

CALIFORNIA HORSE RACING BOARD

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REGULAR MEETING

of the **California Horse Racing Board** will be held on **Thursday, March 28, 2019**, commencing **9:30 a.m.**, in the **Baldwin Terrace Room** at the **Santa Anita Park Race Track, 285 West Huntington Drive, Arcadia, California**. The audio portion only of the California Horse Racing Board regular meeting will be available online through a link at the CHRB website (www.chrb.ca.gov) under "Webcasts."

AGENDA

Action Items:

1. **Approval of the minutes of November 29, 2018.**
2. **Approval of the minutes of February 21, 2019.**
3. **Executive Director's Report.**
4. **Public Comment:** Communications, reports, requests for future actions of the Board.
Note: Persons addressing the Board under this item will be restricted to **three (3) minutes** for their presentations.
5. Discussion and action by the Board on the **request from the California Authority of Racing Fairs, (CARF) to designate the following 2019 allocated race dates as a combined fair horse racing meeting, pursuant to Business and Professions Code section 19549.1:** Alameda County Fair at Pleasanton, June 13, 2019 through July 7, 2019; California Exposition and State Fair, July 12, 2019 through July 28, 2019; Humboldt County Fair at Ferndale, August 16, 2019 through August 25, 2019; and the Big Fresno Fair, October 4, 2019 through October 14, 2019.
6. Discussion and action by the Board on the **Renewal Application for License to Operate a Minisatellite Wagering Facility from the Firehouse Bar and Restaurant in Bakersfield, California, for a period of up to five years.**
7. Discussion by the Board on a **report from Los Angeles Turf Club (LATC) regarding actions taken to address equine fatalities at Santa Anita Park.**
8. Discussion and action by the Board regarding the **proposed amendment to CHRB Rule 1688, Use of Riding Crop, to limit the use of the riding crop to protect the safety of the horse and rider.**

9. Discussion by the Board regarding **safety-related issues and race meetings; including weather-related track maintenance procedures, maximum number of races allowed, changes to medication regulations, enhanced pre-race examinations and staffing requirement for track veterinarians.**
10. Discussion and action by the Board regarding the **Board's authority to transfer a race meeting or a portion of a race meeting to another track if necessary as authorized pursuant to Business and Professions Code Section 19489.**
11. Discussion and action by the Board regarding the **proposal to suspend one or more medications authorized in CHRB Rule 1844, Authorized Medication, for all horses participating in a horse race meeting at Santa Anita Park and /or Golden Gate Fields pursuant to CHRB Rule 1844.1, Suspension of Authorized Medication.**
12. Discussion and action by the Board regarding the **proposal to suspend one or more medications authorized in CHRB Rule 1844, Authorized Medication, for all horses participating in all licensed horse race meetings for 12 months pursuant to CHRB Rule 1844.1, Suspension of Authorized Medication.**
13. Discussion and action by the Board regarding **approval of agreement, pursuant to CHRB Rule 1581, Racing Secretary to Establish Conditions, between the Stronach Group (TSG) and the Thoroughbred Owners of California (TOC) regarding entry conditions involving medication to be implemented by Los Angeles Turf Club (LATC) and Pacific Racing Association (PRA) at Santa Anita Park and Golden Gate Fields, respectively.**
14. **Closed Session:** For the purpose of receiving advice from counsel, considering pending litigation, reaching decisions on administrative licensing and disciplinary hearings, and personnel matters, as authorized by section 11126 of the Government Code.
 - A. The Board may convene a Closed Session to confer with and receive advice from its legal counsel regarding the pending litigation described in the attachment to this agenda captioned "Pending Litigation," and as authorized by Government Code section 11126(e).
 - B. The Board may convene a Closed Session to confer with and receive advice from its legal counsel regarding the pending administrative licensing or disciplinary matters described in the attachment to this agenda captioned "Pending Administrative Adjudications," as authorized by Government Code section 11126(e).
 - C. The Board may convene a Closed Session for the purposes of considering personnel matters as authorized by Government Code section 11126 (a).

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

CALIFORNIA HORSE RACING BOARD

Chuck Winner, Chairman
Madeline Auerbach, Vice Chairman
Dennis Alfieri, Member
Fredric Maas, Member
Araceli Ruano, Member
Alex Solis, Member
Rick Baedeker, Executive Director
Jacqueline Wagner, Assistant Executive Director

PROCEEDINGS of the Regular Meeting of the California Horse Racing Board held at the Del Mar Surfside Race Place, 2260 Jimmy Durante Blvd., Del Mar, California, on November 29, 2018.

Present: Chuck Winner, Chairman
Madeline Auerbach, Vice-Chairman
Araceli Ruano, Member
Alex Solis, Member
Rick Baedeker, Executive Director
Jacqueline Wagner, Assistant Executive Director
John McDonough, General Counsel

APPROVAL OF THE MINUTES OF SEPTEMBER 27, 2018

Chairman Winner stated that because only three of the Commissioners present attended the September 2018 Regular Board meeting, the item would be moved to the December 2018 Regular Meeting.

APPROVAL OF THE MINUTES OF OCTOBER 25, 2018

Chairman Winner asked for approval of the minutes of the Regular Meeting of October 25, 2018. Commissioner Ruano **motioned** to approve the minutes. Commissioner Solis **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Solis, Ruano, Auerbach, Winner. Nay: None. Motion carried.

EXECUTIVE DIRECTOR'S REPORT.

Executive Director Rick Baedeker reported that the microchip program was concluding, and all horses would have to be microchipped to run at any California racetrack beginning December 26, 2018. He said over 90 percent of the horses had been microchipped, and in 2019, two-year-old horses would arrive already microchipped as part of the registration process. With a microchipped

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population, horse identification and the reporting of veterinary records would be more efficient and secure. Executive Director Baedeker reported that handle was up 3.4 percent for The Big Fresno Fair, with the same number of race days in 2018 as in 2017. Runners per race was up from 5.9 to 6.4. He stated that for the industry overall, handle was down 7.1 percent for October 2018 compared to 2017, with one less race during the day. Daytime handle was down eight percent, and nighttime handle was up 1.2 percent. Average daily handle was down 1.6 percent, with daytime handle down 2.6 percent and nighttime handle up seven percent. He said the 2018 year-to-date total handle was up 6.2 percent, with daytime and nighttime handles up 6.4 and four percent, respectively.

PUBLIC COMMENT

There were no public comments.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE DISTRIBUTION OF RACE DAY CHARITY PROCEEDS OF THE DEL MAR THOROUGHBRED CLUB, 2018 SUMMER RACE MEEING IN THE AMOUNT OF \$106,015 TO NINE BENEFICIARIES.

This item was removed from the agenda.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE LOS ANGELES TURF CLUB (T) AT SANTA ANITA PARK RACE TRACK, COMMENCING DECEMBER 19, 2018 THROUGH JUNE 25, 2019, INCLUSIVE.

Chairman Winner asked if the outstanding items listed on the staff analysis for the Los Angeles Turf Club (LATC) race meet application had been submitted. Jacqueline Wagner, Assistant Executive Director, stated the Advance Deposit Wagering (ADW) agreement with Twinpires

remained outstanding. Scott Daruty, LATC, said that was correct; LATC was unable to get a signed agreement with Twinpires. Vice-Chairman Auerbach stated she had a question about LATC's stakes schedule. She said it looked like all the listed stakes from the beginning of the meet until about April 6, 2019 would not be used until after April 6, 2019. She stated she did not understand that, because a lot of the listed stakes led up to the graded stakes. Greg Avioli, Thoroughbred Owners of California (TOC), stated he was not aware of any agreement in which the listed stakes would not be used. He said the listed stakes in question may have been a result of a formatting issue with the document. Commissioner Solis asked about the status of the construction of the new barns. Mr. Daruty stated the approval process was continuing to move forward. The 850 stalls were targeted to be completed by the end of 2019. He said LATC was still waiting on final approvals through the City of Arcadia. Chairman Winner asked what LATC's intent was regarding its existing barns. Mr. Daruty stated he was not prepared to speak about specific plans for the existing barns. He said LATC's focus was on getting the additional 850 barns built. He stated he understood people had asked for improvements to the existing barns. He said LATC would come up with a plan and report back to the Board. Chairman Winner asked if LATC was still evaluating other properties for use as a training track. Mr. Daruty stated LATC was evaluating other properties but had nothing definitive to report. Mr. Avioli stated he confirmed the listed stakes; they were overnight stakes that were scheduled to be run. He said he thought the reason they were not included was due to an administrative error. Vice-Chairman Auerbach asked about the status of the agreement with Twinpires. Chairman Winner asked if it would be helpful to give LATC more time to negotiate with Twinpires. Mr. Daruty said he was hopeful LATC would reach an agreement with Twinpires; however, there were several issues that still had to be worked through. He stated the items LATC had asked of Twinpires were virtually identical to what was asked

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from TVG, Xpressbet, NYRAbets, and other ADWs, all of whom signed the agreements. Mike Ziegler, Churchill Downs Incorporated (CDI), stated he agreed with Mr. Daruty's statement; he believed CDI and LATC would be able to work through the issues and come to an agreement prior to the deadline for the opening of LATC's meet. Chairman Winner suggested passing a motion including language that an agreement should be reached between Twinspires and LATC by a certain date. Mr. Daruty said he did not believe the lack of a Board approved agreement would prevent fans from wagering. Executive Director Rick Baedeker said that was not what was being suggested. He stated the Board would not be approving the agreement; the agreement had to be furnished to the Board. Currently, the agreement was not furnished to the Board. Previously, the Board had waived the requirement; however, since the agreement was not included in the race meet application, the parties would not be authorized to do business. Robert Brodник, CHRB Staff Counsel, stated the Board had to approve the application in its discretion, and in the best interest of racing. He said the Board would want to know if there was going to be an agreement before approving or disapproving an application. Mr. Daruty asked if it would be a feasible approach for the Board to approve its application and to state in the approval that LATC was not authorized to sell the signal to Twinspires because there was no signed agreement. If, or when, a signed agreement was executed and delivered to staff, LATC could then simulcast to Twinspires. Chairman Winner stated that was exactly what he was suggesting. He asked if December 17, 2018 would be a reasonable date since LATC started simulcasting on December 18, 2018. Mr. Daruty said LATC was unable to export its signal until December 26, 2018. Chairman Winner asked what date would work for LATC. Mr. Daruty said he hoped to have the agreement by the December 17, 2018, but based on previous experience, he could not say for certain it would be completed by then. Executive Director Baedeker asked if LATC wanted an open-ended agreement. Vice-

Chairman Auerbach stated when the Board previously left the issue open-ended, it was never submitted to the Board. She said LATC had difficulties with Twinpires getting a signed agreement in the past; that was the problem and the Board determined it would not allow that anymore. Vice-Chairman Auerbach stated LATC listed the Santa Margarita Stakes on its Winter schedule, but online the Beholder Mile was listed. She said she was struggling with the stakes schedule because it was inconsistent. Mr. Avioli said the schedule TOC signed off on was what was in the packet. He stated he believed the racing office may have made a change. Vice-Chairman Auerbach said her concern was that it was hard enough to get Grade 1 races and she did not want them to be given away or dropped. She stated she did not think that was anyone's intent, but when there was confusion, it needed to be straightened out. Chairman Winner said he would give until December 21, 2018 for LATC and Twinpires to provide a signed agreement to the Board. He stated he wanted to give the parties as much time as possible to reach an agreement. Commissioner Winner **motioned** to approve the Los Angeles Turf Club application to conduct a horse racing meeting commencing December 19, 2018 through June 25, 2019. However, authority to send the Los Angeles Turf Club signal to Twinpires was conditioned upon the Board's receipt of a signed agreement by December 21, 2018. Commissioner Ruano **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Solis, Ruano, Auerbach, Winner. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE PACIFIC RACING ASSOCIATION (T) AT GOLDEN GATE FIELDS, COMMENCING DECEMBER 19, 2018 THROUGH JUNE 11, 2019, INCLUSIVE. (NOTE: OPENING DAY IS DECEMBER 26, 2018.)

Chairman Winner asked if all the required documents and agreements had been received. Jacqueline Wagner, Assistant Executive Director, stated that the California Thoroughbred Trainers agreement and Xpressbet Advance Deposit Wagering agreement were received. Additionally, an agreement had been reached with the Thoroughbred Owners of California (TOC). She said the license was being amended to include additional out-of-country host locations. Robert Brodnik, CHRB Staff Counsel, stated that the agreements with the licensed Northern California simulcast wagering facilities were outstanding. Chairman Winner asked if there was an agreement with TwinSpires and BetAmerica. Scott Daruty, Pacific Racing Association (PRA), said no. Vice-Chairman Auerbach asked for the status of the fire clearances. Ms. Wagner stated the fire clearances were expected to be received before the current clearances expired in December 2018 and early 2019. Larry Swartzlander, California Authority of Racing Fairs (CARF), said he was concerned CARF would be signing a third satellite agreement without Northern California Off Track Wagering Incorporated (NCOTWINC), which was being reformed. He stated that resolution was needed before the summer 2019 race meet in terms of the NCOTWINC structure, and it was unacceptable to sign another agreement without resolution. Greg Avioli, TOC, said the NCOTWINC structure would be the same for the winter meet as it was for fall 2018. Chairman Winner **motioned** to approve the PRA application to conduct a horse racing meeting commencing December 19, 2018 through June 11, 2019, contingent on the receipt of agreements with each satellite wagering facility in Northern California, as required by law, the FOC agreement, and all other outstanding items by close of business on December 3, 2018. The motion was being made, as the contingencies were in the public interest and served the purposes of horse racing law.

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However, authority to send the PRA signal to TwinSpires and BetAmerica was conditioned upon receipt of the agreement between the parties by the Board by December 21, 2018. Vice-Chairman Auerbach **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Winner, Auerbach, Ruano, Solis. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF WATCH AND WAGER LLC (H) AT CAL EXPO, COMMENCING DECEMBER 26, 2018 THROUGH MAY 7, 2019, INCLUSIVE.

Christopher Schick, Watch and Wager (WAW), stated WAW submitted its application for a race meeting commencing December 26, 2018 through May 7, 2019. He said he wanted to provide an update on WAW's current meet that commenced October 20, 2018 through December 23, 2018. He stated WAW opened on Saturday, November 10, 2018. It was smoky for its opening night due to the Camp Fire that broke out on November 8, 2018. The smoke worsened over the next week, and races were cancelled. He said there were a lot of horses set to qualify, but the weekend races were cancelled. He stated it also rained before Thanksgiving. The track did not respond well to the rain, and the Friday program was cancelled. There were a lot of horses that did not qualify the week of the smoke, and may not have qualified due to the situation with the track. WAW moved the qualifying races to after its Saturday night card so that the racing surface was preserved for the pari-mutuel races. He said that a few years ago, legislation changed the California Standardbred Sire Stakes Program. In 2017, the nomination of stallions was opened to other states, and the Canadian province of Alberta. The stallion nominations increased from 5 to 24 by opening up the nomination process, with over 400 foals from those 24 stallions that were nominated. Commissioner Ruano **motioned** to approve the Watch and Wager application to conduct a horse racing meeting commencing December 26, 2018 through May 7, 2019. Commissioner Solis

seconded the motion, which was **unanimously carried**. Roll call vote: Aye: Solis, Ruano, Auerbach, Winner. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR APPROVAL TO CONDUCT ADVANCE DEPOSIT WAGERING (ADW) OF NYRABETS, LLC, FOR AN OUT-OF-STATE MULTI-JURISDICTIONAL WAGERING HUB, FOR A PERIOD OF UP TO TWO YEARS.

Chairman Winner said that when the Board granted licenses or approved the applications for the Advance Deposit Wagering (ADW) providers, he was going to recommend the approvals be for three months. The three-month licenses would allow staff to evaluate the ADW providers' California profit-and-loss statements, which were only recently received. He stated he was going to appoint a special committee of himself and Commissioner Maas to complete the task with staff and the ADW providers. Tony Allevato, NYRABets, LLC (NYRA Bets) and NYRA Television, said NYRA was a not-for-profit racing organization based in New York. NYRA Bets was relatively new to ADW outside of New York, but it experienced 80 percent growth in California in 2018 compared to 2017. He stated NYRA Bets had a strong television presence in California via Fox Sports, and NYRA Bets' goal was to help the industry grow via the best possible technology and the best racing. He said NYRA Bets would be announcing that it was greatly increasing its national television presence in 2019. Vice-Chairman Auerbach **motioned** to approve the NYRA Bets application for approval to conduct ADW for an out-of-state multi-jurisdictional wagering hub, for a period of three months. Commissioner Solis **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Auerbach, Ruano, Solis, Winner. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR APPROVAL TO CONDUCT ADVANCE DEPOSIT WAGERING (ADW) OF GAME PLAY NETWORK, INC., FOR AN OUT-OF-STATE MULTI-JURISDICTIONAL WAGERING HUB, FOR A PERIOD OF UP TO TWO YEARS.

Russell Fine, Game Play Network (GPN), stated GPN was formed by the management team that brought the first online Advance Deposit Wagering (ADW) to the United States, the team that built Youbet.com. The objective was to present non-handicappers a game-style interface on top of horse racing. GPN spent five years working toward that goal, and two years ago when GPN came before the Board for renewal, they had yet to do any consumer testing. He said the last two years GPN had some fairly explosive growth and was now growing 10 to 15 percent per month. GPN would be operating on an annualized rate of \$5 million in handle. He stated based on GPN's current growth, GPN expected to make a material difference in the pools over the next few years. GPN announced a partnership with the World Poker Tournament to infuse different types of entertainment media on top of a horse racing platform. John Valenzuela, Local 280, stated the agreement with Local 280 was one of the outstanding agreements that had not been signed with any of the ADW companies. The issue was brought to Local 280's board, which requested Local 280 to not sign an agreement if there were no jobs available from the ADWs, as all the ADW companies were located outside the State of California. Commissioner Solis **motioned** to approve the Game Play Network application for approval to conduct ADW for an out-of-state multi-jurisdictional wagering hub, for a period of three months. Vice-Chairman Auerbach **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Winner, Auerbach, Ruano, Solis. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR APPROVAL TO CONDUCT ADVANCE DEPOSIT WAGERING (ADW) OF CHURCHILL DOWNS TECHNOLOGY INITIATIVES COMPANY, DBA TWINSPIRES AND BETAMERICA, FOR AN OUT-OF-STATE MULTI-JURISDICTIONAL WAGERING HUB, FOR A PERIOD OF UP TO TWO YEARS.

Mike Ziegler, Churchill Downs Incorporated (CDI), said CDI contributed greatly to the growth of Advance Deposit Wagering (ADW) in California and nationally by the strength of the Kentucky Derby and CDI's associated brands. He stated that CDI's position was that it currently had a content and exchange agreement in place with The Stronach Group (SG). SG had asked for amendments to the agreement, and CDI was working on them. He said he felt strongly that when CDI and SG met on December 10, 2018, they would reach an agreement. Thereafter, CDI could obtain approvals from the Thoroughbred Owners of California. Commissioner Ruano **motioned** to approve the CDI application for approval to conduct ADW for an out-of-state multi-jurisdictional wagering hub, for a period of three months. Commissioner Solis **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Winner, Auerbach, Ruano, Solis. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR APPROVAL TO CONDUCT ADVANCE DEPOSIT WAGERING (ADW) OF WATCH AND WAGER.COM, LLC, FOR AN OUT-OF-STATE MULTI-JURISDICTIONAL WAGERING HUB, FOR A PERIOD OF UP TO TWO YEARS.

Ed Comins, Watch and Wager (WAW), stated WAW was doing well both in California and internationally. He said WAW offered something slightly unique in the Advance Deposit Wagering (ADW) market, which was a good thing against some quite dominant competitors. Vice-Chairman Auerbach asked if WAW could share what made it unique without giving away any confidential information. Mr. Comins stated he believed WAW's wager pad was very easy to use

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for professionals and the smaller players with the widest range of international content of any ADW in the world. He said WAW wagered on virtually everything. Vice-Chairman Auerbach asked what was WAW's most obscure wager. Mr. Comins said pari-mutuel wagering on Indian content. He asked the Board to clarify the three-month approval date. Chairman Winner stated it was three months from the day of the Board meeting. Vice-Chairman Auerbach **motioned** to approve the Watch and Wager application for approval to conduct ADW for an out-of-state multi-jurisdictional wagering hub, for a period of three months. Commissioner Solis **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Solis, Ruano, Auerbach, Winner. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR APPROVAL TO CONDUCT ADVANCE DEPOSIT WAGERING (ADW) OF XPRESSBET, LLC, FOR AN OUT-OF-STATE MULTI-JURISDICTIONAL WAGERING HUB, FOR A PERIOD OF UP TO TWO YEARS.

Gene Chabrier, Xpressbet, LLC (Xpressbet), said Xpressbet continued to grow in California and nationally, mostly by its expanding coverage through XBTV. Commissioner Solis **motioned** to approve the Xpressbet application for approval to conduct Advance Deposit Wagering for an out-of-state multi-jurisdictional wagering hub, for a period of three months. Commissioner Ruano **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Winner, Auerbach, Ruano, Solis. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR APPROVAL TO CONDUCT ADVANCE DEPOSIT WAGERING (ADW) OF ODS TECHNOLOGIES, L.P., DBA TVG NETWORK, FOR AN OUT-OF-STATE MULTI-JURISDICTIONAL WAGERING HUB, FOR A PERIOD OF UP TO TWO YEARS.

John Hindman, TVG Network (TVG), stated 2018 had been a positive year for California racing, and TVG was looking forward to working with all of the racing associations, fairs, and horsemen to make 2019 successful. Commissioner Ruano **motioned** to approve the TVG Network application for approval to conduct Advance Deposit Wagering for an out-of-state multi-jurisdictional wagering hub, for a period of three months. Vice-Chairman Auerbach **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Solis, Ruano, Auerbach, Winner. Nay: None. Motion carried.

PUBLIC HEARING AND ACTION BY THE BOARD REGARDING THE PROPOSED AMENDMENT TO CHRB RULE 1467, PAYMASTER OF PURSES, TO INCLUDE TRAINER AND JOCKEY PURSE DEDUCTIONS FROM ANY THOROUGHBRED RACE CONDUCTED AT A THOROUGHBRED OR FAIR RACE MEETING, TO BE CONTRIBUTED TO THE CALIFORNIA RETIREMENT MANAGEMENT ACCOUNT (CARMA), A CHARITABLE TRUST FUND MAINTAINED BY CARMA, A NON-PROFIT ORGANIZATION. (NOTE: THIS CONCLUDES THE 45-DAY PUBLIC COMMENT PERIOD. THE BOARD MAY ADOPT THE PROPOSAL AS PRESENTED.)

This item was removed from the agenda.

REPORT FROM THE STEWARDS COMMITTEE.

Executive Director Rick Baedeker stated the Stewards Committee meeting was held on November 13, 2018. He said several issues were discussed, such as failure to appear, eligibility, contraband, and appropriate penalties for, and review of, jockeys easing up before the wire. He stated there was an extensive discussion of the riding rule, specifically the language that referred to a better placing. There were suggestions on ways to simplify that reference and make it clearer, not only

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for those who enforced the rule but for the racing public and everyone else who had an interest in it. The goal was to make it easier to understand and implement. He said it was now staff's responsibility to come back to the Board with some suggested changes for the riding rule. He stated the role social media played in Stewards' decisions was also discussed. He said unlike baseball where a call was more objective, the calls made in racing were subjective. He stated that was why there were three stewards in the stand and eight different video angles for the stewards to review. He said the stewards had very difficult jobs. If people could listen in on one of their meetings and learn of the passion and integrity the stewards had for their jobs, they would have a different perspective. Chairman Winner stated he agreed with Executive Director Baedeker. He wished people could see how dedicated the stewards were, how hard they worked, and what a difficult job they had. He said the Board was trying to remove the subjectivity as much as possible. Executive Director Baedeker stated he did not want to give the impression that the Board only paid attention to what the stewards did when a Stewards Committee meeting was held. He said when he became Executive Director of the CHRB he learned there were 18 stewards throughout the state and they did not have direct supervision. He stated he did not have the time or ability to supervise the stewards, as he had never been a steward. He stated Darrel McHargue, CHRB Chief Steward, had 25 years' experience as a rider and racing official steward. He said every decision that was made by the stewards was reviewed by Mr. McHargue with the stewards. He stated any nuance in a rule was discussed. He said Mr. McHargue also took care of scheduling the stewards for all the meets throughout the year, including the fairs. Chairman Winner stated the Board did open the Stewards Committee meetings to trainers and jockeys from time to time to have discussions about things they were concerned about or possible complaints, so that there was a more free and open relationship between them.

MEETING ADJOURNED AT 10:49 A.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

PROCEEDINGS of the Regular Meeting of the California Horse Racing Board held at the Santa Anita Park Race Track, 285 West Huntington Drive, Arcadia, California, on February 21, 2019.

Present: Chuck Winner, Chairman
Madeline Auerbach, Vice-Chairman
Alex Solis, Member
Fredric Maas, Member
Debra Reed-Klages, Member
Dennis Alfieri, Member
Rick Baedeker, Executive Director
Jacqueline Wagner, Assistant Executive Director
John McDonough, General Counsel

APPROVAL OF THE MINUTES OF NOVEMBER 29, 2018

This item was moved to the March 2019 Regular Board meeting.

APPROVAL OF THE MINUTES OF DECEMBER 13, 2018

Chairman Winner asked for approval of the minutes of the Regular Meeting of December 13, 2018. Commissioner Maas **motioned** to approve the minutes. Vice-Chairman Auerbach **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Solis, Maas, Winner, Auerbach. Nay: None. Motion carried.

APPROVAL OF THE MINUTES OF JANUARY 24, 2019

Chairman Winner asked for approval of the minutes of the Regular Meeting of January 24, 2019. Commissioner Reed-Klages **motioned** to approve the minutes. Commissioner Solis **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Solis, Maas, Winner, Auerbach, Reed-Klages. Nay: None. Motion carried.

EXECUTIVE DIRECTOR'S REPORT.

Executive Director Rick Baedeker reported that from November 2018 through January 2019, the CHRB performed 385 out-of-competition drug tests, 2,350 post-race blood and urine tests, 225 post-race blood-only tests, 130 hair tests, and 103 miscellaneous tests. Executive Director Baedeker reported that for January 2019, daytime and nighttime handles were down 2.7 and 7.1 percent, respectively, with an overall decrease of 3.17 percent in 17 days of racing versus 16 days in January 2018.

PUBLIC COMMENT

Darrell Haire, Jockeys' Guild, stated he wanted to introduce a new equine-friendly foam riding crop, the 360 GT, which was currently being perfected. Hall of Fame jockey Ramon Dominguez was working hard on the riding crop to make it more equine-friendly. He stated with the current riding crop, if you whipped the horse flush, it was okay. But, if you whipped the horse with the side of the riding crop, it could hurt or even cut the horse. He said the 360 GT was seamless; therefore, there were no edges that could cut a horse. He stated the popper was made of foam that was extremely durable, waterproof, chemical resistant, and boasted excellent shock absorbent properties. He said the new riding crop was a work and progress, and once completed it would be presented to the Board. Chairman Winner asked when the softer and more equine-friendly leather crop was introduced. Mr. Haire said it was initially introduced at the Del Mar Thoroughbred Club approximately six or seven years ago. Chairman Winner stated the number of welts and cuts had gone down since the leather riding crop was introduced. He asked why the new crop was still a work in progress? Mr. Haire said kinks with the shaft were still being worked out. Chairman Winner asked if the new riding crop still had a pop. Mr. Haire said yes, but it was not a loud pop.

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Commissioner Solis stated he liked how the new riding crop was waterproof. When the current riding crop got wet it would get very heavy and be harder on the horse. Executive Director Rick Baedeker said the new riding crop would require a change to CHRB Rule 1685, Equipment Requirement.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE DISTRIBUTION OF RACE DAY CHARITY PROCEEDS OF THE PACIFIC RACING ASSOCIATION DBA GOLDEN GATE FIELDS, COMBINED 2018 RACE MEETINGS IN THE AMOUNT OF \$40,585 TO NINE BENEFICIARIES.

Eric Sindler, Golden Gate Fields, said all race day charity proceeds were being donated to horse racing-related charities and asked for the Board's approval. Chairman Winner asked if Vice-Chairman Auerbach would abstain from voting. Vice-Chairman Auerbach said yes. Commissioner Solis **motioned** to approve the distribution of race day charity proceeds of Golden Gate Fields in the amount of \$40,585 to nine beneficiaries. Commissioner Maas **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Alfieri, Solis, Maas, Winner, Reed-Klages. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD ON THE RENEWAL APPLICATION FOR LICENSE TO OPERATE A MINISATELLITE WAGERING FACILITY FROM S&S VENUES CALIFORNIA, LLC DBA STRIDERS SPORTS BAR, GRILL AND RACE LOUNGE IN SAN DIEGO, CALIFORNIA, FOR A PERIOD OF UP TO FIVE YEARS.

George Haines, Southern California Off-Track Wagering, Inc. (SCOTWINC), stated SCOTWINC was seeking a license renewal for S&S Venues California, LLC dba Striders Sports Bar, Grill and Race Lounge (Striders) in San Diego, California. Chairman Winner asked if the applicant had any outstanding items. Mr. Haines said he believed the application was complete. Jacqueline Wagner, Assistant Executive Director, stated that was correct. Commissioner Maas **motioned** to approve

Proceedings of the Regular Meeting of February 21, 2019

the application for renewal of Striders to operate a minisatellite wagering facility for a period of five years. Commissioner Reed-Klages **seconded** the motion, which was **unanimously carried**.

Roll call vote: Aye: Reed-Klages, Auerbach, Winner, Maas, Solis, Alfieri. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD ON THE RENEWAL APPLICATION FOR LICENSE TO OPERATE A MINISATELLITE WAGERING FACILITY FROM THE FIREHOUSE BAR AND RESTAURANT IN BAKERSFIELD, CALIFORNIA, FOR A PERIOD OF UP TO FIVE YEARS.

This item was moved to the March 2019 Regular Board Meeting.

DISCUSSION AND ACTION BY THE BOARD ON THE RENEWAL APPLICATION FOR LICENSE TO OPERATE A MINISATELLITE WAGERING FACILITY FROM THE COMMERCE CASINO IN COMMERCE, CALIFORNIA, FOR A PERIOD OF UP TO FIVE YEARS.

George Haines, Southern California Off-Track Wagering, Inc. (SCOTWINC), stated SCOTWINC was seeking renewal for the largest minisatellite, Commerce Casino (Commerce). He said Commerce was an extremely well-run operation that generated \$22 million last year. He stated Commerce expanded its pari-mutuel wagering area, so SCOTWINC expected Commerce to generate even more in 2019. Vice-Chairman Auerbach **motioned** to approve the application for renewal of Commerce Casino to operate a minisatellite wagering facility for a period of five years. Chairman Winner **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Alfieri, Solis, Maas, Winner, Auerbach, Reed-Klages. Nay: None. Motion carried.

Proceedings of the Regular Meeting of February 21, 2019**DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR APPROVAL TO CONDUCT ADVANCE DEPOSIT WAGERING (ADW) OF NYRABETS, LLC, FOR AN OUT-OF-STATE MULTI-JURISDICTIONAL WAGERING HUB, FOR A PERIOD OF UP TO TWO YEARS.**

Chairman Winner stated that he, Commissioner Maas, and staff met individually and confidentially with each advance deposit wagering (ADW) provider on February 20, 2019, to review California financial statements as broken out from their global financial statements. Chairman Winner asked that the ADW providers inform CHRB staff within a month as to which figures in their financial reports were allocated to California operations and which were actual figures for California operations. Commissioner Maas said virtually all of the ADW providers maintained the utmost confidentiality of customers' information, and he was prepared to recommend approval of all the ADW providers through the end of 2020. Tony Allevalo, NYRABets, LLC (NYRA Bets), stated that NYRA Bets sought approval to conduct ADW through the end of 2020. Jacqueline Wagner, Assistant Executive Director, said the only item missing from the NYRA Bets application was the labor agreement. Chairman Winner asked if the labor agreement was missing for all the ADW providers. Ms. Wagner said yes. John Valenzuela, Pari-Mutuel Employees Guild—Local 280 (Local 280), stated that the Local 280 board instructed him not to sign any agreements. Commissioner Alfieri asked if Executive Director Rick Baedeker could explain why the ADW providers were unable to negotiate with Local 280. Executive Director Baedeker said that whenever an ADW provider came before the Board for a license, the ADW provider had to enter into collective bargaining negotiations with Local 280 if there were jobs in California. There were no such jobs, so the law was not applicable. Chairman Winner stated that Executive Director Baedeker was correct. He asked Mr. Valenzuela if the explanation was fair. Mr. Valenzuela said that in 2001, the ADW providers reached out to Local 280 for its support in bringing ADW to California. The ADW providers promised there would be jobs for Local 280,

Proceedings of the Regular Meeting of February 21, 2019

but no jobs ever came to California. The labor had been outsourced to other states. Commissioner Alfieri asked why the ADW license term was two years. Chairman Winner said that because of the previous three-month approval, it made sense to have the license term carry through the end of the calendar year. Mr. Valenzuela stated that Local 280's previous president signed labor agreements with all the ADW providers in the hope that Local 280 would receive jobs. Commissioner Reed-Klages stated that the staff summary indicated the labor agreement was outstanding and would need to be submitted or resolved before ADW wagers could be accepted. She asked if the fact that the parties had negotiated was considered resolution. Chairman Winner said yes. Executive Director Baedeker stated that labor had been an issue each time the ADW providers came before the Board for relicensing, and the Board had determined it was not in the best interest of horse racing to refuse a license over the issue. If there were no jobs in California, the law was inapplicable. Chairman Winner stated he recommended the statutory language be changed in the future. Cliff Goodrich, California Thoroughbred Horsemen's Foundation (CTHF), said CHRB Rule 2082, Interest Bearing Accounts, provided that CTHF and the California Thoroughbred Trainers Pension Fund received half the interest on ADW accounts. He asked that the Board remind the ADW providers of the requirements of Rule 2082. Greg Avioli, Thoroughbred Owners of California (TOC), stated that all of TOC's hub agreements with the ADW providers would expire on December 31, 2019. The ADW providers would need new hub agreements in place before they could take wagers in 2020. Vice-Chairman Auerbach asked if TOC would be responsible for ensuring the new hub agreements were negotiated. Mr. Avioli said yes. Chairman Winner asked if NYRA Bets was a nonprofit organization. Mr. Allevato said yes. Commissioner Maas asked if Mr. Allevato could describe what NYRA Bets was doing with Fox Sports. Mr. Allevato stated that NYRA Bets had used a heavy television strategy to promote

Proceedings of the Regular Meeting of February 21, 2019

thoroughbred racing nationwide. He said NYRA Bets entered an agreement with Fox Sports in 2018, which would provide for 500 hours of horse racing on national television in 2019, 600 hours in 2020, and 700 hours in 2021. As part of the deal, NYRA Bets would do 13 shows, which would include segments on races from Santa Anita. Chairman Winner asked how NYRA Bets reached out to customers with dormant accounts. Mr. Allevato stated that NYRA Bets made multiple attempts to contact such a customer before resorting to California's Unclaimed Property Law. Vice-Chairman Auerbach **motioned** to approve the application for approval to conduct ADW of NYRA Bets for an out-of-state multi-jurisdictional wagering hub through December 31, 2020. Commissioner Reed-Klages **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Alfieri, Solis, Maas, Winner, Auerbach, Reed-Klages. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR APPROVAL TO CONDUCT ADVANCE DEPOSIT WAGERING (ADW) OF GAME PLAY NETWORK, INC., FOR AN OUT-OF-STATE MULTIJURISDICTIONAL WAGERING HUB, FOR A PERIOD OF UP TO TWO YEARS.

Russell Fine, Game Play Network (GPN), stated GPN was created by the founding group of Youbet.com, which began in the 1990's. In 2012, GPN developed an idea to attract players who wanted to play casual games and were not horse racing fans, to wager on horse racing and horse racing pools on an interface that was more about games than it was about horse racing directly. GPN spent the last seven years building this concept; a great deal of work went into ensuring GPN could legally, within all of the advance deposit wagering (ADW) states, operate a game that looked more like a game than horse racing. In 2018, GPN launched its first product that GPN felt would be marketable, 30 games on its app that GPN felt really aligned with what casual gamblers wanted to play. GPN had seen tremendous growth over the last 12 months with total wagering up eight

Proceedings of the Regular Meeting of February 21, 2019

times, the number of players up ten times, and wagering per player up three times. GPN would be launching some new initiatives such as an Apple iPhone-based product, and would follow with online, web, and android products in the next six months. Commissioner Maas **motioned** to approve the application for approval to conduct ADW of Game Play Network for an out-of-state multi-jurisdictional wagering hub through December 31, 2020. Commissioner Alfieri **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Reed-Klages, Auerbach, Winner, Maas, Solis, Alfieri. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR APPROVAL TO CONDUCT ADVANCE DEPOSIT WAGERING (ADW) OF LIEN GAMES RACING LLC, DBA OFF TRACK BETTING.COM, FOR AN OUT-OF-STATE MULTI-JURISDICTIONAL WAGERING HUB, FOR A PERIOD OF UP TO TWO YEARS.

John Ford, Lien Games Racing, LLC, (Lien Games) stated that Lien Games was not currently accepting wagers from California residents and sought continuation of its license for future wagering. He said Lien Games had a hub agreement for harness wagering, which would allow it to accept wagers on harness racing from California residents, and it was working on a hub agreement for thoroughbred racing. Vice-Chairman Auerbach asked if Lien Games only offered wagering on harness racing. Mr. Ford stated that Lien Games was not currently offering wagering in California because its product included only harness racing, which would not be viable. Lien Games was expected to have a thoroughbred hub agreement in place soon and would then offer wagering in California on both harness and thoroughbred racing. Jacqueline Wager, Assistant Executive Director, said the Board had received only the harness hub agreement. Chairman Winner asked how Lien Games handled dormant accounts. Mr. Ford said there currently was no fee for dormant accounts. Chairman Winner asked what Lien Games did with a dormant account after a

Proceedings of the Regular Meeting of February 21, 2019

year or two. Mr. Ford said Lien Games followed the rules of the applicable state. Commissioner Maas **motioned** to approve the application for approval to conduct advance deposit wagering of Lien Games for an out-of-state multi-jurisdictional wagering hub through December 31, 2020. Chairman Winner **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Alfieri, Solis, Maas, Winner, Auerbach, Reed-Klages. Motion carried.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR APPROVAL TO CONDUCT ADVANCE DEPOSIT WAGERING (ADW) OF CHURCHILL DOWNS TECHNOLOGY INITIATIVES COMPANY, DBA TWINSPIRES AND BETAMERICA, FOR AN OUT-OF-STATE MULTI-JURISDICTIONAL WAGERING HUB, FOR A PERIOD OF UP TO TWO YEARS.

Justin Hurt, Churchill Downs Technology Initiatives Company dba Twinpires and BetAmerica (CDTIC), stated CDTIC was seeking approval of its application to conduct advance deposit wagering (ADW) through December 31, 2020. Vice-Chairman Auerbach asked how CDTIC dealt with dormant funds. Mr. Hurt said he believed CDTIC charged an account maintenance fee but would go back and review that. Chairman Winner stated the Board appreciated CDTIC going back to review that policy. He said from the Board's standpoint, it would prefer CDTIC did not charge people a fee on their own money. Mr. Hurt stated CDTIC did not wish to charge those fees. CDTIC's preference was for the customer to come back and continuing wagering. CDTIC did send notifications to let customers know of their account balance and the dormancy fee. Chairman Winner said if the customers did not come back to wager, they should get their money back one way or another, or the money should go to a state or a charity depending on what was required in the jurisdiction. Commissioner Maas **motioned** to approve the application for approval to conduct ADW of Churchill Downs Technology Initiatives Company, dba Twinpires and BetAmerica, for an out-of-state multi-jurisdictional wagering hub through December 31, 2020. Chairman Winner

seconded the motion, which was **unanimously carried**. Roll call vote: Aye: Reed-Klages, Auerbach, Winner, Maas, Solis, Alfieri. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR APPROVAL TO CONDUCT ADVANCE DEPOSIT WAGERING (ADW) OF WATCH AND WAGER.COM, LLC, FOR AN OUT-OF-STATE MULTIJURISDICTIONAL WAGERING HUB, FOR A PERIOD OF UP TO TWO YEARS.

Ed Comins, WatchandWager.com, LLC (Watch and Wager), stated that Watch and Wager had been doing business in California for almost seven years, and its advance deposit wagering (ADW) handle was growing. Jacqueline Wagner, Assistant Executive Director, said that Watch and Wager had not provided a copy of the hub agreement with Thoroughbred Owners of California (TOC) or verification that written notice of the host and hub fees applicable to the hub agreement was provided to the appropriate racing associations and fairs. Additionally, Watch and Wager had not provided the contracts with the horsemen. She asked if Watch and Wager had received those documents. Mr. Comins stated that he sent the documents to CHRB. He said Watch and Wager did not have the hub agreement with TOC, but TOC had provided verification to him of the required written notice. Greg Avioli, TOC, stated that TOC approved the hub agreement and signed it. Commissioner Maas **motioned** to approve the application for approval to conduct ADW of Watch and Wager for an out-of-state multi-jurisdictional wagering hub through December 31, 2020. Vice-Chairman Auerbach **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Reed-Klages, Auerbach, Winner, Maas, Solis, Alfieri. Nay: None. Motion carried.

Proceedings of the Regular Meeting of February 21, 2019

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR APPROVAL TO CONDUCT ADVANCE DEPOSIT WAGERING (ADW) OF XPRESSBET, LLC, FOR AN OUT-OF-STATE MULTI-JURISDICTIONAL WAGERING HUB, FOR A PERIOD OF UP TO TWO YEARS.

Gene Chabrier, Xpressbet, LLC (Xpressbet), stated Xpressbet did charge a \$2.00 monthly maintenance fee for the balance after a year of inactivity. Chairman Winner asked if Xpressbet would be willing to take a look at the fee and consider changing its policy. Mr. Chabrier said yes. He stated Xpressbet contributed to a lot of national charities and would get in contact with the Winners Foundation and start working with it. Chairman Winner suggested taking a look at California Retirement Management Account and other California charities. Mr. Chabrier agreed. Commissioner Alfieri **motioned** to approve the application for approval to conduct advance deposit wagering of Xpressbet, LLC for an out-of-state multi-jurisdictional wagering hub through December 31, 2020. Commissioner Solis **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Alfieri, Solis, Maas, Winner, Auerbach, Reed-Klages. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR APPROVAL TO CONDUCT ADVANCE DEPOSIT WAGERING (ADW) OF ODS TECHNOLOGIES, L.P., DBA TVG NETWORK, FOR AN OUT-OF-STATE MULTI-JURISDICTIONAL WAGERING HUB, FOR A PERIOD OF UP TO TWO YEARS.

Chairman Winner asked John Hindman, ODS Technologies, L.P. dba TVG Network (TVG) to describe TVG's charity work. Mr. Hindman said TVG continued to engage in multiple charitable activities, such as the Permanently Disable Jockeys' Fund Telethon in 2018, which it would hold again in 2019. TVG was also involved with thoroughbred retirement charities and contributed to the Winners Foundation. Chairman Winner asked what TVG did with dormant accounts. Mr. Hindman stated that TVG had charges that were similar to those of TwinSpires and Xpressbet.

Commissioner Maas **motioned** to approve the application for approval to conduct advance deposit wagering of TVG for an out-of-state multi-jurisdictional wagering hub through December 31, 2020. Commissioner Alfieri **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Reed-Klages, Auerbach, Winner, Maas, Solis, Alfieri. Nay: None. Motion carried.

MEETING ADJOURNED AT 10:38 A.M.

Proceedings of the Regular Meeting of February 21, 2019

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

MARCH 28, 2019

REGULAR BOARD MEETING

There is no board package material for Item 3

CALIFORNIA HORSE RACING BOARD

MARCH 28, 2019

REGULAR BOARD MEETING

There is no board package material for Item 4

STAFF ANALYSIS

item 5

March 28, 2019

DISCUSSION AND ACTION BY THE BOARD ON THE REQUEST FROM THE CALIFORNIA AUTHORITY OF RACING FAIRS, (CARF) TO DESIGNATE THE FOLLOWING 2019 ALLOCATED RACE DATES AS A COMBINED FAIR HORSE RACING MEETING, PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 19549.1: ALAMEDA COUNTY FAIR AT PLEASANTON, JUNE 13, 2019 THROUGH JULY 7, 2019; CALIFORNIA EXPOSITION AND STATE FAIR, JULY 12, 2019 THROUGH JULY 28, 2019; HUMBOLDT COUNTY FAIR AT FERNDALE, AUGUST 16, 2019 THROUGH AUGUST 25, 2019; AND THE BIG FRESNO FAIR, OCTOBER 4, 2019 THROUGH OCTOBER 14, 2019

BACKGROUND

Business and Professions Code Section 19549.1 states that the Board may allocate horse racing days for mixed breed meetings and combined fair horse racing meetings pursuant to Food and Agricultural Code Section 4058. Subsection (a) of Section 4058 stipulates that county fairs in the northern zone may form an entity for conducting combined fair horse racing meetings on days other than the days on which general fair activities are conducted.

In 2018, the California Authority of Racing Fairs (CARF) requested that the Board designate the 2018 racing dates allocated to its member fairs as a combined fair horse racing meeting. CARF also requested that the license applications for each segment of the combined fair horse racing meeting be filed individually, as normally done for racing meetings. At its April 2018 Regular Meeting, the Board approved these requests.

ANALYSIS

The Board approved the 2019 race dates calendar for northern California at its September 27, 2018 Regular Board Meeting. The CARF member fairs were approved to conduct mixed breed horse racing meetings as follows:

- Alameda County Fair (Pleasanton)—6/13/19–7/7/19
- California State Fair (Sacramento)—7/12/19–7/28/19
- Humboldt County Fair (Ferndale)—8/16/19–8/25/19
- The Big Fresno Fair (Fresno)—10/4/19–10/14/19

CARF requests that the Board designate these dates as a combined fair horse racing meeting in 2019. In its request, CARF states that the recognition of these dates as a combined fair horse racing meeting will provide the mechanism needed to carry over wagering pools from one fair to the next. In support of its request, CARF has submitted an agreement signed by all of the above-mentioned fairs to participate in a combined fair horse racing meeting (attached). Additionally, CARF requests that the license applications for each segment of the combined fair horse racing meeting be filed in the usual manner, with each fair submitting an individual application for its own portion of the race meeting.

RECOMMENDATION:

This item is presented for Board discussion and action.



a California joint powers agency

1776 Tribute Road, Suite 205
 Sacramento, CA 95815
 Office: 916.927.7033 Fax: 916.263.3341
www.calairs.com

February 25, 2019

Rick Baedeker, Executive Director
 California Horse Racing Board
 1010 Hurley Way, Suite 300
 Sacramento, CA 95825

Dear Rick,

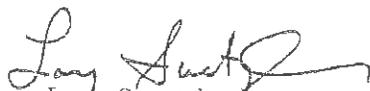
Pursuant to Ag Code Section 4058 and Business Professions Code Section 19549.1, the California Authority of Racing Fairs (CARP) requests that the Board designate the following 2019 racing dates as a combined Fair horse racing meeting. Request this be on the March CHRB agenda for approval.

- **Alameda County Fair – June 12 – July 9, 2019**
- **California State Fair – July 10 – July 30, 2019**
- **Humboldt County Fair – August 14 – August 27, 2019**
- **The Big Fresno Fair – October 2 – October 15, 2019**

We are requesting that the license applications for each segment of the combined Fair horse racing meeting be filed in the usual manner.

A combined Fair horse racing meeting will allow Northern California racing Fairs the mechanism needed to carryover wagering pools from one fair to the next.

Respectfully submitted,

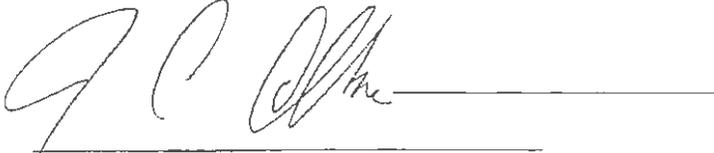

 Larry Swartzlander
 Executive Director

-AGREEMENT-
COMBINED FAIR HORSE RACING MEETING

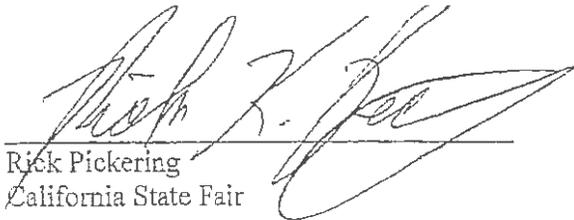
The undersigned Fairs agree to and confirm their participation in a combined Fair horse racing meeting pursuant to the California Food and Agricultural Code Section 4058 and Business and Professions Code Section 19549.1 ff. This agreement is effective April 4, 2017 and will remain in effect until a participating Fair gives notice in writing to the California Authority of Racing Fairs (CARF) that withdraws from their participation. These Fairs designate CARF to act on their behalf to conduct the combined Fair horse racing meeting.



Jerome Hoban
Alameda County Fair



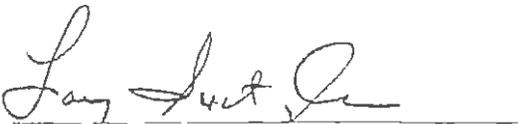
John Alkire
The Big Fresno Fair



Rick Pickering
California State Fair



Richard Conway
Humboldt County Fair



Larry Swartzlander
California Authority of Racing Fairs

STAFF ANALYSIS

March 28, 2019

APPLICATION FOR LICENSE TO OPERATE A MINISATELLITE WAGERING FACILITY BY CNR ENTERPRISES, INC. DBA FIREHOUSE BAR AND RESTAURANT, IN BAKERSFIELD, CALIFORNIA, FOR A PERIOD OF UP TO FIVE YEARS.

At its February 21, 2019 regular meeting, the Board deferred the CNR Enterprises, Inc. dba Firehouse Bar and Restaurant (Firehouse) minisatellite application until March 28, 2019, as the Firehouse application was incomplete. Firehouse had not provided its fire clearance, \$500 application fee, financials, wet signature of applicant in Part I and Part III of application, and wet signature from Del Mar Thoroughbred Club in Part II of application. Firehouse has submitted all previous outstanding items.

Firehouse filed an application for renewal of its license to operate a minisatellite wagering site in its Firehouse Restaurant in Bakersfield. Southern California Off Track Wagering Incorporated (SCOTWINC) has acted as the coordinator during the application process. Firehouse is currently licensed through April 24, 2019.

- Firehouse is a restaurant located in Bakersfield, California. The wagering site is in the southern zone.

Business and Professions Code section 19605.25(a)(1) provides that no minisatellite may be within 20 miles of a racetrack, a satellite wagering facility, or a tribal casino that has a satellite wagering facility. If the proposed facility is within 20 miles of one of the above-referenced satellite facilities, then the consent of each facility within a 20-mile radius must be given before the proposed facility may be approved by the Board.

- SCOTWINC has indicated there is no racetrack, satellite wagering facility, or tribal casino that has a satellite wagering facility located within 20 miles of the applicant.
- Firehouse has contracts/agreement with the following racing associations:

California Authority of Racing Fairs
 Del Mar Thoroughbred Club
 Los Angeles County Fair Association
 Los Angeles Turf Club
 Los Alamitos Racing Association
 Los Alamitos Quarter Horse Racing Association
 Pacific Racing Association
 Sonoma County Fair & Exposition, Inc.
 Watch and Wager.com LLC

- The simulcast organization engaged by the contracted association(s) to conduct simulcast wagering is SCOTWINC.

plus Holidays, 10:00 a.m. to end of racing.

- Estimated number of pari-mutuel terminals machines available: 19. Seating capacity in the minisatellite wagering facility is 150. The number of tables in the minisatellite wagering area is 45. The overall square footage is 2,900. There are 45 flat screen monitors. RCN/Dish Network provides the satellite reception service.
- Staffing: The host track pari-mutuel manager will determine the number of mutuel employees based upon projected handle and attendance. On most days, one mutuel employee will be assigned, with more as needed. At least one security officer will be present at all times.

Specific information that will need **updating** during the proposed approval period:

1. Workers' compensation insurance [expires June 30, 2019].

RECOMMENDATION:

Staff recommends the Board approve the application.

Application is hereby made to the California Horse Racing Board (CHRB/Board) for a license to operate a minisatellite wagering facility in connection with a horseracing meeting and/or parimutuel wagering in accordance with the Business and Professions Code, Chapter 4, Division 8 (Horse Racing Law) and the California Code of Regulations, Title 4, Division 4 (Rules and Regulations of the California Horse Racing Board).

Part I: To be completed by applicant seeking to operate a minisatellite wagering facility pursuant to Business and Professions Code section 19605.25.

Part II: To be completed by association(s) that has/have reached an agreement with the applicant to conduct minisatellite wagering.

Part III: To be completed by simulcast organization that has reached an agreement to provide services necessary for the conduct of minisatellite wagering pursuant to Business and Professions Code sections 19605.25 & 19605.3.

**PART I
 MINISATELLITE WAGERING APPLICANT INFORMATION**

APPLICANT INFORMATION

Name of applicant: The Firehouse			
The applicant is:		<input type="checkbox"/> Card Room/Gambling Establishment <input checked="" type="checkbox"/> Restaurant/Bar <input type="checkbox"/> Other Business Entity	
<input type="checkbox"/> Racing Association <input type="checkbox"/> Fair <input type="checkbox"/> Federally Recognized Indian Tribe			
Facility street address: THE FIREHOUSE BAR & RESTAURANT, 7701 WHITE LANE			
Mailing address (if different from above):			
E-mail address: RUSS@FIREHOUSEEATS.COM			
City: BAKERSFIELD	State: CALIFORNIA	Zip Code: 93313	
Phone: 661-831-4688	Fax: 661-835-0805	Website: firehouseeats.com	
County: Kern		Zone Location: North <input checked="" type="checkbox"/> South <input type="checkbox"/> Central <input type="checkbox"/>	
(To be completed by CHRB staff)			

**CONTACT PERSON
 (Authorized Representative)**

Name and title of the contact person: RUSS JOHNSON - President		
Business street address: CNR ENTERPRISES INC., 7701 WHITE LANE		
Mailing address (if different from above):		
City: BAKERSFIELD	State: CA	Zip Code: 93309
County: Kern		
Phone: 661-831-4688	E-mail: AS ABOVE	Fax: 661-835-0805

Dates during which the applicant proposes to operate as a minisatellite wagering facility:

5 YEAR MINI-SATELLITE LICENSE.

NOTICE TO APPLICANT: If approved for license, the term of license shall not exceed two years pursuant to Business and Professions Code section 19605.25 (h).

Have you previously operated a licensed gaming operation in California or another state? Yes No

Do you currently operate a licensed gaming operation in California or another state? Yes No

If yes to either question above, provide the following:

Valid licensure period: Begin Date: **April 2014** End Date: **April 24th 2019**

Facility name and address: **The Firehouse, Restaurant and Bar**

City: **Bakersfield**

State: **California**

Zip Code: **93309**

County: **Kern**

Zone Location:

North South Central

(To be completed by CHRB staff)

Have you had a gaming operation license that has been revoked or suspended. Yes No

If yes, provide the following if different from above:

Facility name and address:

City:

State:

Zip Code:

Racing Jurisdiction:

BUSINESS STRUCTURE

Corporation

Public

Private

Sub-S

Sub-C

Limited Partnership

Limited Liability Company

Partnership & Joint Venture

Sole Proprietorship

Other

If you have listed your company as other please identify your company structure:

Registered Business Name: **CNR ENTERPRISES INC**

Fictitious Business Name: **FIREHOUSE BAR & RESTAURANT**

Address: **7701 WHITE LANE**

E-mail Address: **Russ@firehouseeats.com**

City: **BAKERSFIELD**

State: **CA**

Zip Code: **93309**

Phone: **661-831-4688**

Fax: **N/A**

State where registered or Articles of Organization are filed: **CALIFORNIA**

Registry or File number: **77-0232541**

Name of all officers, directors, and managers. For officers, directors, and managers that have no ownership, enter "0%" in the ownership column. For members of a Limited Liability Company, list membership interest in ownership column. For partners, following the individual's name indicate whether general or limited partners. (true names)

Entity/Individual Name and Title	Entity's Business Address/ Individual's Address of Record	Ownership% (if any)	Compensation Agreement
RUSS JOHNSON, CEO	CNR ENTERPRISES ^{LLC}	90%	
CYNTHIA BLANCHARD-WOLFE	CNR ENTERPRISES ^{LLC}	10%	

Are shares listed for public trade?
 Yes No

If yes on what stock exchange? N/A

If more than 50 percent of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity.

All entities that own 5 percent or more must fulfill the instructions for Full Disclosure Statement.

Attach the most recent annual financial statement for the applicant, including balance sheet and profit and loss statement, and a copy of a report made during the preceding 12 months to shareholders in the corporation and/or the Securities and Exchange Commission and/or the California Corporations Commission.

**MANAGEMENT AND STAFF
 (Minisatellite Wagering Facility)**

Name and title of the managing officer(s) and/or general manager(s) of the business.

Name	Title
RUSS JOHNSON	CEO
FRANK PEREZ	GENERAL MANAGER

ASSOCIATION CONTRACT/AGREEMENT

Name(s) of racing association(s) with whom you intend to have a contract or agreement:

FULL SIMULCAST SCHEDULE AS PERSUANT TO NCOTWINC (SEE PART II)

Addresses of racing association(s):

Racing association(s) phone numbers:

Proposed contract dates: From: To: (inclusive).

Attach a certified check payable to the Treasurer of the State of California in the amount of \$500 for the nonrefundable minisatellite application fee.

CHRB CERTIFICATION

Application filed on: 1/18/19	30-day Notice Letter: 1/28/19
Fee received by: 2/2/19	Approved on:
Reviewed by: NS	License number issued:

CERTIFICATION BY APPLICANT

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

Name: RUSS JOHNSON	Signature of Applicant Representative 
Title: CEO, CNR ENTERPRISES INC	Date: 12/17/18

State of California
California Horse Racing Board
Application for License to Operate a Minisatellite Wagering Facility
CHRB-88 (New 11/08)

PART II

Firehouse Restaurant

CONTRACTED ASSOCIATION INFORMATION

One copy of Part II shall be completed by each contracted association

Name and mailing address of association:

California Authority of Racing Fairs
1776 Tribute Road, Sacramento, CA 95815

Telephone:

(916) 927-7223

Fax number:

(916) 263-3341

Racetrack name:

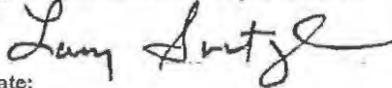
Ferndale, Fresno, Pleasanton, and Sacramento

Name and title of the person(s) authorized to receive notices on behalf of the association in conjunction with this applicant application for approval to operate a minisatellite wagering facility:

Name

Larry Swartzlander

Signature of association representative



Title

Executive Director

Date:

12-20-18

State of California
California Horse Racing Board
Application for License to Operate a Minisatellite Wagering Facility
CHRB-88 (New 11/08)

PART II
Firehouse Restaurant
CONTRACTED ASSOCIATION INFORMATION
One copy of Part II shall be completed by each contracted association

Name and mailing address of association:

Del Mar Thoroughbred Club
2260 Jimmy Durante Blvd, Del Mar, CA 92014

Telephone:

(858) 755-1141

Fax number:

(858) 794-1007

Racetrack name:

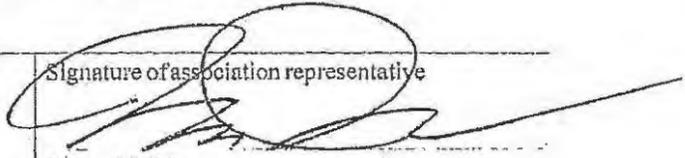
Del Mar

Name and title of the person(s) authorized to receive notices on behalf of the association in conjunction with this applicant application for approval to operate a minisatellite wagering facility:

Name

Josh Rubinstein

Signature of association representative



Title

President

Date: 1/2/19

State of California
California Horse Racing Board
Application for License to Operate a Minisatellite Wagering Facility
CHRB-88 (New 11/08)

PART II

Firehouse Restaurant

CONTRACTED ASSOCIATION INFORMATION

One copy of Part II shall be completed by each contracted association

Name and mailing address of association:

Los Angeles County Fair Association
1101 W. McKinley Avenue, Pomona, CA 91768

Telephone:
(909) 865-4203

Fax number:
(909) 865-2481

Racetrack name:

Los Angeles County Fair, racing at Los Alamitos Race Course

Name and title of the person(s) authorized to receive notices on behalf of the association in conjunction with this applicant application for approval to operate a minisatellite wagering facility:

Name

Richard Encel

Title

CFO

Signature of association representative

[Handwritten Signature]

Date:

12/20/10

State of California
California Horse Racing Board
Application for License to Operate a Minisatellite Wagering Facility
CHRB-88 (New 11/08)

PART II
Firehouse Restaurant
CONTRACTED ASSOCIATION INFORMATION

One copy of Part II shall be completed by each contracted association

Name and mailing address of association:

Los Angeles Turf Club, Inc.
285 W. Huntington Drive, Arcadia, CA 91007

Telephone:

(626) 574-7223

Fax number:

(626) 821-1514

Racetrack name:

Santa Anita Park

Name and title of the person(s) authorized to receive notices on behalf of the association in conjunction with this applicant application for approval to operate a minisatellite wagering facility:

FRANK DE MARCO JR.

Name

Signature of association representative

Frank De Marco

Title

VP- Regulatory Affairs

Date:

1-16-19

State of California
California Horse Racing Board
Application for License to Operate a Minisatellite Wagering Facility
CHRB-88 (New 11/08)

PART II

Firehouse Restaurant

CONTRACTED ASSOCIATION INFORMATION

One copy of Part II shall be completed by each contracted association

Name and mailing address of association:

Los Alamitos Racing Association
4961 Katella Avenue, Los Alamitos, CA 90720

Telephone:

(714) 820-2800

Fax number:

Racetrack name:

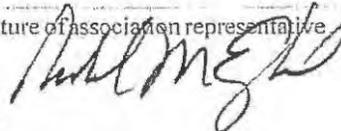
Los Alamitos

Name and title of the person(s) authorized to receive notices on behalf of the association in conjunction with this applicant application for approval to operate a minisatellite wagering facility:

Name

Richard English

Signature of association representative



Title

CFO

Date:

12/20/10

State of California
California Horse Racing Board
Application for License to Operate a Minisatellite Wagering Facility
CHRB-88 (New 11/08)

PART II
Firehouse Restaurant
CONTRACTED ASSOCIATION INFORMATION

One copy of Part II shall be completed by each contracted association

Name and mailing address of association.

Los Alamitos Quarter Horse Racing Association
4961 Katella Avenue, Los Alamitos, CA 90720

Telephone:

(714) 820-2800

Fax number:

Racetrack name:

Los Alamitos

Name and title of the person(s) authorized to receive notices on behalf of the association in conjunction with this applicant application for approval to operate a minisatellite wagering facility:

Name

Richard ENGLISH

Signature of association representative



Title

CFO

Date:

12/20/18

State of California
 California Horse Racing Board
 Application for License to Operate a Minisatellite Wagering Facility
 CHRB-88 (New 11/08)

PART II

Firehouse Restaurant

CONTRACTED ASSOCIATION INFORMATION

One copy of Part II shall be completed by each contracted association

Name and mailing address of association:

Pacific Racing Association
 1100 Eastshore Highway, Albany, CA 94706

Telephone:

(510) 559-7300

Fax number:

(510) 559-7465

Racetrack name:

Golden Gate Fields

Name and title of the person(s) authorized to receive notices on behalf of the association in conjunction with this applicant application for approval to operate a minisatellite wagering facility:

Name

FRANK DE MARCO, JR.

Signature of association representative

Frank De Marco, Jr.

Title

VP - Regulatory Affairs

Date:

1-16-19

State of California
California Horse Racing Board
Application for License to Operate a Minisatellite Wagering Facility
CHRB-88 (New 11/08)

PART II
Firehouse Restaurant
CONTRACTED ASSOCIATION INFORMATION

One copy of Part II shall be completed by each contracted association

Name and mailing address of association:

Sonoma County Fair & Exposition, Inc.
1350 Bennett Valley Road, Santa Rosa, CA 95404

Telephone:

(707) 545-4200

Fax number:

(707) 573-9342

Racetrack name:

Santa Rosa Racetrack - Sonoma County Fair

Name and title of the person(s) authorized to receive notices on behalf of the association in conjunction with this applicant application for approval to operate a minisatellite wagering facility:

Name

Rebecca Bartling

Title

CEO

Signature of association representative



Date:

12/20/18

Bakersfield

State of California
California Horse Racing Board
Application for License to Operate a Minisatellite Wagering Facility
CHRB-88 (New 11/08)

**PART II
Firehouse**

CONTRACTED ASSOCIATION INFORMATION

One copy of Part II shall be completed by each contracted association

Name and mailing address of association:

Watch and Wager.com LLC
20 California Street, 7th Floor, San Francisco, CA 94111

Telephone:

(916) 800-1390

Fax number:

(916) 800-1395

Racetrack name:

California State Fair & Exposition - Cal Expo Harness

Name and title of the person(s) authorized to receive notices on behalf of the association in conjunction with this applicant application for approval to operate a minisatellite wagering facility:

Name

Ben Kenney

Signature of association representative



Title

CFO

Date:

12-26-10

**PART III
 SIMULCAST ORGANIZATION INFORMATION**

To be completed by approved simulcast organization that has executed an agreement approved by the CHRB with the association conducting a racing meeting with the minisatellite wagering facility pursuant to Business and Professions Code sections 19605.25 and 19605.3.

I. OPERATION OF THE MINISATELLITE WAGERING FACILITY

Simulcast organization engaged by the association to conduct simulcast wagering: SCOTWINC

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

Submit a copy of each horsemen's written approvals. Attached

Hours for operation of the facility: 10 am to 2 am daily

Hours for operation of the minisatellite wagering site: Wednesday through Sunday plus Holidays, 10 am to end of racing.

Time periods during the calendar year the facility will not be utilized as a minisatellite wagering facility (explain why): None

If approved, wagering will be offered on live race meetings being held or conducted by the following California racing association(s):

Exhibit A		

List the host track from which the minisatellite wagering facility proposes to import out-of-state and/or out-of-country races. Include the dates imported races will be held, and whether or not a full card will be accepted. If the full card will not be imported, state "selected feature and/or stakes races": Exhibit A

Estimated number of pari-mutuel terminals machines available: 19

Attach a proposed staffing plan for the facility and/or minisatellite wagering site, to include the number of security personnel and the number of pari-mutuel clerks pursuant to Business and Professions Code section 19605.25 (5)(b). The host track pari-mutuel manager will determine the number of mutuel employees based upon projected handle and attendance. On most days, one mutuel employee will be assigned, with more as needed. At least one security officer will be present at all times.

II. SUPERVISION, SECURITY AND FIRE PREVENTION

Changes to management personnel and minisatellite manager(s)
 must be immediately reported to the Board.

Name of the individual(s) responsible for the day-to-day operation of the minisatellite facility:

Name and Title	CHRB License No. and Expiration Date
George Haines	068136 - 6/2020



December 20, 2018

Ms. Mary Rosenbauer
Regulations Analyst
California Horse Racing Board
1010 Hurley Way, Suite #300
Sacramento, CA 95825

RE: Firehouse Restaurant Minisatellite Facility Renewal

Dear Ms. Rosenbauer,

The Thoroughbred Owners of California approves the renewal of licensing by the California Horse Racing Board of the Firehouse Restaurant minisatellite.

Sincerely,

Greg Avioli
President

xc: Rick Baedeker, CHRB Executive Director
George Haines, SCOTWINC General Manager



Pacific Coast Quarter Horse Racing Association

December 21, 2018

Ms. Mary Rosenbauer
Regulations Analyst
California Horse Racing Board
1010 Hurley Way, Suite #300
Sacramento, CA 95825

RE: Firehouse Restaurant Minisatellite Facility Renewal

Dear Ms. Rosenbauer,

The Pacific Coast Quarter Horse Racing Association approves the renewal of licensing by the California Horse Racing Board of the Firehouse Restaurant minisatellite.

Sincerely,

A handwritten signature in black ink, appearing to read "Dominic Alessio". The signature is fluid and cursive, written over a light blue horizontal line.

Dominic Alessio
President

xc: Rick Baedeker, CHRB Executive Director
George Haines, SCOTWINC General Manager

Date: 1/3/2019

Mr. Rick Pimentel
Associate Governmental Program Analyst
California Horse Racing Board
1010 Hurley Way, Suite #300
Sacramento, CA 95825

RE: Firehouse Minisatellite Facility Renewal

Dear Mr. Pimentel;

The California Harness Horsemen's Association approves the renewal of licensing by the California Horse Racing Board of the Firehouse Restaurant minisatellite.

Sincerely,



David Neumeister
President

xc: Rick Baedeker, CHRB Executive Director
George Haines, SCOTWINC General Manager

Exhibit A
Firehouse Minisatellite Wagering Renewal Application

Part 1 – Minisatellite Wagering Applicant Information

Association Contract/Agreement:

Name(s) of racing associations(s) with a contract or agreement:

California Authority of Racing Fairs
1776 Tribute Road, Suite 205
Sacramento, CA 95812

Phone: (916) 927-7223
Fax: (916) 263-3341

Del Mar Thoroughbred Club
2260 Jimmy Durante Blvd
Del Mar, CA 92014

Phone: (858) 755-1141
Fax: (858) 794-1007

Los Angeles County Fair
c/o Los Alamitos Race Course
4961 Katella Avenue
Los Alamitos, CA 90720

Phone: (714) 820-2760
Fax: (714) 820-2813

Los Angeles Turf Club
285 W. Huntington Drive
Arcadia, CA 91007

Phone: (626) 574-7223
Fax: (626) 821-1514

Los Alamitos Racing Association (Thoroughbred) & Los Alamitos Quarter Horse Racing
Association
4961 Katella Avenue
Los Alamitos, CA 90720

Phone: (714) 820-2760
Fax: (714) 820-2813

Pacific Racing Association
1100 Eastshore Highway
Berkeley, CA 94710

Phone: (510) 559-7300
Fax: (510) 559-7464

**Exhibit A
Firehouse Minisatellite Wagering Renewal Application**

Association Contract/Agreement:
Name(s) of racing associations(s) intended to have a contract or agreement:

Sonoma County Fair
1350 Bennett Valley Drive
Santa Rosa, CA 95404

Phone: (707) 545-4200
Fax: (707) 545-9342

Watch & Wager.com, LLC
1600 Exposition Road
Sacramento, CA 95815

Phone: (916) 263-3000
Fax: (916) 800-1395

Part III – Simulcast Organization Information

I. Operation of the Minisatellite Wagering Facility:

Parimutuel wagering will be offered on live race meetings conducted by:

Del Mar Thoroughbred Club, Los Angeles Turf Club, Los Angeles County Fair, Los Alamitos Racing Association, Los Alamitos Quarter Horse Racing Association, Watch and Wager.com, LLC, Pacific Racing Association, race meets conducted by CARF, and the Sonoma County Fair

Wagering will be offered on the same imports from out of state and international tracks as the California host tracks offer.

Attach a certificate of insurance for workers' compensation coverage including carrier and the policy number securing the applicant's liability for payment of workers' compensation is (if self-insured, provide details):
Attached

Attach a fire clearance from the fire authority having jurisdiction. Attached

Attach a security plan to include: the name, title and phone number of the person having responsibility for security controls, the number of security officers and/or guards and the police or sheriff's department having jurisdiction for criminal law enforcement over the premises of the facility. Russ Johnson, CEO, has responsibility for security controls. He can be reached at (661) 213-6286. The Bakersfield Police Department has jurisdiction for criminal law enforcement over the premises of the facility. A minimum of one security guard will be present on days when the minisatellite wagering facility is open.

Is there a backup emergency plan for power failure? Yes No

If yes, describe.

III. MINISATELLITE WAGERING SITE

Attach a detailed scale plan of the facility indicating all points of access to facility, emergency exits, placement of offices, and food and beverage service location and detailing the location of the proposed minisatellite wagering site. Identify how the designated minisatellite wagering area will be restricted to patrons 21 years and over. Attach photos of the minisatellite wagering site. Scale plan on file with CHRB. A security guard ensures that attendance in the wagering area is restricted to patrons 21 years and over.

NOTICE TO APPLICANT. Pursuant to Business and Professions Code section 19605.25(a) (4) wagers placed at a minisatellite site must be in an area that is restricted to those who are 21 years of age or older.

IV. FACILITY DESCRIPTION

Describe the food and beverage services to be offered (full meals served; cafeteria-style full meals; short-order counter service; pre-ordered prepared sandwiches and fast foods available; full bar services; or other description as appropriate): Full service bar and restaurant menu

The seating capacity in the minisatellite wagering facility is: 150

The number of tables in the minisatellite wagering area is: 45

Overall square footage in the minisatellite wagering area is: 2,900 square feet

Attach a photograph of the minisatellite wagering area. On file

Describe occupancy restrictions, if any, imposed by the fire authority having jurisdiction:

The total number of parking spaces available in the parking areas can accommodate (number of standard sized automobiles): 300 on site plus 100 on-street parking spaces are available

Describe any other activities to be scheduled on or near the facility premises that may have a negative impact on available parking: None

V. EQUIPMENT PROVIDED BY THE MINISATELLITE WAGERING FACILITY

Describe the television equipment (satellite receivers, decoders, controls, monitors, etc.) to be utilized at the facility: 45 flat screen monitors. RCN/Dish Network provide the satellite reception service.



Anthony Galagaza
■ Fire Chief ■

Deputy Chief Trevor Martinusen
Operations/Training/Arson
661-326-3655

Deputy Chief John Frando
Fire Prevention/EMS/USAR
661-326-3652

Fire Department Headquarters

2101 H Street, Floor 1
Bakersfield, CA 93301
(661) 326-3911 (main)
(661) 852-2170 (fax)

Fire Department Community Services /
Public Information

2101 H Street, Floor 1
Bakersfield, CA 93301
(661) 326-3688 (office)
(661) 852-2170 (fax)

Fire Prevention Division

2101 H Street, Floor 2
Bakersfield, CA 93301
(661) 326-3979 (main)
(661) 852-2171 (fax)

Fire Training Division

5642 Victor Street (ODFTF)
Bakersfield, CA 93308
(661) 399-4697 (main)
(661) 399-5763 (fax)

Live Fire Training

106 E. White Lane (FS 5)
Bakersfield, CA 93307
(661) 397-6305 (main)
(661) 852-2170 (fax)

Arson Division

2101 H Street, Floor 2
Bakersfield, CA 93301
(661) 326-3911 (main)
(661) 852-2172 (fax)

February 22, 2019

Mr. Russ Johnson
The Firehouse
7701 White Ln, Ste. A3-A4
Bakersfield, CA 93313

RE: FIRE CODE COMPLIANT EXITING AT "THE FIREHOUSE"
Located at 7701 White Lane, Suites A3-A4, in Bakersfield, CA

To Whom It May Concern:

This letter attests to the California Fire Code compliant exiting which exists at the above referenced establishment.

The last fire safety inspection occurred on February 23, 2018, with no violations noted. A prior inspection occurred on January 17, 2018 which additionally granted fire safety clearance for entertainment purposes under the City of Bakersfield's biennial Cabaret Permit.

The structure is fully equipped with fire sprinklers and recent upgrades to the fire alarm systems performed in 2015.

If there are any questions, please call me at (661) 326-3659.

Sincerely,

Howard H. Wines, III
Fire Prevention Director

Property Information

Address: 7701 WHITE LN A-3
 BAKERSFIELD, CA 93309
 Location ID: 566410
 Owner name: CAROSELLA TRUST
 ATN (11 Digits): 385-013-05-00-5
 ATN (11 Digits): 38501305005
 Zoning: NA NON APPLICABLE
 Subdivision:

Application Information

Application status: C OF O
 Status Date: 8/01/2014
 Application type: COM ADD/ALT
 Application date: 4/15/2014
 Valuation: 444150

Square Footage: 0

Public building: NO
 Reviewed by: DAO DELORES OLDHAM
 Pin number: 678064
 Entered by: LBLAGG

Contractor Information

Contractor Name: OWNER/BUILDER
 Contractor Number: 2
 Type: B-GENERAL CONTRACTOR
 Status: ACTIVE

Contractor Requirements	Doc Number	Exp Date
WORKERS COMP		
STATE LICENSE NUMBER	0	12/31/2020
ADDITIONAL CLASS		12/31/2020
LIABILITY INSURANCE		12/31/2020
AUTO INSURANCE		12/31/2020

Outstanding Inspections

Type	Insp ID	Schedule Date	Confirmation Number	Permit Description	Pmt Seq	Min	Max
No outstanding inspections exist							

Work Description

Code	Description	Quantity
037	COM ALT/REP/ADD	1

CO Information

Str/seq	CO Issue Date	Status	Description
000 000	8/01/2014	CO	

Code Freeform information

Code	Date	Print Flag	Permit display	Inspection display	CO display
BPMC COMM 8883 SF TI - "THE FIREHOUSE" UNIT	4/15/2014	Y	Y	Y	Y
BPMC A-3	4/15/2014	Y	Y	Y	Y

Property Information

Address: 7701 WHITE LN A-3
 BAKERSFIELD, CA 93309
 Location ID: 566410
 Owner name: CARSELLA TRUST
 ATN (11 Digits): 385-013-05-00-5
 ATN (11 Digits): 38501305005
 Zoning: NA NON APPLICABLE
 Subdivision:

Application Information

Application status: C OF C
 Status Date: 8/01/2014
 Application type: COM ADD/ALT
 Application date: 4/15/2014
 Valuation: 444150

Square footage: 0
 Public building: NO
 Reviewed by: DAD DELGORES OLDHAM
 Pin number: 678064
 Entered by: LBLAGG

Contractor Information

Contractor Name: OWNER/BUILDER
 Contractor Number: 2
 Type: B-GENERAL CONTRACTOR
 Status: ACTIVE

Contractor Requirements	Doc Number	Exp Date
WORKERS COMP		
STATE LICENSE NUMBER	0	12/31/2020
ADDITIONAL CLASS		12/31/2020
LIABILITY INSURANCE		12/31/2020
AUTO INSURANCE		12/31/2020

Outstanding Inspections

Type	Insp ID	Schedule Date	Confirmation Number	Permit Description	Permit Seq	Min	Max
No outstanding inspections exist							

Work Description

Code	Description	Quantity
037	COM ALT/REP/ADD	1

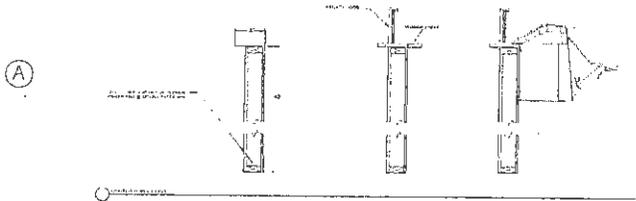
CO Information

Str/seq	CO Issue Date	Status	Description
000 000	8/01/2014	CO	

Str/Seq	Permit/Seq	Inspection type	Insp Seq	Inspector	Schedule date	Results	Results date
000 000	CALT 00	UNDERGROUND PLUMBING	0001	SDZ	5/22/2014	AP	5/22/2014

Str/Seq Permit/Seq Confirmation Nbr	Inspection type	Insp Seq	Inspector	Schedule date	Results	Results date
(Continued)						
7457534 000 000 CALT 00 7476070	UNDERGROUND PLUMBING	0002	EEF	6/03/2014	PA	6/03/2014
000 000 CALT 00 7476088	UNDERGROUND MECHANICAL	0001	EEF	6/03/2014	PA	6/03/2014
000 000 CALT 00 7476096	UNDERGROUND ELECTRICAL	0001	EEF	6/03/2014	PA	6/03/2014
000 000 CALT 00 7513237	PIER FOOTING	0001	BCW	6/27/2014	AP	6/27/2014
000 000 CALT 00 7520414	FLOOR JOIST/ GIRDER	0001	JJB	7/02/2014	AP	7/02/2014
000 000 CALT 00 7530033	FLOOR JOIST/ GIRDER	0002	JJB	7/09/2014	AP	7/09/2014
000 000 CALT 00 7477284	TOP OUT PLUMBING	0001	JJB	6/04/2014	AP	6/04/2014
000 000 CALT 00 7477292	ROUGH MECHANICAL	0001	JJB	6/04/2014	AP	6/04/2014
000 000 CALT 00 7469869	ROUGH ELECTRICAL	0001	BCW	5/30/2014	AP	5/30/2014
000 000 CALT 00 7472228	ROUGH ELECTRICAL	0002	EEF	6/02/2014	AP	6/02/2014
000 000 CALT 00 7467558	ROUGH FRAME	0001	BCW	5/29/2014	AP	5/29/2014
000 000 CALT 00 7475056	ROUGH FRAME	0002	EEF	6/02/2014	AP	6/02/2014
000 000 CALT 00 7469877	INTERIOR LATH	0001	BCW	5/30/2014	AP	5/30/2014
000 000 CALT 00 7476104	INTERIOR LATH	0002	EEF	6/03/2014	PA	6/03/2014
000 000 CALT 00 7528334	D-STOP	0001	JJB	7/08/2014	AP	7/08/2014
000 000 CALT 00 7530041	D-STOP	0002	JJB	7/09/2014	AP	7/09/2014
000 000 CALT 00 7555675	FINAL INSPECTION	0001	JJB	7/24/2014	CA	7/24/2014
000 000 CALT 00 7566755	FINAL INSPECTION	0002	JJB	7/31/2014	DA	7/31/2014
000 000 CALT 00 7570377	FINAL INSPECTION	0003	JJB	8/01/2014	AP	8/01/2014

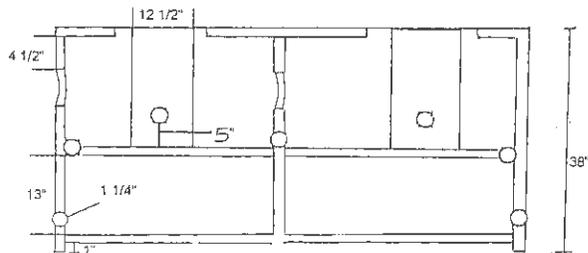
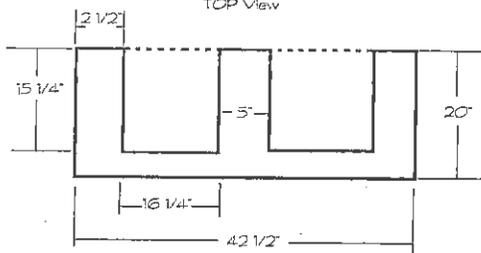
Privacy hood goes in between each terminal
Change shelf goes on left of term. Aprx. 4" wide and deep



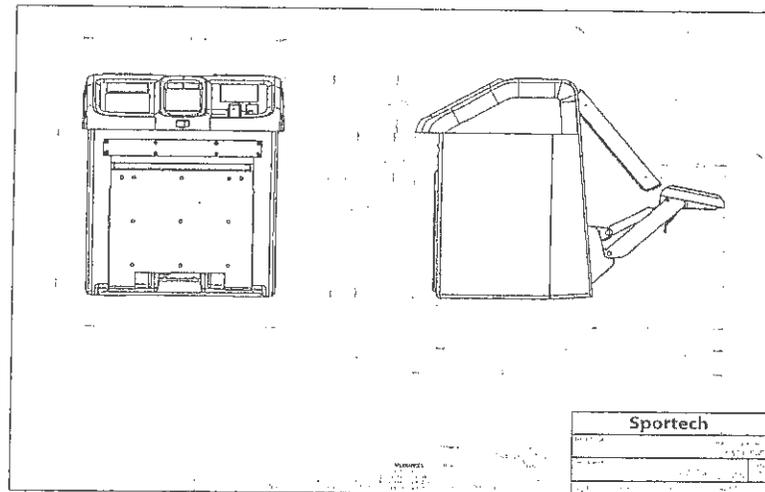
Counter 42" Tall, 6-8" w MAX
Backside must be flush

Standard portable cart

TOP View



Front 42.5 x 37 1/4
Sides: 37 1/4 x 19 1/4
Bottom 41 x 19 1/4
Wheels: 1/2" from sides
Center Hole: 2 1/2 from front & shelf.
Bottom Holes: centered 4" from bottom and back.



PROJECT

Firehouse
restaurant
7701 White
Bakersfield, CA 93313

Detail

Drawing by:

Lance Ku
lance.ku@sportech.net
Mobile: (310) 200-9666

Client:

Sportech

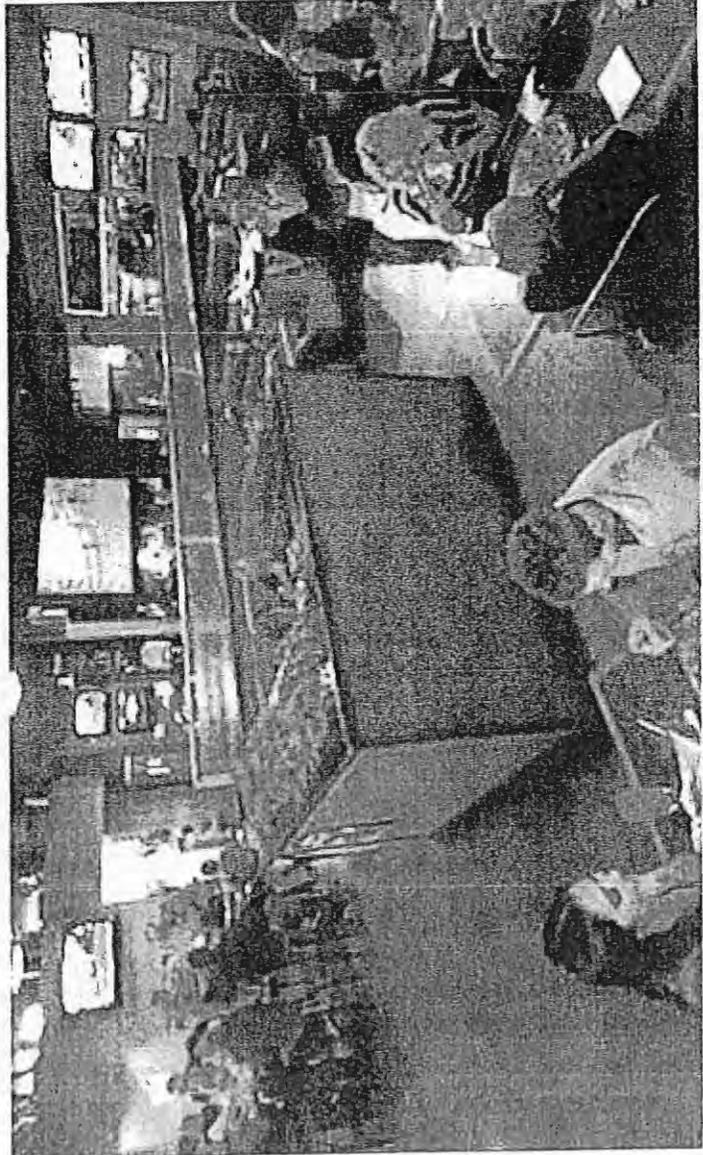
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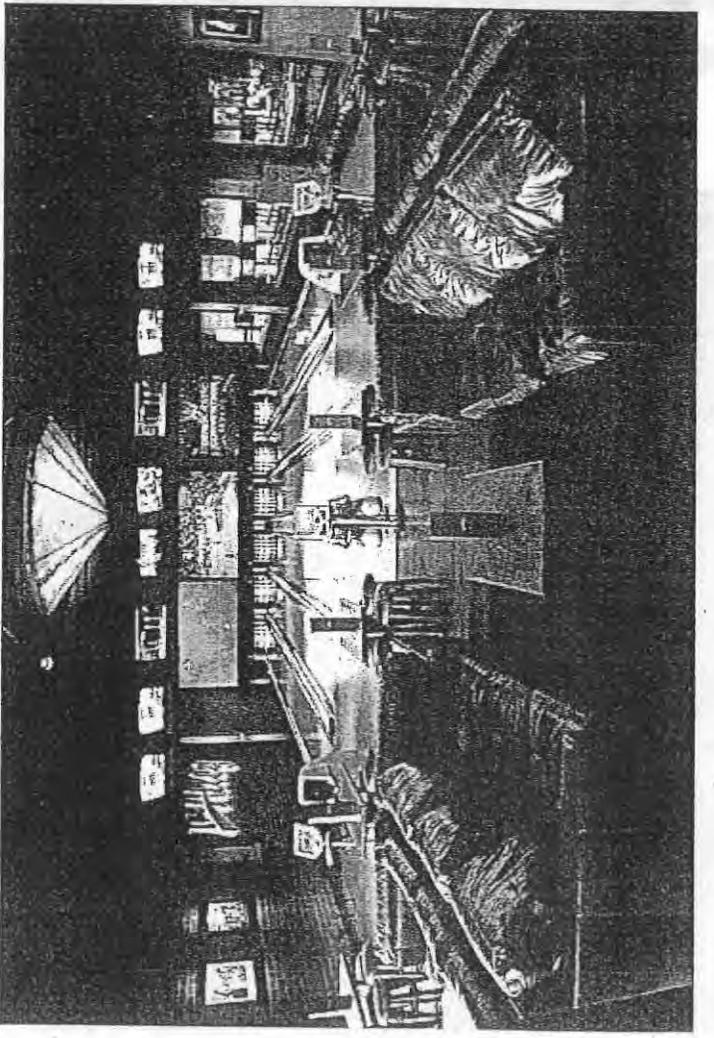
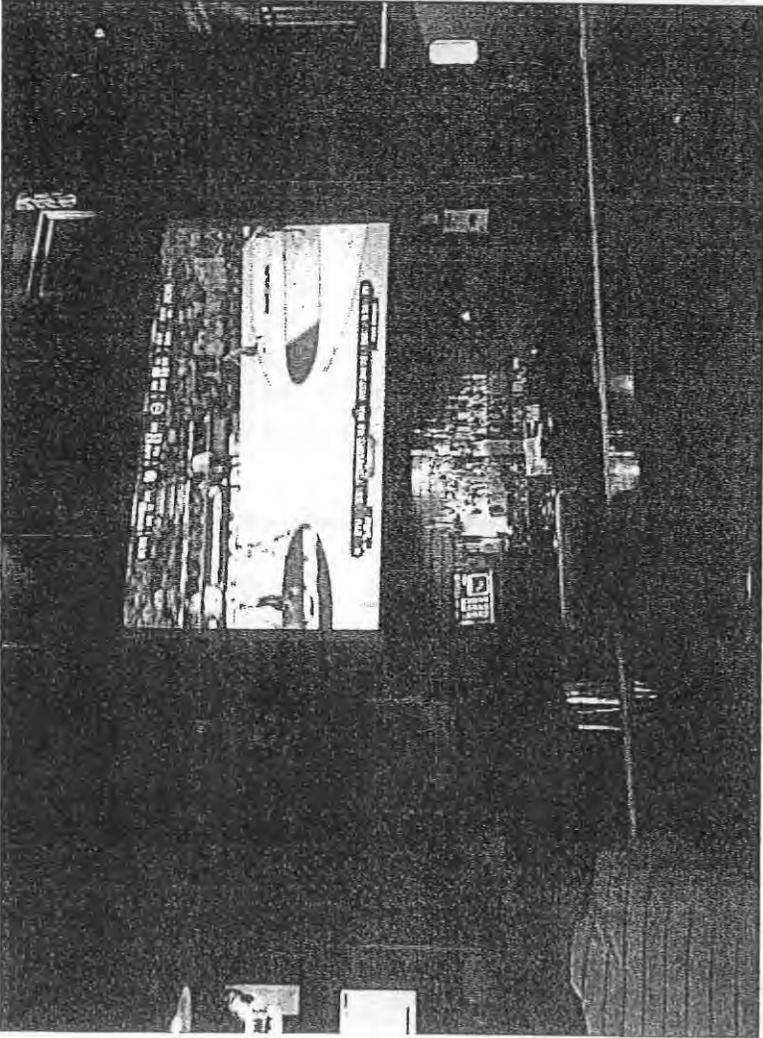
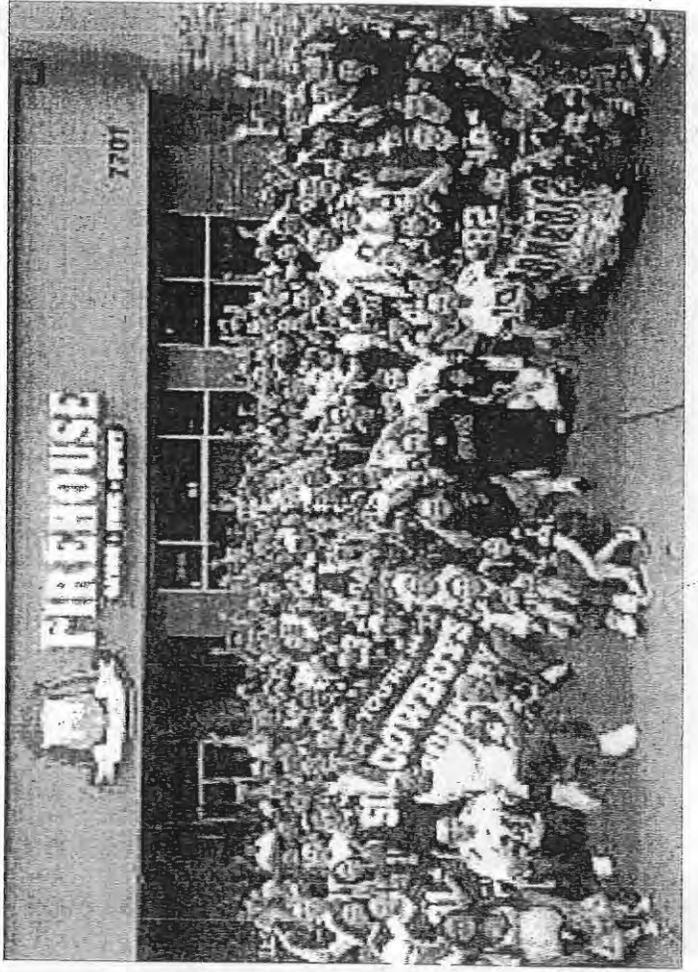
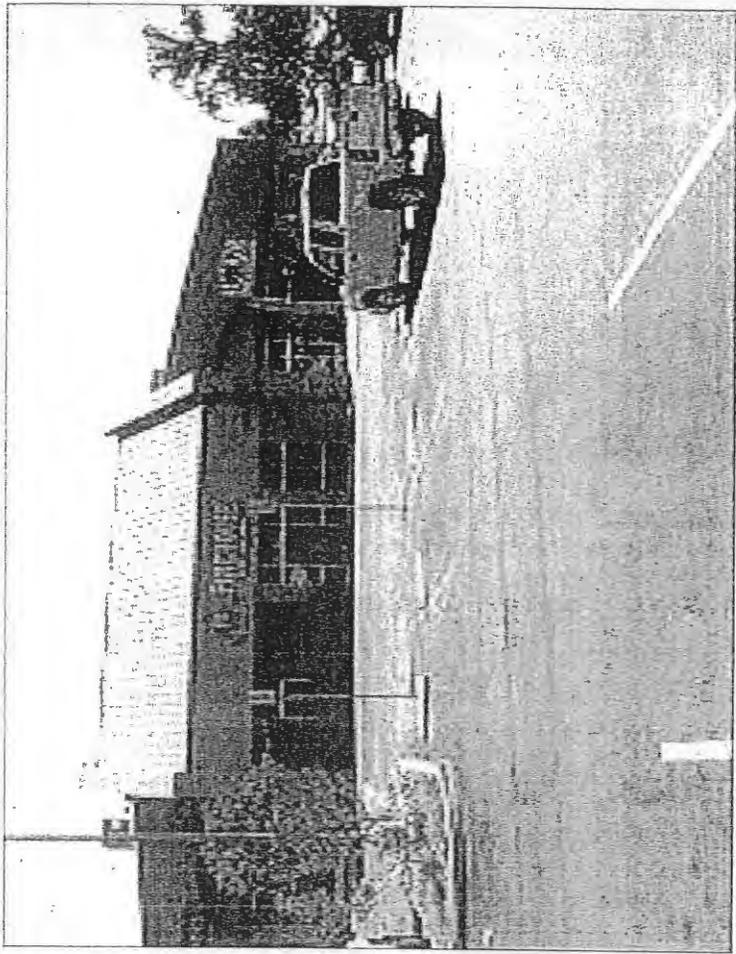
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IGNITERS

FLASH POINT FRIES

Crispy fries smothered with cheese, smoked bacon bits & jalapenos 5.99



FIRE LANE CHEESY GARLIC BREAD

Hot & cheesy three cheese garlic blend, spread over a French loaf and baked to perfection 6.99

CROSS ROADS CHICKEN STRIPS

Crispy chicken tenders served with ranch 7.99
For some Firehouse flair ask to have your strips tossed in one of our wing sauces for an additional .99

STATION COMMANDER NACHOS

A full load of chips topped with our homemade Firehouse chili, nacho cheese sauce, freshly made pico de gallo, and jalapenos, finished with guacamole and sour cream.

Full Order - 8.99

Half Order - 6.99

Add steak or chicken for 1.99

BATTALION POTATO SKINS

Potato shells topped with cheese and crispy smoked bacon bits. Served with sour cream and green onions 6.99

SMOKY QUESADILLA

Grilled tortilla filled with jack and cheddar cheese, pico de gallo, and your choice of chicken for 7.99 or steak for 8.49

ROAD FLARE MOZZARELLA STICKS

Mozzarella cheese breaded with Italian crumbs and served with marinara or ranch 7.99

STRIKE TEAM SAMPLER

A combo of our best offerings including road flares, flash point fries, battalion potato skins, and wings tossed in your choice of sauce 12.99

STATION HOUSE SOUP & SALADS

HOT SHOT SOUP & SALAD

A side house salad and a cup of soup 6.99



WATER HAMMER WEDGE

A wedge of crisp iceberg lettuce topped with bleu cheese dressing and topped with smoked bacon, red onions and diced tomatoes 5.99

SMOKE EATER SESAME CHICKEN

Fresh greens mixed with cucumber, celery, carrots, red bell peppers, and cabbage, all tossed in a creamy sesame peanut dressing and topped with marinated chicken skewers, chopped peanuts, and crispy noodles 9.99

BACK DRAFT BUFFALO BLEU

Fresh greens, diced tomatoes, bleu cheese dressing and crumbles. Topped with our hotspot chicken strips 9.99

SEARCH AND RESCUE

POTATO SOUP

Our chef creates our potato soup each day to keep our offering fresh. Topped with cheese, bacon, and chives - Not available on Splash Café Fridays

Cup - 3.99

Bowl - 5.99

CLASS A CAESAR

Crisp romaine lettuce tossed with Caesar dressing and topped with croutons and parmesan cheese 6.99
Add chicken - 1.99

Add grilled salmon - 3.99

STATION HOUSE SANTA FE

Fresh greens tossed in our chipotle ranch dressing and topped with Cajun chicken, Ortega chili, crispy tortilla chips, diced tomatoes, and jack and cheddar cheeses 8.99

PILOT PARADISE

Fresh greens, carrots, cucumber, apples, mandarin oranges, pico de gallo, diced chicken, and candied walnuts tossed in balsamic vinegar 9.99

CHAINSAW CHILI

Our family recipe is made with fresh ingredients and prepared in our kitchen daily

Cup - 3.99

Bowl - 5.99

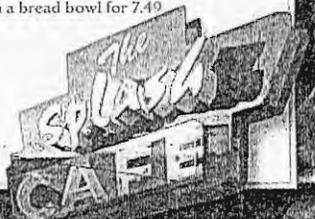
SPLASH CAFE CLAM CHOWDER

(Served On Friday's Only)

THE FAMOUS CHOWDER from the coast in our kitchen and on your table

Cup - 4.99 - in a bread bowl for 7.49

Bowl - 6.99



Firehouse Favorites



TOKENS

No reason to leave without enjoying the entire Firehouse experience. With the purchase of a regular price entree you can add the following bonus game features to your check.

• 50 tokens - \$10 (\$12.50 Value) • 100 tokens - \$20 (\$25 Value)

No refunds on tokens purchase

SECTOR SANDWICHES & TACOS

Sandwiches served with fries or substitute fries for a Fire Side 1.49

SMOKED TURKEY CLUB

Cold Smoked turkey topped with avocado, lettuce, tomato, herb mayo and served on thick sliced whole wheat 8.99

CHARGED CAJUN CHICKEN

Grilled blackened chicken breast seasoned with our special Cajun spice, topped with pepper jack cheese, lettuce, tomato, and mayo. Served on a hoagie roll 8.99

HOOK AND LADDER

Grilled ham, turkey, and smoked bacon with Swiss and cheddar cheese, lettuce, tomato, and mayo on thick sliced whole wheat toast 8.99

FISH TACOS

Our beer battered Cod, deep fried to a golden brown and topped with cabbage, crème fresh, and homemade salsa in a crispy corn tortilla, and served with fries 9.99

FLASHOVER SHRIMP TACOS

Two shrimp tacos with cabbage, chipotle ranch, pico de gallo, and avocado. Served with fries 8.99

CODE 2 FAJITA STYLE CHICKEN TACOS

Two fajita chicken tacos with sautéed peppers and onion, topped with guacamole and crème fresh. Served with fries 7.99

FULLY INVOLVED CHICKEN MELTDOWN

Grilled marinated chicken breast topped with smoked bacon, sautéed onion and mushrooms, avocado, lettuce, tomato, mozzarella cheese, mayo, and served on thick sliced white bread 9.99



FAST ATTACK FRENCH DIP

Slow roasted, thinly sliced roast beef served on a hoagie roll and served with au jus 8.99
Add sautéed onions - .99
Add cheese - .99

TYPE III CHEESY BREAD TRI-TIP SANDWICH

Tri-Tip, thinly sliced and served on top of our cheesy garlic bread and topped with pico de gallo 10.99



MAYDAY MINI CARNE ASADA TACOS

Three carne asada mini tacos, topped with diced onion and chopped cilantro, and served with a side of homemade salsa 5.99

SQUAD 1 WRAP

Crossroads chicken strips, cheddar and Monterey jack cheeses, romaine lettuce, tomatoes, and mayo wrapped in a flour tortilla. Served with fries 8.99

FIREHOUSE PIZZAS

Indulge yourself with our traditional 12" crust, brushed with garlic butter and served hot from our ovens



FIREMAN'S MEAT LOVER

This meat lover's delight features our homemade marinara sauce topped with mozzarella cheese, smoked bacon, ham, sausage, and pepperoni 14.99

BUMPER LINE BBQ CHICKEN

Delightfully sweet and smoky BBQ sauce topped with mozzarella cheese, grilled chicken breast, cilantro, and red onions 13.99

HIGH PRESSURE HAWAIIAN

A perfectly baked pizza dough topped with our traditional homemade marinara sauce, mozzarella cheese, ham, and pineapple, and finished with a sprinkle of parmesan cheese 11.99

PLATOON PEPPERONI PIZZA

Traditional homemade marinara sauce, topped with mozzarella cheese, and finished off with a generous amount of pepperoni 10.99

DRY BARREL MARGHERITA

Don't like marinara sauce? We offer the Margherita! Olive oil, fresh garlic, tomatoes, mozzarella and fresh basil. Yum! 12.99



Firehouse Favorites

BACKDRAFT BURGERS

U.S.D.A.
CHOICE
BEEF

Our burgers are handmade half-pound, USDA Choice ground chuck patties. Served with fries or substitute a Fire Side for 1.49

RESCUE TURKEY BURGER

A healthier choice for our Firehouse fans. Served with Swiss cheese, lettuce, tomato, avocado, and herb mayo 7.99

SMOKEHOUSE BBQ BURGER

Cheddar cheese, lettuce, fried onion strings, tomato, pickles, smoked bacon strips and our Firehouse BBQ sauce 9.99

CHAINSAW CHILI CHEESE BURGER

Served open faced and smothered with our Chainsaw chili, topped with our cheese mix 8.99

ON CALL ORTEGA CHORIZO BURGER

This zesty burger combines the subtle Ortega chili with our handmade choice ground chuck and chorizo patty for a perfect combination. Topped with lettuce, tomato, onion, pepper jack cheese, and chipotle mayo 9.99

FIRE DRILL GUACAMOLE BURGER

Swiss cheese, lettuce, red onion, tomato, mayo, smoked bacon and topped with our homemade fresh guacamole 9.99



CROSS LAY CLASSIC BURGER

Cheddar cheese, lettuce, onion, pickles, and tomato, and our special homemade sauce 7.99

TASK FORCE TERIYAKI BURGER

With a taste of Hawaii we marinate our burger with a rich teriyaki sauce, topped with lettuce, tomato, onion, mayo, cheddar cheese, and a grilled pineapple ring 8.99

EN FUEGO BURGER

Topped with lettuce, tomato, onion ring, smoked bacon, chipotle mayo, jalapenos and fresh avocado slices for a perfect balance of savory spice 9.99

CAPTAIN'S 5 ALARM BURGER

Our handmade combination of USDA choice ground chuck and chorizo patty topped with hot link sausage for added heat. Finished with pepper jack cheese, lettuce, tomato, onion, mayo, and our signature 5-alarm sauce 9.99

LIFE LINE MUSHROOM AND BLEU BURGER

Bleu cheese crumbles, sautéed mushrooms, onions, smoked bacon, lettuce, tomato, and herb mayo 10.59

ENTREES

MAYDAY BBQ CHICKEN

Grilled chicken, brushed with our Firehouse BBQ sauce and served with your choice of two Fire Sides 10.99

CADET SIRLOIN STEAK

Juicy char grilled 6 oz cut of USDA Choice sirloin steak served with your choice of two Fire Sides 11.99

MASTER STREAM FISH & CHIPS

Beer battered Cod strips deep fried to perfection and served with fries and coleslaw 10.99

BACK BURN BLACKENED SALMON

Pan seared blackened Atlantic salmon filet, brushed with garlic butter, and served with your choice of two Fire Sides 16.99



TRUCKIE TERIYAKI CHICKEN

Grilled chicken, glazed with teriyaki sauce and served with your choice of two Fire Sides 11.99

SPOT FIRE BLACKENED PASTA

Blackened chicken breast served atop Linguini pasta, with mushrooms, shredded Parmesan in a homemade creamy Alfredo sauce. Served with garlic toast 10.99

SOS RIBS

Pork ribs seasoned with our homemade dry rub and smothered with our Firehouse BBQ sauce. Served with coleslaw and fries
Half rack - 13.99 Full rack - 18.99

CHIEF RIBEYE

A boneless, USDA Choice, 12 oz cut Ribeye, rich with marbling for the perfect taste, and served with your choice of two Fire Sides 17.99

FIRE SIDE CHOICES

Add an additional FIRE SIDE to your entrée for 1.99

- BAKED POTATO
- GARLIC MASHED POTATOES
- SEASONAL VEGETABLES
- STEAMED BROCCOLI
- FRENCH FRIES
- COLESLAW
- SIDE SALAD
- SWEET POTATO FRIES



Firehouse Favorites

DINNER FOR TWO

Enjoy two entrées and an appetizer to share for \$20

APPETIZERS

- Fire Lane Cheesy Garlic Bread
- Half-Order Station Commander Nachos
- Flash Point Fries
- Smoky Quesadilla
- Battalion Potato Skins

ENTREES

- Cross Lay Classic Burger
- Truckie Teriyaki Chicken
- Mayday BBQ Chicken
- Hook And Ladder
- Spot Fire Blackened Pasta
- Class A Chicken Caesar Salad
- Type III Cheesy Bread Steak Sandwich

FIREHOUSE WINGS

Your choice of sauce:

- FALSE ALARM - Mild
- HOTSPOT - Hot
- 5-ALARM - Very Hot
- GARLIC PARMESAN
- SWEET and SOUR
- STATION 1 - BBQ
- TERIYAKI

- 8 PIECE - 7.99 - BONELESS - 8.99
- 16 PIECE - 14.99 - BONELESS - 16.99
- 40 PIECE - 32.99 - BONELESS - 36.99

BOMBER DESSERTS

PROBIE VANILLA ICE CREAM

For those of you who want it simple and delicious we serve two scoops of our vanilla ice cream, plain, for you to enjoy 3.99
Make it a sundae for an additional 1.99

COMMISSIONER'S CHEESE CAKE WITH STRAWBERRIES

A traditional New York cheesecake topped with a fresh strawberry and strawberry puree 5.99

CHIEF OFFICER BROWNIE SUNDAE

Fresh baked Ghiradelli chocolate brownie wedges, served warm, with a scoop of vanilla ice cream and drizzled with caramel sauce 6.99



SEASONAL FRUIT COBBLER

Our warm homemade cobbler topped with crumbled brown sugar and vanilla ice cream 4.99

MASTER PLAN CARROT CAKE

Three delicious layers of moist cake loaded with shredded carrots, pecan pieces and crushed pineapple, finished with real cream cheese icing 5.99



Firehouse Favorites

FAST LANE LUNCH SPECIALS

Our goal is to get you these Fast Lane entrees in 15 minutes so you can get on your way. Offered Monday through Friday from 11am to 3pm

CLASS A CHICKEN CAESAR

Crisp romaine lettuce tossed with Caesar dressing and topped with grilled chicken, croutons, and parmesan cheese 8.98

FISH TACOS

Our beer battered Cod fried to a golden brown and topped with cabbage, creme fresh, and homemade salsa in a crispy corn tortilla. Served with fries 9.99

HOT SHOT SOUP & SALAD

A side house salad and a cup of soup 6.99

FAST ATTACK FRENCH DIP

Slow roasted beef served on a hoagie roll and served with au jus 8.99

MASTER STREAM FISH & CHIPS

Beer battered Cod strips deep fried to perfection and served with French fries and coleslaw 10.99

CODE 2 FAJITA STYLE CHICKEN TACOS

Two fajita chicken tacos with sauteed peppers and onion, topped with guacamole and creme fresh. Served with fries 7.99



FIREHOUSE

SAVOR • SWIG • SPORT

By Mark Johnston

Bill Finley, in making his case for the banning of whips in racing, opens with the argument that 'whether it hurts the animal or not' there is no place for the whip in horseracing because it portrays a terrible image. I have heard the same argument, many, many times before in this country. They tell us that this is all about public perception and that racing without whips will attract a greater audience but I am not prepared to accept that view. I recognise the importance of public perception but I am not willing to put it ahead of horse welfare itself. Bill says he is still waiting to hear a compelling reason for the retention of whips. Really? Has nobody on your side of the pond been able to explain why whips, sticks, riding crops, or whatever you want to call them, have been carried for as long as man has been riding horses and, before that, since the first animals were domesticated and herded. They are an essential tool for the purpose of controlling a horse.

They are an essential tool for the purpose of controlling a horse.

— trainer Mark Johnston

Bill's other main point seems to be that, if you take them away, it won't change the nature of racing. 'With every horse on a level, whip-less playing field', he says, 'no one would have an advantage over anyone else'. That's correct. And currently, with every jockey carrying a stick, the same applies.

If the reason for carrying a whip on a racehorse was simply to make the horse go faster, then Bill would be absolutely right, nothing would change if we removed them. But that isn't the main reason for carrying a whip. I firmly believe that my horses are less at risk of injury when ridden with a stick.

In breeding horses to race, over centuries, we have selected for and greatly enhanced the flight response which is inherent in all horses. That response, part of which is driven by chemicals such as adrenalin and endorphins, can be initiated quite easily in a fit, trained, racehorse by the very excitement of being at the races but it must be maintained throughout the race. There are many physiological changes taking place as part of the flight response and, together, they ensure that the mechanical components of the body are fuelled to capacity and can work up to maximum output but with natural limiters in place to try to ensure that the body is not pushed to breaking point.

However, as the horse tires, many of the components of that physiological response wear off. The excitement wanes, the stride shortens and weight distribution alters with the head and neck lowering and more weight being thrown onto the vulnerable front limbs. At this point, it is in the best interests of the horse to reinforce the flight response and get the horse to the end of the race in a fully alert state. The strokes of the whip, which even Bill might agree will cause no lasting damage to an animal of that size, initiate a new 'injection' of adrenalin and endorphins.

My apologies if you have heard me make the comparison before but I like to compare this tiring state with a boxer about to come out for the last round of a gruelling fight. The jockey's use of the stick is like

Describe the public address equipment (controls, microphones, speakers, etc.) to be utilized at the facility:
Hand-held microphone input at the A/V rack, audio through TVs and ceiling speakers

VI. ADVERTISING AND PATRON DEVELOPMENT

Describe any advertising or promotional plans:
Sports related specials and contests

Describe any improvements to the facility that will directly benefit minisatellite wagering:

NOTICE TO APPLICANT: Pursuant to Board Rule 2066 all advertisement shall contain a statement that persons under 21 are not allowed to participate in minisatellite wagering. All advertisement shall contain contact information for a recognized problem-gambling support organization.

VII. ADMISSIONS, CHARGES AND SERVICE FEES

Complete if applicable and note N/A if not

Admissions charges, if any, are:	None
Parking charges, if any, are:	None
Program charges, if any, are:	Retail price as determined by host race track
Seating charges, if any, are:	None; minimum food & beverage purchase may apply on special days

VIII. RENEWAL

Complete this section only if renewing your license.

Is this a renewal application: Yes No

Have there been any changes since the submission of your last application for authorization to operate a minisatellite wagering facility? Yes No

Have any changes occurred affecting ownership or controlling interest in your business structure or establishment since your last application? Yes No

If you have answered, "Yes", to any of the questions above please attach a detailed statement describing the change.

How many years have you been an approved minisatellite wagering facility? Firehouse was approved by the CHRB on 4/24/14 and opened on 8/6/14.

AGREEMENTS

Attach copies of all applicable county, city or agency agreements that may affect the minisatellite wagering facility.

NOTICES TO APPLICANT

Notice is given to the applicant that its application, if approved by the Board, authorizes the applicant to offer pari-mutuel wagering at its minisatellite wagering facility for a period of two years per Business and Professions Code section 19605.25(h).

Notice is given that retention of and control over all moneys generated from pari-mutuel wagering held or conducted at the facility is the responsibility of the simulcast organization(s) which contract(s) to provide the pari-mutuel equipment and pari-mutuel employees; and that such organization(s) is (are) responsible for its proper distribution in accordance with the law and the rules and regulations of the Board.

Notice is given that CHRB Rules 1870 and 1871 require that the Board be given 15 days notice in writing of any intention to terminate operations, engagements, or services by any licensee, or approved contractor.

State of California
 California Horse Racing Board
 Application for License to Operate a Minisatellite Wagering Facility
 CHRFB-228 (New 11/08)

Notice is given that CHRFB Rules 1870 and 1871 require that the Board be given 15 days notice in writing of any intention to terminate operations, engagements, or services by any licensee, or approved contractor.

DECLARATIONS

All labor agreements, concession contracts, service contracts, horsemen's agreements, lease agreements, agreements with the simulcast organization(s) necessary to conduct and operate the simulcast wagering program at the facility, lease or rental agreement with the facility landlord and all applicable county, city or agency agreements that may affect the minisatellite wagering facility have been finalized except as follows (if there are no exceptions, so state): No exceptions

All service contractors and concessionaires have valid State, County or City licenses authorizing each to engage in the type of service to be provided and have valid labor agreements (when applicable) which remain in effect for the entire term of the license except as follows (if there are no exceptions, so state): No exceptions

Absent natural disasters or causes beyond the control of the applicant, its service contractors, concessionaires or employees engaged at the facility, no reasons are believed to exist that may result in a stoppage to the conduct of pari-mutual wagering at the facility or the withholding of any vital service to the applicant except as follows (if there are no exceptions, so state): No exceptions.

By authority of Article 9.2, Chapter 4, of the Business and Professions Code; and the Federal Indian Gaming Act; to allow an evaluation of the competence, integrity, and character of potential simulcast facility operators, any person, corporation, trust association, partnership, joint venture, or management firm who submits an application for such license or who is named in such application and who is not a State or County entity, or has not previously completed such disclosure when filing for a horseracing application pursuant to Article 4, section 19480 of the Business and Professions Code shall be required to complete and submit a full disclosure statement.

CERTIFICATION BY APPLICANT

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

Print name of minisatellite facility applicant representative:	Date:
Signature of minisatellite facility representative:	Date:
Print name of association representative:	Date:
Josh Rubinstein Signature of association representative:	Date: 1/22/19
Print name of simulcast organization representative:	Date:
George Haines Signature of simulcast organization representative:	Date: 1/22/19

STAFF ANALYSIS
DISCUSSION BY THE BOARD ON A REPORT FROM LOS ANGELES TURF CLUB
(LATC) REGARDING ACTIONS TAKEN TO ADDRESS EQUINE FATALITIES AT
SANTA ANITA PARK.

Regular Board Meeting
March 28, 2019

BACKGROUND

Los Angeles Turf Club's (LATC) race meeting application was approved by the Board at its regular meeting on November 29, 2018. The proposed race meeting license was granted from December 19th, 2018 through June 25th, 2019. Opening day was December 26th, 2018. Unfortunately, since December 26th, 2018, twenty-two equine fatalities have occurred at Santa Anita Race Track to date. Ten of those horses have sustained injuries as a result of training and twelve of those horses have sustained injuries as a result of racing.

In response to these equine fatalities, LATC closed the track for evaluation and maintenance on February 26th and 27th. The track was again closed for racing on March 5th, and remains closed to date. LATC continues to conduct testing and inspection of the race track. LATC has also implemented new protocols including the creation of a new equine welfare position which will be staffed by an accredited veterinarian, hiring additional veterinarians to observe horses during morning training, requiring trainers to apply for permission prior to a workout, and requiring all veterinary records of the horse follow the horse through any trainer or ownership change.

RECOMMENDATION

Staff recommends the Board hear from representatives of Los Angeles Turf Club.

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING
THE PROPOSED AMENDMENT TO
CHRB RULE 1688, USE OF RIDING CROP,
TO LIMIT THE USE OF THE RIDING CROP TO
PROTECT THE SAFETY OF THE HORSE AND RIDER

Regular Board Meeting
March 28, 2019

ISSUE

The use of the riding crop has been a part of horse racing since its inception. In today's culture, however, sensitivities to animal welfare are greater than ever before. And although the modern crop is shorter and softer, the appearance of striking the horse can appear cruel to viewers (see *Should the Crop be Banned*, following pages). A search located only one public opinion poll dedicated to the subject. Independent research (conducted in Australia) indicated that 74% of Australians do not support the use of whips in racing. Furthermore, 87% of those who watch or bet on horse racing, including both regular and casual punters, said they would continue to do so if rules changed to prohibit whipping (see *The Conversation*, following pages).

ANALYSIS

The proposed amendment to Rule 1688 will eliminate subsections 1688(b)(3) through (d)(3), which in the current version of the regulation provide a list of circumstances when the riding crop is NOT to be used and provide a listing of the "correct" uses of the riding crop. A new subsection 1688(c) provides that if a jockey rides contrary to the rule, the mount may be disqualified, and the jockey may be suspended or otherwise disciplined by the stewards.

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 19481 provides that in performing its responsibilities, the Board shall establish safety standards governing equipment for horse and rider.

CURRENT REGULATION: In July of 2015, the Board enacted changes to Rule 1688 to limit the number of permitted strikes; in 2017 the changes were applied to exercise riders as well (changes in bold).

1688. Use of Riding Crop.

(a) In all races where a jockey will not ride with a riding crop, an announcement shall be made over the public address system of such fact.

(b) Although the use of a riding crop is not required, any jockey **or exercise rider** who uses a riding crop during a race **or training** is prohibited from using a riding crop on a horse:

- (1) on the head, flanks, or on any parts of its body other than the shoulders or hind quarters;
- (2) during the post parade except when necessary to control the horse;
- (3) excessively or brutally causing welts or breaks in the skin;
- (4) when the horse is clearly out of the race or has obtained its maximum placing;
- (5) persistently even though the horse is showing no response under the riding crop; or
- (6) **more than three times in succession without giving the horse a chance to respond**

before using the riding crop again.

(c) **Subsections (b)(2) and (4) shall not apply to jockeys and exercise riders during training.**

(d) Correct uses of the riding crop are:

- (1) showing horses the riding crop before hitting them;
- (2) using the riding crop in rhythm with the horse's stride; and
- (3) using the riding crop as an aid to maintain a horse running straight.

RECOMMENDATION

This item is presented for Board discussion and action.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 8. RUNNING THE RACE
PROPOSED AMENDMENT OF
RULE 1688. USE OF RIDING CROP

Regular Board Meeting
March 28, 2019

1688. Use of Riding Crop

(a) In all races where a jockey will not ride with a riding crop, an announcement shall be made over the public address system of such fact.

(b) Although the use of a riding crop is not required, any jockey or exercise rider who uses a riding crop during a race or training is prohibited from using a riding crop on a horse:

(1) on the head, flanks, or on any parts of its body other than the shoulders or hind quarters;

(2) except when necessary to control the horse for the safety of the horse or rider;

~~(3) excessively or brutally causing welts or breaks in the skin;~~

~~(4) when the horse is clearly out of the race or has obtained its maximum placing;~~

~~(5) persistently even though the horse is showing no response under the riding crop; or~~

~~(6) more than three times in succession without giving the horse a chance to respond before~~

~~using the riding crop again.~~

~~(e) Subsections (b)(2) and (4) shall not apply to jockeys and exercise riders during training.~~

~~(d) Correct uses of the riding crop are:~~

~~(1) showing horses the riding crop before hitting them;~~

~~(2) using the riding crop in rhythm with the horse's stride; and~~

~~(3) using the riding crop as an aid to maintain a horse running straight.~~

(c) If a jockey rides in a manner contrary to this rule, the mount may be disqualified, and the jockey may be suspended or otherwise disciplined by the Stewards.

Authority: Sections 19420, 19440 and 19562,
Business and Professions Code.

Reference: Sections 19440, 19481 and 19562,
Business and Professions Code.

(Reprinted from Thoroughbred Daily News. *Note: the story refers to three action photos showing American Pharoah not reprinted here; each included the crop in a different position.*)

The TDN Topic is a new feature for the Thoroughbred Daily News, designed to examine a topic in racing from several different angles, and then to open the subject up to commentary from our readers. In each TDN Topic, we ask eight people with different perspectives in racing and on the topic—from both inside and outside the sport—to comment on a hot-button issue.

Today, we start with whipping.

I See Someone Hitting an Animal

Much has been made, here and abroad, about Victor Espinoza's ride on American Pharoah in the Kentucky Derby, and the fact that by most counts, he hit the horse 32 times with his whip through the stretch.

2015 Kentucky Derby - American Pharoah

For the past few months, we have been collecting essays, both written and video, for a discussion we have been preparing to present on whipping. We asked eight people from different walks of the industry to give us their opinion on the question of rider safety, whether or not it hurts the horse, and even if it doesn't, whether it's the image we want to project of our sport.

By most estimates, the Thoroughbred racing industry employs about 100,000 people on a full-time basis.

Most, if not all of them, would look at the photos above, and, if asked what they see, would say something like, 'the thrill of a good horse race.' Or 'two fierce competitors locked in battle, coming down the stretch, giving their all.'

But we wondered what would happen if we took the same pictures and asked the people who would make up the future of our sport, if we are to have one.

So we sent our intern to a college campus and asked them what they saw when they looked at the pictures above. And here's what they said.

Is this what new fans feel when they see horse racing?

"Ouch."

"Too violent."

"It does not look like the horses are having fun."

"I feel bad for the horses. I don't like that they are being hit or used for sport."

As an experiment, we also posted it on Facebook. We heard some positive things from industry people. And we heard this from casual fans.

"As I was going through the pictures, I started to tear up. And not in a good way."

"Leave that horse alone."

"Success in racing only comes at the end of a whip."

"You don't need to use the whip. They can't run any faster."

In short, the photos that our industry sees as thrilling competition are instead perceived by the very fans we hope to attract to guarantee the existence of our sport as something very different.

They see what everyone sees in this picture: they see someone hitting an animal.

If we're going to survive, we're going to need the support of a lot more people than the 100,000 industry employees.

Maybe it's time we all looked at these images with fresh eyes.

--*The TDN*

For a Sport Struggling with Its Image, Whipping Must Go

By Bill Finley

The reasons why whips should be banned in horse racing? Whether it hurts the animal or not, whipping a horse conveys a terrible image of the sport to the general public. The public at large has become less and less tolerant over the years of anything it believes to be animal abuse and the sight of jockeys thrashing their horses is just one more thing that leads a lot of people to believe that racing is inhumane. A sport that even a minority of Americans think is cruel to animals is not going to be a successful sport.

The reasons why whips should not be banned in horse racing? I am still waiting to hear one. At least a compelling one.

Imagine, if you would, a sport without whipping. What exactly would happen that would be so terrible? With every horse playing on a level, whip-less playing field, no one would have an advantage over anyone else. The only horses that might be affected are the lazy sorts that might need some encouragement. Too bad. A lazy horse should be at a disadvantage because they weren't made with the same heart and fighting spirit as some of their competitors.

In Norway, jockeys don't carry a whip except in 2yo races.

With the older horses it is not any problem at all to ride them without the stick.—veteran Norwegian jockey Marie Fretheim

Over the years many states have taken steps toward limiting what riders can do with their whips, how many times they can hit the horse, where they can hit the horse. It's not enough. As long as jockeys are allowed to carry whips and strike the animal in any way a cloud will hover over the sport. And with PETA focusing on racing, with breakdowns an all too familiar part of the game, with drugs a raging controversy, that's a cloud the sport needs to have go away.

Actually, you don't need to imagine a sport without whipping. It already exists, in Norway. The whipping of horses was banned there way back in 1982. This wasn't a knee-jerk reaction to appease animal rights activists but a well thought out plan that seems to have all the bases covered.

Jockeys are allowed to carry whips in 2-year-old races, but they are not allowed to use them in an attempt to make the horse go faster. They can only be used to make sure that green horses mind their business and keep a straight course.

"The 2-year-olds are the horses that need a little bit of help around bends, and that could make for trouble sometimes when they go into the bends without a stick," said Marie Fretheim, who has been riding in Norway for 20 years "We can have the stick with us when we ride 2-year-olds, but you can only use it when you are trying to avoid accidents." When it comes to riding older horses Fretheim says she gets along just fine without a whip. "With the older horses it is not any problem at all to ride them without the stick," she said. "The horses run fine on their own. There are the lazy horses that might be helped by the stick but it's still not a problem riding them without one."

Fretheim also rides in Sweden, where whipping is allowed. She said more often than not she won't use one in a race there.

"We had one horse who was very lazy so we decided to send him to Sweden where we could use a whip on him, thinking that would help," she said. "He didn't go any faster. The stick was no help."

Actually, there is a reason why whipping has not been banned in this country. It's not because it's a bad idea. It's because horse racing is never proactive. It's because, ultimately, no one is in charge. It's because there aren't nearly enough people willing to do the right thing.

Ban whipping tomorrow and the sport will get along just fine and it's image will improve. Sometimes things really are that simple.

About The Author: *Bill Finley is an award-winning writer who has covered horse racing for over 30 years. His work has appeared in the New York Times, Sports Illustrated, the New York Daily News, New York Post and the Thoroughbred Daily News, among others. He writes a weekly column for ESPN and hosts a weekly radio show, Down The Stretch, on Sirius/XM Radio.*

Is the Whip Painful for horses?

Some surprising revelations from researchers in Australia.

No Need to Reinvent the Wheel

By Mark Johnston

Bill Finley, in making his case for the banning of whips in racing, opens with the argument that 'whether it hurts the animal or not' there is no place for the whip in horseracing because it portrays a terrible image. I have heard the same argument, many, many times before in this country. They tell us that this is all about public perception and that racing without whips will attract a greater audience but I am not prepared to accept that view. I recognise the importance of public perception but I am not willing to put it ahead of horse welfare itself. Bill says he is still waiting to hear a compelling reason for the retention of whips. Really? Has nobody on your side of the pond been able to explain why whips, sticks, riding crops, or whatever you want to call them, have been carried for as long as man has been riding horses and, before that, since the first animals were domesticated and herded. They are an essential tool for the purpose of controlling a horse.

They are an essential tool for the purpose of controlling a horse.

— trainer Mark Johnston

Bill's other main point seems to be that, if you take them away, it won't change the nature of racing. 'With every horse on a level, whip-less playing field', he says, 'no one would have an advantage over anyone else'. That's correct. And currently, with every jockey carrying a stick, the same applies.

If the reason for carrying a whip on a racehorse was simply to make the horse go faster, then Bill would be absolutely right, nothing would change if we removed them. But that isn't the main reason for carrying a whip. I firmly believe that my horses are less at risk of injury when ridden with a stick.

In breeding horses to race, over centuries, we have selected for and greatly enhanced the flight response which is inherent in all horses. That response, part of which is driven by chemicals such as adrenalin and endorphins, can be initiated quite easily in a fit, trained, racehorse by the very excitement of being at the races but it must be maintained throughout the race. There are many physiological changes taking place as part of the flight response and, together, they ensure that the mechanical components of the body are fuelled to capacity and can work up to maximum output but with natural limiters in place to try to ensure that the body is not pushed to breaking point.

However, as the horse tires, many of the components of that physiological response wear off. The excitement wanes, the stride shortens and weight distribution alters with the head and neck lowering and more weight being thrown onto the vulnerable front limbs. At this point, it is in the best interests of the horse to reinforce the flight response and get the horse to the end of the race in a fully alert state. The strokes of the whip, which even Bill might agree will cause no lasting damage to an animal of that size, initiate a new 'injection' of adrenalin and endorphins.

My apologies if you have heard me make the comparison before but I like to compare this tiring state with a boxer about to come out for the last round of a gruelling fight. The jockey's use of the stick is like

the second slapping his man's cheek and telling him to get his wits about him, keep his chin in, and look after himself.

It is generally accepted that whips are required for 'correction' but I do not think that is their principal purpose in a race. To my mind, that argument has been over used and it is now all too common to see young jockeys attempting to use the whip to prevent a horse veering off a straight line and forgetting that the principal aid for steering is the reins.

Whip use in Europe has greatly altered over the last couple of decades in an attempt to change public perception and that has already been to the detriment of the horse. Jockeys can no longer lift their arm above shoulder height as would be required to use the stick high up on the rump where there is maximum muscle cover and the skin is relatively thick. Instead, they must keep the arm low, back-hand use is encouraged, and, inevitably, most strokes are between hip and stifle where there is very little muscle and the skin is thin. Thanks to public perception.

And, if you are not yet convinced that our policies on horse welfare should not be driven by public perception, then try looking at it from the opposite angle. Have a look at dressage. It is the epitome of equine elegance, gentleness and grace. But look a little closer and you will see that the rider is equipped with a long, thin, sharp, whip – which makes the stick carried by jockeys look like a feather duster – and spurs to boot (excuse the pun). Again, these aids are not intended to punish, hurt or damage the horse but they initiate a very natural response which has been honed and reinforced by training.

We shouldn't be looking to reinvent the wheel or alter horsemanship that has evolved over many centuries, when the horse was the principal mode of transport, in order to fit a modern-day perception which has evolved in an era, and in countries, where only a tiny minority have any association with horses at all.

Racing Post

About The Author: *Mark Johnston is a racehorse trainer and licensed veterinarian based in Yorkshire in northern England. Long one of Britain's leading trainers, he was the first Flat trainer to send out more than 200 winners in a season (2009) and repeated the feat the following year. He has trained more than 100 winners for 19 consecutive seasons, achieving success in Classics and numerous Group One races. Born in Scotland in 1959, he became interested in racing through his father's ownership of horses. At 14 he knew he was destined to become a trainer but decided to study first as a vet and after qualifying, worked in veterinary practice for three years.*

THE CONVERSATION

Academic rigor, journalistic flair

Poll says most people support a ban on whips in Australian horse racing

February 21, 2018 12:23pm EST

The use of the whip on Australian horse racing is still legal, but is it necessary?

Poll says most people support a ban on whips in Australian horse racing

February 21, 2018 12:23pm EST

Three-quarters of Australians quizzed in a poll said they do not support the whipping of horses in racing, a study published today in PLOS ONE shows.

Most of those identified as racing enthusiasts said they would continue to attend or gamble on racing if the whip was banned. Only one in eight of those racing fans said they would no longer watch or bet if the rules did not allow a horse to be whipped for purposes other than jockey safety.

The study used anonymised data from a recent independent survey commissioned, but not administered, by RSPCA Australia. It explored the level of support for the whipping of racehorses, and the proportion of racing enthusiasts who would stop gambling if horses were not whipped.

Of the 1,533 respondents from across the country, only 25% (113 women and 271 men) supported the whipping of racehorses.

Authors



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Whipping horses

Do you think horses should be hit with a whip in the normal course of a race?

Disagree 1,149

Agree 384

Based on all 1,533 respondents to the poll.

Source: RSPCA/Paul McGreevy • Get the data

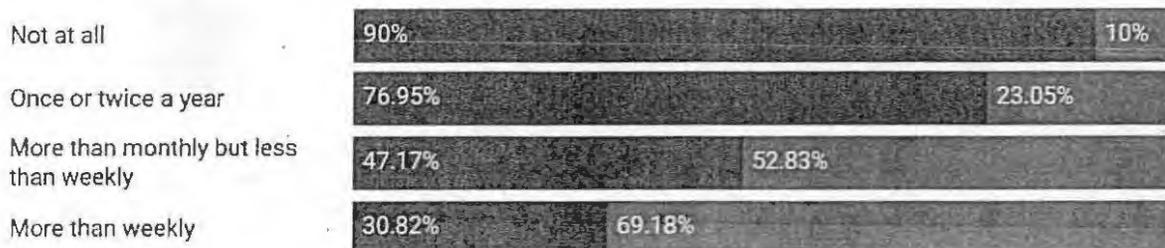
Read more: Why horse-racing in Australia needs a social licence to operate

The more frequently respondents attended races or gambled on them, the more likely they were to agree that horses should be hit with a whip during the normal course of a race. This probably reflects a belief that whipped horses are more likely to win races, although this is contrary to scientific studies.

Whipping horses

Depending on how frequently (or not) you attend or bet on horse racing, do you think horses should be hit with a whip in the normal course of a race?

■ Disagree ■ Agree



Based on all 1,533 respondents to the poll.

Source: RSPCA/Paul McGreevy • Get the data

So the poll looked at the 843 people who were identified in the sample as racing enthusiasts – those who attended or bet on horseracing at least “once or twice a year”.

Only 13% (44 women and 63 men) of those identified as racing enthusiasts in the sample said they would stop watching races and betting on them if whipping were banned.

Racing enthusiasts

Of those who identify as racing enthusiasts, if the rules did not allow any horses to be hit with a whip (except in emergency/safety situations), would you continue to watch and/or bet on horse races?

Yes 736

No 107

Based on 843 respondents who said they'd watched or bet on a race at least one or twice in a year.

Source: RSPCA/Paul McGreevy • [Get the data](#)

What's interesting when digging into the data is that these “no” respondents were particularly common in the lowest income bracket (defined as those earning less than A\$20,000 a year). The rate of “no” responses in this bracket was significantly higher than among those earning over A\$150,000 a year.

Growing concern for animal welfare

The use of animals is being questioned in every context, from eating meat to the testing of cosmetics. It is clear that societal values and consumer preferences are changing.

These changes extend to the use of animals in sport, recreation and display. There is growing concern about modifying animal behaviour or pushing animals to their physical limits with techniques that cause pain.

Horsing is a prime example because, even though it depends largely on traditional practices, it is increasingly the focus of various welfare concerns. This includes the physical dangers to horses, notably in jumps racing and steeplechasing and, more broadly, the use of the whip.

Whipping tired horses in races, as one of us (Paul) has argued before, is the most widely televised form of violence to animals.

Ironically, if a racehorse was whipped outside the racetrack, the person whipping it would face charges under animal cruelty legislation that outlaws any unnecessary, unjustifiable or unreasonable action that causes harm or injury. They could face significant fines or imprisonment.

In defence of the whip

Historically, one of the main defences for whip use in thoroughbred racing was the belief that it makes horses run faster.

Read more: Australia's harness racing leads the world in banning the whip on horses

But there is no evidence that the placing of horses in races is influenced by whip use. That's because most horses are whipped at the end of the race and, on balance, are generally too fatigued to offer more than they already are.

Increasingly, whip use is justified as an aid to steering and thus a means of improving jockey safety. But counter-evidence associates whip use with falls, which clearly compromise jockey safety.

One response to concerns about whipping has been the use of padded whips. But there is growing evidence that padded whips do not spare horses because the unpadded section of these whips hits the horse more often than not, and that the rules surrounding whip use are not easily policed.

Indeed, Norway adopted whip-free racing in 1982, not because whipping was considered a bad look for the racing industry back then, but because national legislation included whipping as a form of cruelty.

Whip way to go

Regardless of age, household income, and involvement with horse-racing, men in the current study were more likely than women to support horses being whipped. Of the 731 men who answered the poll, 37% agreed with whipping a horse, while only 14% of the 802 women polled agreed with using the whip.

Whip use: Men vs women

Do you think a horse should be hit by a whip in the normal course of a race?

Yes No



Based on all 1,533 respondents to the poll.

Source: RSPCA/Paul McGreevy • Get the Data

Racing administrators and the industry at large may find these new findings helpful as they consider the needs of their primary stakeholders and deliberate over the merits of continuing the practice of whipping tired horses in the name of sport.

Read more: [The Hendra vaccine has no effect on racehorse performance](#)

At the very least, eroding support for and growing concerns about the practice merit further monitoring of public opinion.

One obvious question, and one that wasn't answered by this study, is to what extent whipping deters potential punters (men or women), and whether its absence might increase the appeal of racing.

More generally, as sponsorship dollars are more keenly contested, it may be that boards of directors become less inclined to associate their brands with a practice that is ethically questionable, scientifically unsupported, lacks majority support, and has become a bad look.



Gambling **Animal welfare** **Horse racing** **Whipping**

CALIFORNIA HORSE RACING BOARD

MARCH 28, 2019

REGULAR BOARD MEETING

There is no board package material for Item 9

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING THE BOARD'S
AUTHORITY TO TRANSFER A RACE MEETING OR A PORTION OF A RACE
MEETING TO ANOTHER TRACK IF NECESSARY AS AUTHORIZED PURSUANT TO
BUSINESS AND PROFESSIONS CODE SECTION 19489.

Regular Board Meeting
March 28, 2019

ISSUE

The Board issues a license to a racing association to run a race meeting at a designated race track. However, in situations where the race track becomes unsuitable for racing because of fire, flood or other catastrophe, what authority does the Board have to allow the race meeting to be conducted at another track?

ANALYSIS

California Business and Professions Code section 19489 provides the Board authority to transfer the race meeting or any remaining portion thereof to another track if certain conditions are met. Section 19489 states in totality:

A license issued under this article is not transferable nor does it permit the conduct of a horse racing meeting at any track not specified therein. If, however, the track specified in a license becomes unsuitable for racing because of fire, flood, or other catastrophe, the meeting or any remaining portion thereof may be conducted at any other track specified by the board in the same area. The board may specify any other track within the area for the conduct of the meeting, whether or not such conduct would result in increasing the number of racing days in the county or area in which such track is situated. Before any other track is so specified, the board shall obtain the consent of the person licensed to conduct a meeting at the track which has become unsuitable for racing and of the owners and operators licensed to conduct a meeting at such other track.

Section 19489 provides authority for the Board to take action when a track specified in a race meeting license has become unsuitable for racing because of fire, flood or other catastrophe. In the event the track is unsuitable for racing, the Board can specify any other track within the area to conduct the race meet or any remaining portion thereof. Prior to the Board designating the new track, the Board must obtain consent from the person licensed to conduct a meeting at the track which has become unsuitable for racing and of the owners and operators licensed to conduct a meeting at such other track.

RECOMMENDATION

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

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING THE PROPOSAL TO
SUSPEND ONE OR MORE MEDICATIONS AUTHORIZED IN CHRB RULE 1844,
AUTHORIZED MEDICATION, FOR ALL HORSES PARTICIPATING IN A HORSE RACE
MEETING AT SANTA ANITA PARK AND/OR GOLDEN GATE FIELDS PURSUANT TO
CHRB RULE 1844.1, SUSPENSION OF AUTHORIZED MEDICATION.

Regular Board Meeting
March 28, 2018

BACKGROUND

Business and Professions Code section 19440 provides that the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of the Horse Racing Law. Responsibilities of the Board include adopting rules and regulations for the protection of the public and the control of horse racing and pari-mutuel wagering. Business and Professions Code section 19562 states the Board may prescribe rules, regulations and conditions under which all horse races with wagering on their results shall be conducted in California. Business and Professions Code section 19580 requires the Board to adopt regulations to establish policies, guidelines, and penalties relating to equine medication to preserve and enhance the integrity of horse racing in California. Business and Professions Code section 19581 provides that no substance of any kind shall be administered by any means to a horse after it has been entered to race, unless the Board has, by regulation, specifically authorized the use of the substance and the quantity and composition thereof. CHRB Rule 1844, Authorized Medication, names drug substances and medications authorized by the Board that may be administered to safeguard the health of the horse entered to race. The rule lists the drug substances that may be found in official blood and urine test samples and the level at which such drugs may occur. CHRB Rule 1844.1, Suspension of Authorized Medication, allows the Board to suspend for any cause, the authorized administration to a horse entered to race of any drug, substance or medication that is otherwise permitted under Rule 1844. A suspension of authorization to administer a drug, substance or medication to a horse entered to race shall not exceed 12 months.

ANALYSIS

On March 14th, 2019, Belinda Stronach, Chairman and President of the Stronach Group, issued an open letter announcing zero tolerance on the use of race day medication at Santa Anita Park and Golden Gate Fields. Pursuant to Rule 1844.1, the Board has the authority to temporarily suspend the authorized administration of a drug, substance or medication in any race, breed or race meeting provided all horses in the same race compete under the same conditions. If approved, this proposal would effectively prohibit the use of authorized medication under Rule 1844 for all horses participating at the currently licensed race meetings at Santa Anita Park and Golden Gate Fields.

RECOMMENDATION

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

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING THE PROPOSAL TO
SUSPEND ONE OR MORE MEDICATIONS AUTHORIZED IN CHRB RULE 1844,
AUTHORIZED MEDICATION, FOR ALL HORSES PARTICIPATING IN ALL LICENSED
HORSE RACE MEETINGS FOR 12 MONTHS PURSUANT TO CHRB RULE 1844.1,
SUSPENSION OF AUTHORIZED MEDICATION.

Regular Board Meeting
March 28, 2018

BACKGROUND

Business and Professions Code section 19440 provides that the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of the Horse Racing Law. Responsibilities of the Board include adopting rules and regulations for the protection of the public and the control of horse racing and pari-mutuel wagering. Business and Professions Code section 19562 states the Board may prescribe rules, regulations and conditions under which all horse races with wagering on their results shall be conducted in California. Business and Professions Code section 19580 requires the Board to adopt regulations to establish policies, guidelines, and penalties relating to equine medication to preserve and enhance the integrity of horse racing in California. Business and Professions Code section 19581 provides that no substance of any kind shall be administered by any means to a horse after it has been entered to race, unless the Board has, by regulation, specifically authorized the use of the substance and the quantity and composition thereof. CHRB Rule 1844, Authorized Medication, names drug substances and medications authorized by the Board that may be administered to safeguard the health of the horse entered to race. The rule lists the drug substances that may be found in official blood and urine test samples and the level at which such drugs may occur. CHRB Rule 1844.1, Suspension of Authorized Medication, allows the Board to suspend for any cause, the authorized administration to a horse entered to race of any drug, substance or medication that is otherwise permitted under Rule 1844. A suspension of authorization to administer a drug, substance or medication to a horse entered to race shall not exceed 12 months.

ANALYSIS

On March 14th, 2019, Belinda Stronach, Chairman and President of the Stronach Group, called for zero tolerance on the use of race day medication at Santa Anita Park and Golden Gate Fields. This request, if approved by the Board, would effectively prohibit the use of authorized medications under Rule 1844 at the currently licensed thoroughbred race tracks Santa Anita Park and Golden Gate Fields. This agenda item provides the Board authority to similarly extend the prohibition of authorized medication for any other breed, race or race meeting for 12 months pursuant to Rule 1844.1

RECOMMENDATION

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

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING APPROVAL OF
AGREEMENT, PURSUANT TO CHRB RULE 1581, RACING SECRETARY TO
ESTABLISH CONDITIONS, BETWEEN THE STRONACH GROUP (TSG) AND THE
THOROUGHBRED OWNERS OF CALIFORNIA (TOC) REGARDING ENTRY
CONDITIONS INVOLVING MEDICATION TO BE IMPLEMENTED BY LOS ANGELES
TURF CLUB (LATC) AND PACIFIC RACING ASSOCIATION (PRA) AT SANTA ANITA
PARK AND GOLDEN GATE FIELDS, RESPECTIVELY.

Regular Board Meeting
March 28, 2019

ISSUE

CHRB Rule 1581, Racing Secretary to Establish Conditions, allows the racing secretary to establish the conditions for any race run during the race meeting. In instances where the racing secretary wishes to set a condition based on a participating horse's use or non-use of a drug substance or medication, or the presence or lack of presence of a drug substance or medication, the association must first obtain approval from the Thoroughbred Owners of California and the Board. The Stronach Group desires to condition all remaining races run at Santa Anita Race Track and Golden Gate Fields to be run with reduced levels of furosemide (Lasix).

BACKGROUND

Business and Professions Code section 19440 provides that the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of this chapter. Responsibilities of the Board shall include, 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 states the Board shall adopt rules governing, permitting, and regulating wagering on horse races under the system known as the pari-mutuel method of 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.

ANALYSIS

The Stronach Group's request to set conditions on a race is governed by CHRB Rule 1581. Rule 1581 states:

The racing secretary may establish the conditions for any race, the allowances or handicaps to be established or specific races, the procedures for the acceptance of entries and declarations, and such other conditions as are necessary to provide and conduct the association's race meeting. Any conditions that are based on a participating horse's use or non-use of a drug substance or medication, or the presence or lack of presence of a drug substance or medication in a biological test sample taken from a participating horse, shall be agreed to in advance in writing by the acknowledged horsemen's organization, which, in the case of Thoroughbreds, shall be the owner's organization, and approved by the

Board before entries are taken for the race. If such conditions are based on the results of a biological test sample other than an official test sample collected by the CHRB, a description of the testing methods and procedures the racing association or fair will use to collect and analyze the biological test samples shall be submitted to the Board for approval. For purposes of this section, biological test sample” refers to any biological sample, including but not limited to, blood, urine, hair, tissue, or saliva, that is taken from a horse.

The Stronach Group’s proposed condition will reduce the maximum amount of furosemide to half of the current authorized level. CHRB Rule 1845, Authorized Bleeder Medication, subsection (f) currently allows up to 500 mg to be administered in consultation with the trainer, owner, and the furosemide veterinarian. This proposal will reduce that amount to 250 mg.

Pursuant to CHRB Rule 1581, any condition involving medication must be agreed to by the horseman’s organization, which in the case of thoroughbreds, is the Thoroughbred Owners of California (TOC). On March 16, 2019, an agreement was reached between the TOC and the Stronach Group regarding Lasix administration at Santa Anita Race Track and Golden Gate Fields.

RECOMMENDATION

This item is presented for Board discussion and action.