18, 2014 to July 6, 2014
- Cal Expo - July 9, 2014 to July 20, 2014 (Cal Expo submitted a separate request for July 9 – July 22, 2014)
- Humboldt County Fair (HCF) at Ferndale – August 6, 2014 to August 17, 2014
- San Joaquin County Fair at Stockton – September 17, 2014 to September 28, 2014
- Fresno County Fair at Fresno – October 1, 2014 to October 13, 2014

CARF's date's proposal reflects proposed live race dates and simulcast days.

CARF's proposal also included the following dates for Sonoma County Fair at Santa Rosa and PRA at Golden Gate Fields. (Sonoma County Fair is no longer a CARF fair effective, April 2, 2013)

- Sonoma County Fair at Santa Rosa- July 23, 2014 – August 3, 2014
- PRA at Golden Gate Fields – December 26, 2013 to June 15, 2014
- PRA at Golden Gate Fields – August 20, 2014 to September 14, 2014
- PRA at Golden Gate Fields – October 15, 2014 to December 21, 2014

This proposal is identical to the proposal presented at the May 23, 2013 meeting of the Board.

CARF submits that in order to continue discussion of multiple-year calendars and to allow for the transitional planning which would be required for fairs, they respectfully request that the Board approve the following race dates for GGF:

December 26, 2013 through June 15, 2014
 October 15, 2014 through December 21, 2014

In addition, CARF is requesting that the Board defer a decision on 2014 summer racing dates until the Board's September regular meeting, by which time the Sonoma County Fair in Santa Rosa and Humboldt County Fair in Ferndale will have concluded their 2013 race meetings.

CARF believes that this approach would allow for an initial decision confirming most of the dates that GGF has requested for 2014. These non-summer dates represent a large segment of the annual racing calendar in Northern California, so approval of these dates would allow GGF to plan ahead for most of 2014. At the same time, this approach would give Fair Boards a chance to consider potential changes to the summer fair racing calendar in Northern California for 2014 and 2015.

In conjunction with the CARF request to defer a decision on 2014 summer racing dates until the Board's September regular meeting, the California Exposition and State Fair, has also respectfully requested that the Board's discussion and decision regarding 2014 and 2015 Northern California Fairs race dates be continued until the end of the summer Fair season. The request is based on a number of factors including the impending opening of the state fair and the Alameda County Fairs. Both fairs have new CEO's that are working to produce successful face meetings. In addition there are significant changes this summer at the Sonoma County and San Joaquin county fairs. Given the amount of change, Cal Expo submits that it seems prudent to get through the bulk of the Northern California Fair Race meetings this summer so that all parties can better evaluate the fairs future.

CAL Expo submits that in order for GGF to plan appropriately for the first half of 2014, the Board could approve the 2014 spring race dates at GGF up to June 15, 2014.

PRA's date's proposal and CARF's proposed Northern California calendars **overlap** on the following dates:

PRA Proposed Race Dates:

PRA at GGF: December 26, 2013 to June 29, 2014

CARF Proposed Race Dates:

ACF at Pleasanton: June 18, 2014 to July 6, 2014

Eight days overlap; June 19, 20, 21, 22, 26, 27, 28 & 29

PRA Proposed Race Dates:

PRA at GGF: August 15, 2014 to September 21, 2014

CARF Proposed Race Dates:

HCF at Ferndale: August 6, 2014 to August 17, 2014

Four days overlap: August 14, 15, 16, and 17

PRA Proposed Race Dates:

PRA at GGF: August 15, 2014 to September 21, 2014

CARF Proposed Race Dates:

San Joaquin County Fair at Stockton: September 17, 2014 to September 28, 2014

One days overlap: October 13

PRA Proposed Race Dates:

PRA at GGF: October 13, 2014 to December 14, 2014

CARF Proposed Race Dates:Fresno District Fair: October 1, 2014
to October 13, 2014

Five days overlap: September 17, 18, 19, 20 and 21

CALIFORNIA EXPOSITION AND STATE FAIR

Cal Expo submitted its request for the following 2014 race dates for state fair racing:

- Cal Expo (State Fair) - July 9, 2014 – July 22, 2014

Cal Expo request approval to readdress its request after a determination of the Southern California dates allocation has been approved.

POSSIBLE THOROUGHBRED RACING AT CAL EXPO

Cal Expo is open to discussing additional racing dates at Cal Expo outside of the annual State Fair. It has been suggested that the dates of August 13, 2014 through September 3, 2014 should be considered. These dates might consist of 10 live racing days and 12 simulcast days. However, Cal Exp submits that such racing would need the input and support of California's racing industry.

2015 RACE REQUESTS**PACIFIC RACING ASSOCIATION**

PRA submitted its request for the following 2015 race dates:

- PRA at Golden Gate Fields - December 26, 2014 to June 28, 2015 (Winter/spring race meeting)
- PRA II at Golden Gate Fields – August 14, 2015 to September 27, 2015 (Summer race meeting)
- PRA at Golden Gate Fields – October 12, 2015 to December 20, 2015 (Fall race meeting)

SONOMA COUNTY FAIR AT SANTA ROSA

SCF submitted its request for the following 2015 race dates:

- July 22, 2015 – August 9, 2015

CALIFORNIA AUTHORITY OF RACING FAIRS

CARF on behalf of the Northern California CARF fairs submitted the following two scenario proposals for its 2015 race dates:

SCENARIO A

- Alameda County Fair (ACF) at Pleasanton – June 24, 2015 to July 19, 2015
- Humboldt County Fair (HCF) at Ferndale – August 5, 2015 to August 16, 2015

- Cal Expo – August 19, 2015 to September 7, 2015
- San Joaquin County Fair at Stockton – September 23, 2015 to October 4, 2015
- Fresno County Fair at Fresno – October 7, 2015 to October 18, 2015

CARF's proposed Scenario A reflects proposed live race dates and simulcast days.

CARF's proposed Scenario A also included the following dates for Sonoma County Fair at Santa Rosa and PRA at Golden Gate Fields. (Sonoma County Fair is no longer a CARF fair effective, April 2, 2013)

- Sonoma County Fair at Santa Rosa- July 22, 2015 – August 2, 2015
- PRA at Golden Gate Fields – December 25, 2014 to June 21, 2015
- PRA at Golden Gate Fields – October 21, 2015 to December 20, 2015

PRA's dates proposal and CARF's proposed scenario A Northern California calendar **overlaps** on the following dates:

PRA Proposed Race Dates:

PRA at GGF: December 25, 2014 to June 28, 2015

CARF Proposed Race Dates:

ACF at Pleasanton: June 24, 2015 to July 19, 2015

Five days overlap: June 24, 25, 26, 27, 28

PRA Proposed Race Dates:

PRA at GGF: August 14, 2015 to September 27, 2015

CARF Proposed Race Dates:

HCF at Ferndale: August 5, 2015 to August 16, 2015

Five days overlap: August 12,13,14,15, 16

PRA Proposed Race Dates:

PRA at GGF: August 14, 2015 to September 27, 2015

CARF Proposed Race Dates:

Cal Expo: August 19, 2015 to September 7, 2015

16 days overlap: August 19,20,21,22,23,26,27,28,29,30,2,3,4,5, 6, 7

PRA Proposed Race Dates:

PRA at GGF: August 14, 2015 to September 27, 2015

CARF Proposed Race Dates:

San Joaquin County Fair at Stockton: September 23, 2015 to October 4, 2015

Five days overlap: September 23, 24, 25, 26, and 27

PRA Proposed Race Dates:

CARF Proposed Race Dates:

PRA at GGF: October 12, 2015 to December 20, 2015 Fresno District Fair: October 7, 2015
to October 18, 2015
Five days overlap: October 12, 14, 15, 16, 17, and 18

SCENARIO B

- Alameda County Fair (ACF) at Pleasanton – June 17, 2015 to July 5, 2015
- Humboldt County Fair (HCF) at Ferndale – August 5, 2015 to August 16, 2015
- Cal Expo – July 8, 2015 to July 19, 2015
- San Joaquin County Fair at Stockton – September 23, 2015 to October 4, 2015
- Fresno County Fair at Fresno – October 7, 2015 to October 18, 2015

CARF's Scenario B proposal reflects proposed live race dates and simulcast days.

CARF's Scenario B proposal also included the following dates for Sonoma County Fair at Santa Rosa and PRA at Golden Gate Fields. (Sonoma County Fair is no longer a CARF fair effective, April 2, 2013)

- Sonoma County Fair at Santa Rosa- July 22, 2015 – August 2, 2015
- PRA at Golden Gate Fields – December 25, 2014 to June 14, 2015
- PRA at Golden Gate Fields – August 19, 2015 to September 20, 2015
- PRA at Golden Gate Fields – October 21, 2015 to December 20, 2015

PRA's dates proposal and CARF's proposed Scenario B Northern California calendar **overlaps** on the following dates:

PRA Proposed Race Dates:

PRA at GGF: December 25, 2014 to June 28, 2015

CARF Proposed Race Dates:

ACF at Pleasanton: June 17, 2015 to July 5, 2015

Ten days overlap; June 17, 18, 19, 20, 21, 24, 25, 26, 27, 28

PRA Proposed Race Dates:

PRA at GGF: August 14, 2015 to September 27, 2015

CARF Proposed Race Dates:

HCF at Ferndale: August 5, 2015 to August 16, 2015

Five days overlap: August 12,13,14,15, 16

PRA Proposed Race Dates:

PRA at GGF: August 14, 2015 to September 27, 2015

CARF Proposed Race Dates:

San Joaquin County Fair at Stockton:
September 23, 2015 to October 4, 2015

Five days overlap: September 23, 24, 25, 26, and 27

PRA Proposed Race Dates:

PRA at GGF: October 12, 2015 to December 20, 2015

CARF Proposed Race Dates:Fresno District Fair: October 7, 2015
to October 18, 2015

Five days overlap: October 12, 14, 15, 16, 17, and 18

CALIFORNIA EXPOSITION AND STATE FAIR

Cal Expo submitted the following information regarding its 2015 State Fair and Cal Expo Thoroughbred Racing Dates:

Although it plans to operate the 2015 State Fair in July of 2015, it has been approached by members of the racing industry, suggesting that the State Fair shift its fair dates back to the end of the summer to encompass the Labor Day weekend. While the State Fair is open to prudently dialoguing with industry leaders on this item, such discussion could not be adequately held until much later in the year. Discussion would need to be broad based to include the racing industry, as well as other fair industry partners that would be impacted by such date changes. In addition the timing and possible impacts of Cal Expo's Renewal Plan would also need to be carefully considered.

RECOMMENDATION

Staff recommends the Board hear from the parties.

PROPOSED - 2014 NORTHERN CALIFORNIA RACE DATES

2

SUBMITTED BY GOLDEN GATE FIELDS

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
22	23	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	

Golden Gate Fields (12/26/13 - 6/29/14)
Golden Gate Fields (8/15/14 - 9/21/14)
Golden Gate Fields (10/13/14)

CARF Race Meeting
SIMULCAST (NO NOR CAL RACING)

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			

PROPOSED - 2014 NORTHERN CALIFORNIA RACE DATES

2

Submitted by Sonoma County Fair

Sonoma County Fair (7/23/14 - 8/10/14)

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
22	23	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			

PROPOSED - 2014 NORTHERN CALIFORNIA RACE DATES # 2

Submitted By The California Authority Of Racing Fairs (CARF) For Race Dates At CARF Member - Fairs

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
			25	26	27	28
29	30	31				

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

PRA Golden Gate Fields (12/26/13 - 6/15/14)
Alameda County Fair (6/18/14 - 7/6/14)
California State Fair (7/9/14 - 7/20/14)
Sonoma County Fair (7/23/14 - 8/3/14)
Humboldt County Fair (8/6/14 - 8/17/14)

PRA Golden Gate Fields (8/20/14 - 9/14/14)
San Joaquin County Fair (9/17/14 - 9/28/14)
Fresno County Fair (10/1/14 - 10/13/14)
PRA Golden Gate Fields (10/15/14 - 12/21/14)
Simulcast Days Only

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
23	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			

PROPOSED 2014 Northern California State Fair Race Dates # 2

Submitted by California - Exposition and State Fair

State Fair (7/9/14 -7/22/14)

December

Sun	Mon	Tue	Wed	Thu	Fri	Sat
			25	26	27	28
29	30	31				

January

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

February

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

March

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

April

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

May

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

June

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

July

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

August

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

September

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

October

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

November

Sun	Mon	Tue	Wed	Thu	Fri	Sat
						1
23	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			

PROPOSED - 2014 NORTHERN CALIFORNIA RACE DATES # 2

Possible Thoroughbred Racing at Cal Expo Outside of State Fair Dates

SUBMITTED BY CALIFORNIA - EXPOSITION AND STATE FAIR

TB Racing at Cal Expo (8/13/14 - 9/3/14)

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
22	23	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			

Regular Board Meeting
June 20, 2013

Suggested dates would overlap the 2014 Del Mar proposed summer dates and 4 days of proposed Humboldt County race days.

2015

PROPOSED - 2015 NORTHERN CALIFORNIA RACE DATES # 2

Submitted by Golden Gate Fields

Golden Gate Fields (12/26/14 - 6/28/15)
 Golden Gate Fields (8/14/15 - 9/27/15)
 Golden Gate Fields (10/12/15 - 12/20/15)

CARF Race Meeting
 SIMULCAST (NO NOR CAL RACING)

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
		23	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		

PROPOSED - 2015 NORTHERN CALIFORNIA RACE DATES # 2

Submitted by Sonoma County Fair

Sonoma County Fair (7/22/15 - 8/9/14)

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
		23	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		

PROPOSED - 2015 NORTHERN CALIFORNIA RACE DATES Scenario A # 2

Submitted By The California Authority Of Racing Fairs (CARF) For Race Dates At CARF Member - Fairs

PRA Golden Gate Fields (12/26/14 - 6/14/15)	Fresno County Fair (10/7/15 - 10/18/15)
Alameda County Fair (6/24/15 - 7/19/15)	PRA Golden Gate Fields (8/19/15 - 9/20/15)
California State Fair (8/19/15 - 9/7/15)	Simulcast Days Only
Sonoma County Fair (7/22/15 - 8/2/15)	PRA Golden Gate Fields (10/21/15 - 12/20/15)
Humboldt County Fair (8/5/15 - 8/16/15)	
San Joaquin County Fair (9/23/15 - 10/4/15)	

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		

*** PROPOSED - 2015 NORTHERN CALIFORNIA RACE DATES Scenario B # 2**

Submitted By The California Authority Of Racing Fairs (CARF) For Race Dates At CARF Member - Fairs

PRA Golden Gate Fields (12/26/14 - 6/14/15)	Fresno County Fair (10/7/15 -10/18/15)
Alameda County Fair (6/17/15 - 7/5/15)	PRA Golden Gate Fields (8/19/15 - 9/20/15)
California State Fair (7/8/15 - 7/19/15)	Simulcast Days Only
Sonoma County Fair (7/22/15 - 8/2/15)	PRA Golden Gate Fields (10/21/15 - 12/20/15)
Humboldt County Fair (8/5/15 - 8/16/15)	
San Joaquin County Fair (9/23/15 - 10/4/15)	

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		

CALIFORNIA HORSE RACING BOARD

JUNE 20, 2013
REGULAR BOARD MEETING

There is no board package material for Item 18