

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



REGULAR MEETING

of the California Horse Racing Board will be held on Tuesday, November 9, 2010, commencing at 9:30 a.m., in the Sunset Room at Hollywood Park Race Track, 1050 South Prairie Ave., Inglewood, 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 September 23, 2010.
2. Approval of the minutes of September 10, 2010.
3. **Public Comment:** Communications, reports, requests for future actions of the Board. **Note:** Persons addressing the Board under this item will be restricted to **three (3) minutes** for their presentations.
4. Discussion and action by the Board regarding the **distribution of race day charity proceeds of the Los Angeles Turf Club in the amount of \$158,706, to 35 beneficiaries.**
5. Public hearing and action by the Board regarding the **proposed addition of CHRB Rule 1581.2, Suspended Trainer May Enter Horses, to allow suspended trainers to enter a horse to race during the time of suspension provided the race occurs subsequent to the last day of suspension.** (Note: This concludes the 45-day public comment period. The Board may adopt the proposal as presented).
6. Public hearing and action by the Board regarding the **proposed amendment to CHRB Rule 1876, Financial Responsibility, to 1) require that all financial responsibility complaints, except those submitted as horse racing related wage disputes, include a California civil court judgment; 2) provide that financial responsibility complaints from equine medical hospitals; horse farms where the debt exceeds \$1,000 and Board authorized thoroughbred horse auctions, will be considered if the debts are directly related to the California horse racing operations of a person licensed by the Board.** (Note: This concludes the 45-day public comment period. The Board may adopt the proposal as presented).

7. Discussion and action by the Board regarding the approval of the Jockey Pension Fund Plan as presented by the Jockey's Guild, Inc. and the executive staff of the Board, pursuant to Business and Professions Code section 19604.
8. Discussion and action by the Board regarding the approval of a new Official Veterinarian contract, and Safety Project Manager contract extensions.
9. Discussion and action by the Board regarding a request from MI Developments, Inc. to waive the provisions of CHRB Rule 1433 (b) Application for License to Conduct a Horse Racing Meeting, which provides that no racing association that operates four weeks or more of continuous thoroughbred racing in a calendar year shall be licensed to conduct a horse racing meeting at a facility that has not installed a polymer synthetic type racing surface.
10. Discussion and action by the Board regarding a finding pursuant to Business and Professions Code sections 19483 and 19484, that MI Developments, Inc. ownership of Santa Anita Park Race Track, Golden Gate Fields and XpressBet better serves the purposes of Business and Professions Code, Division 8, Chapter 4 (Horse Racing Law).
11. Discussion and action by the Board regarding the amendment to Pacific Racing Association's Application for Authorization to Operate a Simulcast Wagering Facility to update the application to reflect MI Developments, Inc. as the current parent company of the Pacific Racing Association.
12. Discussion and action by the Board regarding the amendment to Los Angeles Turf Club's Application for Authorization to Operate a Simulcast Wagering Facility to update the application to reflect MI Developments, Inc. as the current parent company of the Los Angeles Turf Club.
13. Discussion and action by the Board regarding the allocation of the northern and southern California thoroughbred race dates for 2011.
14. 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, commencing December 26, 2010 through April 17, 2011, inclusive. (Note: These dates have not been allocated as of the date of this Notice).
15. 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 26, 2010 through June 17, 2011, inclusive. (Note: These dates have not been allocated as of the date of this Notice).

16. Discussion and action by the Board on the **Application for License to Conduct a Horse Racing Meeting of the California Exposition and State Fair Harness Association (H) at Cal-Expo**, commencing December 30, 2010 through June 18, 2011, inclusive.
17. Discussion and action by the Board on the **Application for License to Conduct a Horse Racing Meeting of the Los Alamitos Quarter Horse Racing Association (Q) at Los Alamitos Race Course**, commencing January 1, 2011 through December 18, 2011, inclusive.
18. **Closed Session:** For the purpose of receiving advice from counsel, considering pending litigation, reaching decisions on administrative licensing and disciplinary hearings, and personnel matters, as authorized by section 11126 of the Government Code.
 - A. The Board may convene a Closed Session to confer with and receive advice from its legal counsel regarding the pending litigation described in the attachment to this agenda captioned "Pending Litigation," as authorized by Government Code section 11126(e).
 - B. The Board may convene a Closed Session to confer with and receive advice from its legal counsel regarding the pending administrative licensing or disciplinary matters described in the attachment to this agenda captioned "Pending Administrative Adjudications," as authorized by Government Code section 11126(e).

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

CALIFORNIA HORSE RACING BOARD

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

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PENDING LITIGATION
NOVEMBER 2010

CASE

- A. Jamgotchian, Jerry v. CHRB, Kirk Breed and Ingrid Fermin
Los Angeles Superior Court of California, Case No. BS123038

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(916) 263-6000
FAX (916) 263-6022



PENDING ADMINISTRATIVE ADJUDICATIONS
NOVEMBER 2010

CASE

A. MI Developments, Inc.

B. Fitness for Licensure
Jacky Martin

PROCEEDINGS of the Regular Meeting of the **California Horse Racing Board** held at the **Sheraton Fairplex Suites**, 601 West McKinley Avenue, Pomona, California, on **September 23, 2010**.

Present: Keith Brackpool, Chairman
David Israel, Vice-Chairman
Jesse H. Choper, Member
Bo Derek, Member
John C. Harris, Member
Jerry Moss, Member
Richard A. Rosenberg, Member
Kirk E. Breed, Executive Director
Robert Miller, Staff Counsel

MINUTES

Chairman Brackpool asked for approval of the minutes of the Regular Meeting of August 19, 2010. Vice-Chairman Israel **motioned** to approve the minutes. Commissioner Moss **seconded** the motion, which was **unanimously carried**.

PUBLIC COMMENT

Laura Rosier of San Luis Rey Downs (SLRD) stated she had been in contact with the CHRB regarding the Southern California Off-Track Wagering, Inc. (SCOTWINC) vanning and stabling subsidy. From 1989 through January of 2010, SLRD received subsidies of one type or another; although, in 2001, the CHRB had to intervene on SLRD's behalf. In January 2010 the subsidy was cut off for Pomona and SLRD. When the issue was revisited, SCOTWINC chose to only subsidize Pomona. SLRD did not believe it was right to subsidize a few horsemen when all horsemen participated in the fund. Commissioner Moss commented that in 2001 some Commissioners expressed their preferences to the vanning and stabling committee, but the Board did not intervene. He

stated SLRD sent a letter to the Board regarding the issue, and the Board's response indicated it had no statutory authority to intervene. Staff Counsel Robert Miller said Commissioner Moss was correct. Chairman Brackpool stated the issue would be placed on a future Regular Board Meeting agenda. Karen Klawitter of the Southern California Equine Foundation spoke about her concerns regarding the proposed amendment to Rule 1876, Financial Responsibility. John Bucalo of the Barona Casino spoke about his organization's desire to have full card simulcasting. Mr. Bucalo also spoke about the funds withheld from the handle for promotion of satellite wagering facilities. Brian Boudreau of Thoroughbred Owners of California (TOC) spoke about the vaning and stabling subsidy, and the problems with the system. He reviewed the reasons Pomona and not SLRD received a subsidy, and stated that while TOC was working to address the issues it might be premature to get into a wider discussion. Bob Fletcher of the Winners Foundation spoke about industry employees affected by the flux in horse racing venues, and the diminishing number of charity race days. The reduction in charity race days affected ancillary organizations such as the Winners Foundation and the California Thoroughbred Horsemen's Foundation medical trailer. Mr. Fletcher also spoke in general terms of the service provided by horse racing welfare organizations, and of the generous support of racing associations and individual horsemen. He concluded by stating the welfare organizations would continue in their endeavor toward creating a safe, healthy and industrious environment for horsemen and industry employees.

PUBLIC HEARING AND ACTION BY THE BOARD REGARDING THE PROPOSED AMENDMENT TO CHRB RULE 1844, AUTHORIZED MEDICATION, TO MODIFY THE LEVELS PERMITTED FOR PROCAINE SUBSEQUENT TO PROCAINE PENICILLIN ADMINISTRATION.

Jacqueline Wagner, CHRB staff, said the proposed amendment to Board Rule 1844, Authorized Medication, would increase the amount of procaine that may be present in an official urine test sample from 10 nanograms per milliliter to 50 nanograms per milliliter. The proposed amendment would also allow procaine following the administration of procaine penicillin provided there was no more than 25 nanograms per milliliter in the official blood test sample, and administration of the procaine was reported in accordance with Board Rule 1842, Veterinarian Report. Other conditions included not administering procaine penicillin after entry to race and placing the horse under surveillance for a minimum of six hours prior to racing. The owner would be responsible for the costs of surveillance and testing. Ms. Wagner stated no comments were received during the 45-day public comment period. CHRB Equine Medical Director Dr. Rick Arthur said the amendment would allow procaine penicillin to be the first choice of antibiotics in the healthcare of horses. The regulation was similar to a Canadian rule, which was in place for over 15 years. Dr. Arthur added that procaine was Novocain and its local anesthetic effect lasted only three hours. With the required six hour surveillance, any chance of using procaine to anaesthetize an injury was eliminated. Commissioner Derek **motioned** to adopt the amendment to Rule 1844. Commissioner Harris **seconded** the motion, which was **unanimously carried**.

DISCUSSION AND ACTION BY THE BOARD REGARDING A MOTION TO HAVE THE WILL OF THE BOARD CONVEYED TO THE GOVERNOR'S OFFICE THAT CALIFORNIA HORSE RACING BOARD CRITICAL CONTRACTORS, I.E. STEWARDS, VETERINARIANS AND OTHER CONTRACT PERSONNEL RECEIVE COMPENSATION FOR SERVICES RENDERED FROM MONIES ALREADY RECEIVED FROM THE WAGERING PUBLIC TO ENSURE THE CONTINUATION OF HORSE RACING IN CALIFORNIA.

Chairman Brackpool said the issue was directly related to the State of California's ongoing budget stalemate. The CHRB had received funds necessary to pay its contractors, but under state law, it did not have the authority to release the funds if there was no state budget. There were numerous CHRB contractors that had not been paid since July 1, 2010. The CHRB was looking for a special exemption. An extensive letter requesting an exemption was forwarded to the Governor's Office, and staff would meet with a cabinet secretary on September 24, 2010. The motion before the Board would be an expression of the Board's will that critical contractors should be paid to ensure the continuation of horse racing in California. The motion would be an additional item that could be presented to see if an exemption could be achieved. Chairman Brackpool commented that in paying contractors, the state took the position that it did not wish to discriminate between agencies that received funding from sources outside the general fund and those whose funding came from the general fund. Vice-Chairman Israel **motioned** to adopt the motion to convey the Will of the Board to the Governor's Office, as presented. Commissioner Choper **seconded** the motion, which was **unanimously carried**.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION TO CONDUCT A HORSE RACING MEETING OF THE HOLLYWOOD PARK RACING ASSOCIATION, LLC (T) AT HOLLYWOOD PARK, COMMENCING NOVEMBER 3, 2010 THROUGH DECEMBER 19, 2010, INCLUSIVE.

Jacqueline Wagner, CHRB staff, said Hollywood Park Racing Association (HPRA) proposed to run from November 3, 2010 through December 19, 2010, or 31 days; four more days than in 2009. HPRA was allocated 35 days for 2010, but it proposed to offer four days of simulcast only, which reduced its actual race days to 31 days. The first post time was 12:30 p.m., and the wagering program would be offered using CHRB and Association of Racing Commissioners International regulations. The advance deposit wagering providers were TVG, Youbet, XpressBet and TwinSpires. Ms. Wagner stated the staff analysis indicated a number of items were missing from the application, but the horsemen's agreement, the California Thoroughbred Trainers agreement, the workers' compensation update and the agreements for XpressBet and TVG were received. In addition, the agreements for Youbet and TwinSpires would soon be completed. Staff recommended the Board approve the application as presented contingent on receipt of any missing items. Vice-Chairman Israel asked why the HPRA application did not indicate an earlier post time for the first day of Breeders' Cup. Eual Wyatt of HPRA stated the application indicated the post time for Breeders' Cup would be subject to change. HPRA was attempting to schedule post times that coordinated with the Breeders' Cup races. Diane Grealish of HPRA spoke extensively about HPRA's promotional plans for its race meeting. Chairman Brackpool asked if there were only two night races during the HPRA meeting. Ms. Grealish said there would be three night races; the third night race was on the opening Thursday. There would be two Friday night races and the opening Thursday night. Commissioner Moss asked if HPRA

considered twilight racing, which would accommodate the East Coast. Ms. Grealish said HPRA considered twilight racing, but there was a major hurdle with the patrons' ability to get to the track through traffic. Commissioner Harris said he thought the idea of twilight racing should be looked at because a lot of the East Coast and California audience was lost by having a 7:00 p.m. post with the last race occurring at 10:30 p.m. He stated the idea was popular at Emerald Downs and other racetracks. Commissioner Rosenberg said anyone who lived in Los Angeles would know that the freeways were not moving at all at the hour necessary to start twilight racing. Mr. Wyatt said HPRA would be glad to look at the issue, but if the issue was looked at in its totality, one would find that the grandstands probably would not be much fuller at twilight. Chairman Brackpool stated Mr. Wyatt was probably correct, but that did not matter. The Commissioners were really asking for more data. Rather than making claims about which post time was better than another, it would be useful to see actual comparisons. Commissioner Harris stated he would also like to see pre-meeting projections so post-meeting analysis could be conducted. Vice-Chairman Israel said demographic data would also be helpful. There were times when a much younger crowd was attracted to the racetrack. Commissioner Rosenberg asked if Tom Quigley, the "Tweeting From the Paddock" guy, was an HPRA employee. Ms. Grealish said Mr. Quigley worked for Horse Player Magazine. Commissioner Rosenberg asked if anyone else could do the same thing. Ms. Grealish stated the nature of the medium was such that anyone could tweet from anywhere at any time. Chairman Brackpool **motioned** to approve the license to operate a horse racing meeting of HPRA subject to receipt of the items missing from the application. Vice-Chairman Israel **seconded** the motion, which was **unanimously carried**.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR LICENSE TO OPERATE A SIMULCAST WAGERING FACILITY AT THE FRESNO DISTRICT FAIR SUBMITTED FOR THE PURPOSE OF RELOCATING THE SIMULCAST FACILITY.

Jacqueline Wagner, CHRB staff, stated the Fresno District Fair (FDF) opened its current 20,000 square foot simulcast facility in 1985. The FDF proposed to move its simulcast facility to another building located on the fair grounds. The new facility would be 3,500 square feet with 1,200 square feet of exterior space. Commissioner Harris stated the proposed move made sense for FDF, as the new facility had a clubbier feel, and the old facility was expensive to operate. Commissioner Harris **motioned** to approve the application for license to operate a simulcast wagering facility at the FDF. Commissioner Rosenberg **seconded** the motion, which was **unanimously carried**.

DISCUSSION BY THE BOARD REGARDING A SUMMARY OF THE 2010 CHAPTERED AND ENROLLED HORSE RACING LEGISLATION.

Chairman Brackpool stated there were some small clean up pieces of legislation that were signed by the Governor. The legislation included more race days for Del Mar, license fee reduction for quarter horse racing, and the importation of the Arlington Million. Chairman Brackpool stated Assembly Bill 1072 (Calderon) was the most important piece of legislation. The bill would allow thoroughbred racing associations to increase the exotic takeout from 2 percent to 3 percent, depending on the wager, for distribution to the purse account to augment thoroughbred and racing fair overnight purses. Chairman Brackpool stated that was possibly the biggest boost for thoroughbred horse racing, as it would increase purse money at the lower levels. The increase would place California's takeout on a comparable level with other states, and it could bring in over \$30 million to

supplement overnight purses. This would allow California to compete with other states in the short and medium term, and was an excellent move. Chairman Brackpool thanked industry representatives who were involved in drafting the legislation, and stated the bill was a cohesive effort that brought everybody together. He stated another aspect of the bill was the introduction of exchange wagering, which had to be approved by the Board after an exhaustive period of analysis. Exchange wagering could not take effect before March 2012, and it required approval of the tracks and the horsemen. In addition, the concept had a four-year sunset. Vice-Chairman Israel stated the issue of pricing was often raised in conjunction with casinos. Horse racing was not competing with casinos; horse racing was competing as entertainment with baseball, basketball and other sports, and it was putting on a show. The industry needed to do a better job of selling the concept of going to the racetrack and experiencing racing as entertainment. Horse racing was not "just" a gambling experience; it was "also" a gambling experience. In addition, those who put on the show were great athletes and they needed to be compensated. Jockeys and trainers were 40 years behind other sports in their level of compensation. The industry needed to do a better job of rewarding its athletic heroes and of conveying the entertainment aspect of the sport. Vice-Chairman Israel stated Assembly Bill 1072 was one step in recognizing that horse racing's athletes needed to be compensated. Commissioner Choper commented that no aspect of exchange wagering would be put into place until it was fully considered. The industry vetoes put in place by the legislation would preclude a lot of controversy by the time exchange wagering was implemented. There were no gains without risk, and there were those who were very plain about the risk, but it also had substantial potential. Commissioner Choper stated he

hoped the industry would keep an open mind as each detailed exchange wagering proposal came forward. Kevin Bolling of the California Thoroughbred Horsemen's Foundation (CTHF) spoke about his organization's funding from unclaimed tickets, and how exchange wagering posed a concern for the CTHF. He stated he hoped the CTHF would be remembered when exchange wagering regulations were written.

REPORT OF THE RACE DATES COMMITTEE.

Chairman Brackpool said the Race Dates Committee (committee) met on September 22, 2010 at Fairplex Park Pomona. The committee heard industry proposals for 2011 racing dates. He stated that he was struck by the arguments used to justify the date requests. In almost every instance where there was a conflict over dates, the parties justified their requests by stating they needed the dates to be profitable, or to build infrastructure or to pay debts. That was no way to run a business. The racing associations should be standing before the Board stating why the horsemen should want to run at their meetings on the requested dates. When one tried to raise money for a business or a venture one did not tell investors that funds were needed to pay staff or that one had inventory one did not know what to do with. The entrepreneur explained to investors why it was a good thing to invest. More of that positive spirit was needed in horse racing. If the industry were in a bull market, the notion that dates were set in concrete and would always be allocated in a certain way was acceptable. However, the industry was not in a bull market and it needed to change. The Board needed to see innovation and to hear why something (the allocation of race dates) should happen. Justifying requests for race dates by stating they were necessary for the financial health of the racing association was not valid. The Board

wanted to hear why race date requests were good for horsemen, trainers and racing industry employees. The Board also wanted to hear how the dates would maximize revenues by racing at a certain venue at a prescribed time. Vice-Chairman Israel stated the race dates belong to the State of California. The racing associations needed to find a way to collaborate as a single horse racing entity and to arrive at a schedule that made sense, just as every other sport did. Bickering over dates and certain weekends was counter productive. Northern California racing interests and southern California racing interests ought to meet in separate rooms and work out their racing schedules so the Board was not faced with six calendars for the same dates. The industry should present the Board with a calendar that made sense for horse racing. Commissioner Derek commented that Golden Gate Fields (GGF) was an example of what was needed. The racing association was willing to work with everyone and it actually relinquished some valuable race dates. Commissioner Harris stated there would always be some bickering over dates because it was not a matter of the associations racing as one sport. The live race tracks were no longer supreme. Years ago there was no simulcast or advance deposit wagering. Currently, it mattered if an association was a host because of the revenues. Tracks would continue to operate regardless of how well they did. There was a fabric of California racing that needed to be preserved. Chairman Brackpool stated there were areas that still needed resolution. In southern California the 2010 Santa Anita (SA) winter race dates were set. In addition, the spring 2011 dates for Hollywood Park (HP), the 2011 summer dates at Del Mar, the fall 2011 dates at Fairplex Park Pomona, and the 2011 winter dates at HP were agreed upon. The issue for 2011 in southern California was the Oak Tree Racing Association (OTRA) meeting. The committee

received a request from OTRA to run at HP in the fall of 2011. There was a competing request from Pacific Racing Association (PRA) to run the same 2011 race days at SA. Sherwood Chillingworth of OTRA stated his organization had run a meeting at SA for 41 years. Based on the requests of the Thoroughbred Owners of California (TOC) and California Thoroughbred Trainers (CTT) OTRA moved its 2010 meeting to HP. In 2011, OTRA was asking to again run its traditional dates at HP. The issue was how OTRA benefited horse racing in a manner no other racing association could provide. OTRA always met its obligations, and it tried to help other horse racing related organizations. Mr. Chillingworth added OTRA was willing to take financial risks for the benefit of the industry. He stated OTRA would possibly be as much as \$1 million overpaid in purses at the end of its current meeting because of its purse agreements with TOC. In addition, OTRA was listening to HP's suggestions and experimenting with Thursday and Friday concerts to draw people to the meeting. OTRA would meet with TOC in the near future to talk about 2011, but until OTRA knew the outcome of its 2010 meeting, it could not make any projections. Mr. Chillingworth said OTRA agreed that after the 2011 dates were set, the industry should work together to set a calendar for 2012 forward. At the end of 2010 OTRA should have a better feel as to how it should approach its future racing program, and for what might be possible with Del Mar in 2012. Chairman Harris said his understanding was that OTRA made a two year deal with HP, so it would be unable to run at SA in 2011. Mr. Chillingworth stated OTRA had a contract with HP. Scott Daruty of MI Developments, Inc. (MID) and PRA said Horse Racing Law provided a maximum number of race dates available in the Central Zone, which included HP and SA. The maximum was 17 weeks for a single meeting and 20 weeks for a split meeting.

PRA applied for six weeks at SA in the fall of 2011. The request is the same as what took place in 2010 at GGF: there were a maximum number of available dates in the north, and the Los Angeles Turf Club was running a meeting at GGF to keep the track open. Chairman Brackpool asked why PRA and not OTRA should get the fall 2011 race dates in the Central Zone. Mr. Daruty said the reason PRA should get the race dates was that SA was one of the most fantastic racing and entertainment facilities in the country, and it produced racing of the highest quality. The SA product was superior to HP, and the notion that the industry would tell its public that it intended to deliver 16.5 weeks of its premier product and then 26 weeks of a lesser product was a mistake. Mr. Daruty stated MID was prepared to talk with HP, OTRA, the horsemen and others, but it did not make sense to agree to a structure for 2011 while leaving 2012 and beyond for later. MID could be patient if that was required, but every year there was a question regarding HP's demise and what would happen when it closed. The time had come to bring the discussion to a close. Vice-Chairman Israel stated a meeting involving all the relative parties could be arranged to consider 2011 and beyond. Perhaps some of the 2011 issues could be solved by looking further into the future. Commissioner Derek asked why MID wanted the traditional OTRA dates and not dates that might have been run by HP. Mr. Daruty stated the dates MID requested were in line with racing as it historically occurred at SA. However, if HP did not exist MID would be looking beyond the six weeks in the fall. MID did not wish to put OTRA out of business. OTRA was a wonderful organization. MID merely wished to have a racing calendar that made sense long term for the track and the horsemen – as well as the fans. Commissioner Rosenberg asked if Vice-Chairman Israel meant that all 2011 race dates should be postponed, or just the

contested 2011 OTRA dates. Vice-Chairman Israel stated he was referring to all 2011 southern California race dates. Commissioner Harris said if it were the policy of MID that it did not want another association – other than an MID subsidiary – to race at SA, how could OTRA survive if it did not run elsewhere? Mr. Daruty stated that if in 2011 the model that had been used for decades was repeated, and the conclusion for 2012 was that the model would be repeated again, going forward that made it very difficult to break out of the mold. However, if the Board was indicating the industry should lay out a calendar that included some compromise for 2011 and beyond, it would be easier to address the issues that had been raised. Commissioner Harris said looking at the long term did not accomplish much if MID had a policy that no one could run at its facility except an MID subsidiary. Chairman Brackpool stated the unspoken factor was whether there would be two or three tracks in southern California. Commissioner Moss said he agreed that the race dates seemed to be the same every year, and because of that some assumed the dates were theirs. But perhaps the time was right to take a good look at the calendar and see what was best for horsemen and the fans, and to try something new. Maybe there could be a period of the year when two tracks ran at the same time, with one on a three-day weekend schedule, and the other with a fuller schedule. In addition, Fairplex race dates might be looked at because they currently did not provide preparation for the Breeders' Cup. There was usually one weekend at the opening of OTRA to prepare with Grade I races, but there was no other place to run because Fairplex was not where horsemen would train to get into the Breeders' Cup. The race dates belonged to the State of California, and they should be reviewed to see where they really made sense. Vice-Chairman Israel stated he concurred that there needed to be a radical reconstruction

of the calendar. However, he said he did not think it could be accomplished in 2011. Moving forward, 2011 could be used as a fulcrum for serious and hard conversations about the calendar and how it affected the horsemen, racing associations, and the public. Arnold Zetcher of the TOC stated on September 17, 2010, his organization learned officially that MID was requesting the traditional OTRA race dates to be run at SA by PRA. TOC supported the notion that a decision regarding the 2011 southern California race dates should be postponed. TOC requested that OTRA and MID meet with the full TOC board on September 30, 2010, to discuss the 2011 racing calendar. TOC wanted to understand the issues from a financial point of view, as well as the fans' and horsemen's points of view. In addition, TOC supported the suggestion that the 2012 and beyond racing calendars be looked at as a clean slate. Alan Balch of the California Thoroughbred Trainers stated his organization agreed with TOC. Chairman Brackpool stated the committee agreed on the 2010/2011 winter-spring race dates for GGF. He added GGF offered Pleasanton three weeks in March 2011. However, at the committee meeting Pleasanton was not in a position to decide if it wished to run the dates. The California Authority of Racing Fairs (CARF), Pleasanton and GGF needed to come back to the Board with a date by which a decision would be made. Chairman Brackpool suggested the parties respond to the Board not later than October 8, 2010. Rick Pickering of Pleasanton stated that would be acceptable. Chairman Brackpool said the committee determined the preferred dates for the San Joaquin County Fair meeting were June 15, 2010 through June 19, 2010. He stated in 2010 the Board voted to allow the Humboldt County Fair (Ferndale) to run un-overlapped to improve its finances and remain viable. The concerns that came out of the experiment were that it was an expensive way of

promoting fairs. Ferndale's profit was approximately \$250,000 as opposed to estimated statewide losses of \$800,000 to almost \$1 million. There were a number of suggestions as to how Ferndale should be handled, so the Board would request CARF to take the lead in trying to resolve the situation. Robert Hartman of GGF stated such talks were earlier initiated on an informal basis, and they would continue. Commissioner Harris there was a lot of misinformation regarding the impact of the Ferndale meeting. The racing fair had a long history and there were a lot of fans in the area who supported horse racing. Being a host was one way to keep Ferndale alive, but maybe there was a hybrid that would give the fair some income. One of the attractive aspects of the experiment was the week-long gap in racing which provided some inventory build up for the northern California fair circuit. The industry needed to consider that horse racing was not just a machine that kept going. The total picture needed to be looked at. Stuart Titus of Ferndale stated his organization was willing to work with interested parties to craft a reasonable and equitable plan. Ferndale believed there were many benefits to its one week period of un-overlap, and it hoped to highlight those benefits in 2011. Chairman Brackpool stated Mr. Titus needed to persuade the industry. Mr. Korby said the parties involved in the discussion had been meeting regularly over the last six months to work out a calendar. The parties were in agreement on 48 weeks, and there were few areas of disagreement. Richard Castro of the Pari-Mutuel Employees Guild spoke in support of the Ferndale meeting. Leanne Howard of the California Thoroughbred Breeders Association spoke in support of the Ferndale meeting. Chairman Brackpool stated the Board could vote on the proposed 2011 Los Alamitos race dates of January 1, 2011 through December 18, 2011 (150 days), and the proposed 2011 Cal-Expo harness race days of December 30, 2010,

through December 17, 2011 (129 days). Vice-Chairman Israel **motioned** to approve the proposed 2011 race dates for Los Alamitos, and Cal-Expo harness racing, as presented. Commissioner Moss **seconded** the motion, which was **unanimously carried**. Chairman Brackpool **motioned** to table the proposed 2011 southern California thoroughbred race dates and the proposed 2011 northern California thoroughbred race dates until the October 2010 Regular Board Meeting. Commissioner Choper **seconded** the motion, which was **unanimously carried**.

DISCUSSION AND ACTION BY THE BOARD REGARDING A FINDING PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTIONS 19483 AND 19484, THAT MI DEVELOPMENTS, INC. OWNERSHIP OF SANTA ANITA PARK RACE TRACK, GOLDEN GATE FIELDS AND XPRESSBET BETTER SERVES THE PURPOSES OF BUSINESS AND PROFESSIONS CODE, DIVISION 8, CHAPTER 4 (HORSE RACING LAW).

Chairman Brackpool stated the Board heard the issue several times. The application for a waiver of Business and Professions Code sections 19483 and 19484 for MI Developments, Inc. (MID) should not have been difficult to put together. However, the document in hand did not provide enough reasons why a waiver would be good for the sport and for the public. The statute required the a waiver be in the public interest and better serve the purposes of Horse Racing Law as spelled out by Business and Professions Code section 19400. Chairman Brackpool said the Board would like the MID representatives to explain why horseracing would be better served if MID owned Santa Anita Park Race Track (SA), Golden Gate Fields (GGF) and XpressBet. Vice-Chairman Israel commented that nowhere in the request for a waiver did MID use the phrase "public interest" nor the words "workers" or "customer." MID needed to explain that absence so the Board would have a better idea of why a waiver was good for the

people of California. Scott Daruty of MID stated consolidation was a national trend in horse racing. The historic model was single ownership of a racetrack that ran for three or four months, then closed while another track opened. That model no longer worked. The trend indicated that the best way to market the product to the consumer was through consolidation. In California, consolidation meant the industry did not have the “me, me, me” attitude from many separate associations. Rather, joint ownership provided the ability to start racing programs such as the Preakness 5.5 and similar programs that could start to bring back new ideas and concepts to the industry. The fact that MID’s predecessor, Magna Entertainment Corporation (MEC), owned both racetracks, the advance deposit wagering (ADW) platform and a television network was a key factor in resolving the ADW exclusivity issue. A different entity was involved, but the assets were jointly owned, and it was an important issue with the wagering public. Mr. Daruty stated MID’s request laid out a number of items related to the joint ownership that created values. SA and GGF would possibly take a key role in implementation of the new takeout rates. That would benefit not only California racetracks, but also tracks across the country. Through its multiple assets, MID had the ability to do things that stand alone tracks could not. MID was carrying on MEC’s compliance and integrity efforts that were important to the industry and served the public interest. It had the ability to send staff to such locations as Latin America to look at integrity issues and to try to expand pari-mutuel pools. MID worked with other racetracks within California and the horsemen on such issues. It would be difficult for a stand alone track to fund such initiatives, but when an organization reached a critical mass it could start layering in other functions. Vice-Chairman Israel asked how the customer benefited from what Mr. Daruty described. Mr.

Daruty said the example given was the end of ADW exclusivity. Patrons could now place wagers through their choice of wagering platform. Chairman Brackpool commented that might be true, but the customers could not watch what they wagered on because MID controlled and restricted the signal. The vast majority of fans in southern California could not watch SA races because they had not subscribed to the satellite provider. He stated to him that was not customer service. Mr. Daruty said MID's competitor fiercely guarded its exclusive content to put pressure on MID to release its content. Chairman Brackpool stated his point was that to promote horse racing, one had to promote horse racing. He would say the same thing to MID's competitor. If there were no cooperation between the entities, it meant horse racing fans could only watch a portion of the races for a part of the year, and that had to be bad for the consumer. Commissioner Rosenberg asked what the benefit was to the public if an entity that owned two racetracks also owned an ADW provider. Mr. Daruty stated ADW was a means of delivering the product to consumers. When the product was in the hands of third parties it was a disservice to the track and to the consumer. ADW providers that were not owned by racetracks had a tendency to draw consumers away from the racetrack and divert the on-track handle into ADW handle. When ADW providers entered jurisdictions to take wagers without paying fair and appropriate source market fees back to the live racing industry, it was a function of the ADW provider not caring about racing. It was preferable to have account wagering providers owned by racetracks or horsemen who cared about live racing. If the ADW provider wanted live racing to succeed its marketing programs would try to actually bring fans out to the track, which was a positive and would ultimately help racing and the customer. Chairman Brackpool commented he

appreciated the promotional concepts such as the Preakness 5.5, and other ideas. However, they seemed to be more of a national concept to promote MID's national interests. He asked why it was good for the California public that MID own GGF and SA in those situations. Mr. Daruty stated the benefit to the public was that SA and GGF would be participating in the national programs. It was important that the tracks were jointly owned and part of a broader group of racetracks. MID sold its racing signals as a package, which helped California racing achieve additional value because it was packaged with the Preakness Stakes and racing from Gulfstream. It was beneficial to the horsemen at MID tracks, and to other California tracks that got the benefit of the same rates. Vice-Chairman Israel said a problem within the industry was that racing associations saw others as competitors rather than partners. He asked what synergies might be seen from MID entities that would create a seamless continuum that promoted horse racing as race meetings moved from track to track. As an example, the national basketball, football and baseball leagues required that television networks promote upcoming games on competing television networks. Vice-Chairman Israel cited several specific examples and stated that type of seamless promotion did not exist in horse racing. When a season ended at a particular track, it seemed as if horse racing would cease. Fans were not told to continue watching horse racing at another track. There was never any sort of sensible continuum of promotion and marketing. Robert Hartman of GGF stated his organization's racing secretary worked with the racing secretary at the fairs to create a racing program so that the end of GGF's meeting did not impact the beginning of the fair season. They also worked to ensure that the end of the fairs did not impact GGF. In addition, GGF and the fairs worked to promote each other. Mr. Hartman

added the internal synergy between SA and GGF was also important. The two marketing departments worked together for the good of the fan. Vice-Chairman Israel stated that synergy did not work in southern California because SA and Hollywood Park (HP) viewed each other as competitors. George Haines of SA said at the end of its meeting his organization did promote HP with a program ad. In addition, Los Alamitos ran ads in the SA program. The ads were not free, but SA did take the Los Alamitos night signal even though it might lose money. Chairman Brackpool stated everyone was talking about little bits while the Board was trying to look at the whole thing. He said he was pleased to hear about the cooperation, and he understood that in 2010 there was a big improvement. However, the industry had to try to create something new, and it was the Board's job to help. That was why it was talking about using the joint ownership to continue to promote horse racing. At the same time, it was not particular to MID; the Board wanted to see the changes throughout the industry. Chairman Brackpool commented when an entity had MID's level of control over the live product there were obvious concerns, such as consumers being able to watch the live product. Commissioner Derek asked what would be the benefit of TrackNet Media dissolving and leaving MID owned Monarch as the sole owner of the simulcast company. Mr. Daruty stated several years ago racetracks had a product to sell, and they all sold it on a standalone basis. On the buying side of the equation there were regional groups buying the simulcast rights. As an example, there was a Mid-Atlantic cooperative which was 15 or 16 racetracks on the Eastern Seaboard. That meant the buyers had all the leverage and were setting the prices for the signals. However, it was very expensive to put out the horse racing product, so a number of racetracks concluded that they would create TrackNet to provide balance in the purchase

and sale of the simulcast signal. When TrackNet was formed about 16 tracks participated and it was helpful in solving problems like exclusive wagering. It also helped all tracks receive fair compensation for their signals. TrackNet has been dissolved, but MID formed a new entity that included non-MID tracks to try to make sure the balance between the big buying cooperatives and the sellers of the signal was maintained. Vice-Chairman Israel asked at what point the MID organization had leverage to get a good price for the signal. Mr. Daruty said the MID entity believed its package of content was attractive to purchasers, but it would be stronger if there were cooperation among California racetracks. MID could not reveal which tracks were going to participate in the MID entity because there were no signed agreements. Commissioner Rosenberg stated several of California's major racetracks were owned by land companies. One company was in the process of making plans to develop one of the tracks. However, MID was a public company that owned real estate, some racing operations and an ADW provider. MID was controlled by one family through voting stock and the board. Based on the statements of an individual whose family controlled the MID stock, the long-term assumptions were that racing would continue at the MID facilities. But what would happen when that person ultimately departed the scene? Would control of the corporation turn over to other persons? Commissioner Rosenberg stated that in real terms MID could not guarantee how long it would conduct racing at its properties. Mr. Daruty said there was no guarantee in anything, but the current MID mandate was to make racing in California work, and to commit to an investment in a new track surface at SA, which would be used for many years. Mr. Haines commented MID's assets were extensive enough that it allowed for the capitol to develop an Asian-American market,

which was an untapped resource in California. Chairman Brackpool stated an issue that was raised at the September 22, 2010 Committee meeting was the sustainability of 17 weeks a year of racing. The Board would demand, as part of any application, a commitment to stay open. He asked if MID was committed to keeping GGF and SA open if the Board approved its request to grant a waiver for ownership of both tracks. Mr. Daruty said he was not prepared to provide a specific commitment for MID. He said the MID mandate was to continue with long-term plans to renovate the SA barns, to install a new track surface at SA, and to race at SA for a long time. Chairman Brackpool asked if MID had a commitment to keep GGF running. Mr. Daruty stated the immediate plan was to continue racing at GGF. Northern California was a challenge, and MID wanted to work with the industry to do everything it could to be successful. Chairman Brackpool asked if MID would accept a waiver conditioned on the continued operation of SA, GGF and XpressBet. Mr. Daruty said he could not make that commitment as there were a lot of issues, including the race dates MID would be committing to with the waiver. The Board held the race dates, and just because it granted a waiver to MID to own multiple assets did not mean it will get the race dates it wanted, or any race dates. Vice-Chairman Israel commented the Board could grant race dates, and MID could refuse them and build a shopping mall. Mr. Daruty stated that was a different question. If the Board was prepared to grant race dates for a specified period of time, in return for a commitment that the dates would actually be used, MID was willing to have a conversation. Chairman Brackpool said MID needed to understand that what others perceived about MID beget reality. A recent example of this was a comment made at a California Thoroughbred Trainers meeting where an MID employee casually remarked

that an MID track might have a difficult time keeping open. Immediately, every Commissioner received multiple telephone calls and emails stating SA was closing. Mr. Daruty said he did not think it would be fair for MID to want to know the dates it would get in the future, then not run them. At the same time, it was not fair for the Board to state MID was committed to run, then later tell MID its dates. Chairman Brackpool stated horse racing could not survive without showing the races to fans. He asked how many subscribers paid \$9.95 a month to watch live streaming on HRTV. Mr. Daruty stated that was confidential information and he did not know the exact numbers. Chairman Brackpool said he did not believe horse racing was getting the distribution it needed, and allowing the concentrated control of the distribution to remain in the hands of one entity was a cause for concern. Vice-Chairman Israel said an example of a great disservice to the sport was when Zenyatta ran at Oaklawn; the race was only on HRTV. For those who did not have HRTV, the race was run in the late afternoon on a Friday when no one was home to watch. The most famous, successful horse in America was running with zero promotion from the industry as a whole. It might have been the greatest racehorse to run at the peak of its career and no one could see the race. That was a function of the self-interest of HRTV, but it has happened with TVG. Vice-Chairman Israel asked if there were a plan for MID to use its leverage with the Preakness to do something that benefited California racing. Mr. Daruty said there was a plan, but it would be undercut if the Board were given specific information. Vice-Chairman Israel stated that was nonsensical; everyone knew when a sport was negotiating a rights deal there were no secrets. Mr. Daruty said that was not the point he was making. He commented the Board sometimes lost sight of the fact that what happened in California

was not the same as the rest of the country. Mr. Daruty stated HRTV had 19 million subscribers. Chairman Brackpool asked how many of the subscribers were in California. Mr. Daruty said he did not know how many were in California. HRTV was on the Dish Network, and HRTV did not know how many of the homes on the Dish Network were in California. Chairman Brackpool commented he was incredulous with the notion that MID had no idea how many homes it was reaching in California. Vice-Chairman Israel asked how many subscribers the Dish Network had in California. Mr. Daruty stated the Dish Network would only announce how many subscribers it had nationwide. Chairman Brackpool asked if when the Dish Network pitched HRTV to be on its network MID went along with the pitch without knowing if there were four subscribers in California or 14 million. Mr. Daruty said MID did not get to know how many Dish Network subscribers were in California. However, HRTV was in the same number of homes in California through the Dish Network as TVG was on Direct TV, as HRTV got the same level of service as TVG. Mr. Daruty added HRTV was negotiating with Direct TV for carriage. Chairman Brackpool asked if it was better to negotiate with Direct TV or to negotiate with TVG to create a racing network that could actually be watched by the public. He stated those in the industry could watch whatever race they wished through an ADW provider because they were familiar with horse racing and knew how to connect. The Board wanted to see a horse racing network where the general public could turn on a television and actually understand the content. That would not mean constant live streaming of races. It would mean viewing content about horse racing, various characters in the sport, and about the magnificence of the sport. The industry was not just a gambling experience; it was also a great sport. Few would bother with horse racing

unless they loved it and thought it was a great game. That is what the industry needed to promote itself. Restricting the public from being able to discover horse racing was counterproductive. Mr. Daruty said MID totally agreed, and that was why it had a very different business model than TVG. The HRTV programming included show jumping and polo, or other events to draw in more viewers and to give cable affiliates and satellite companies reasons to carry the network. HRTV did not believe simply paying cable and satellite companies to carry its product were a sustainable model. Vice-Chairman Israel asked if HRTV tried bundling with other networks to sell itself as part of a package. Mr. Daruty stated that 18 months ago HTRV joined a pod or bundle through a distribution system, which had shown some promise and recent growth. Vice-Chairman Israel said HRTV needed to insinuate itself with other cable networks to expand its horizon and get critical mass and distribution. Nineteen million homes was not satisfactory, and HRTV did not even know which 19 million homes it reached. One of the benefits of cable networks and satellite networks was that one knew the name and address of every subscriber, so one could do targeted programming and advertising. HRTV currently did not have that information, which was insane. Chairman Brackpool stated another issue was the new track surface at SA. One of the conditions of a waiver would be the completion of that track surface. A universal complaint from 2009 was maintenance of the track. He asked what assurances MID would provide to guarantee necessary maintenance, and to guarantee that the MEC bankruptcy issues would not be revisited. Mr. Daruty said the trust agreements addressed the issue of wagering funds. But MID believed any financial requirements placed on its racetracks should be viewed in light of the industry as a whole. MID showed a willingness to work with the Board, and if the

Board had a specific request it believed was appropriate MID would try to cooperate. Commissioner Harris stated he believed MID did a good job with HRTV, and it might serve the public better if there were two networks. However, he wondered if those who were injured in the MEC bankruptcy needed to provide the Board with assurance that they were comfortable with the trusts. Mr. Haines stated MID did not receive any feedback that creditors were unhappy with ongoing operations. Commissioner Harris asked if the creditors knew about the trusts. Mr. Haines said the industry related creditors knew about the trusts. Gina Lavo of SA and GGF stated all the take-out funds were put into a trust, as provided by California law. Any entity that received statutory distributions was currently protected through the trusts. Craig Fravel of Del Mar Thoroughbred Club stated the trusts were an issue all the racetracks worked on to ensure compliance with the custodial requirements of the horse racing law and to insulate distributions from claims of creditors in bankruptcy. He said he was comfortable with the process followed by MID. It was very similar to what the other tracks were doing. Chairman Brackpool asked how the court's decision regarding the MEC bankruptcy related to the issue of the trusts. He commented a judge recently ruled that MEC owed the monies that were held in trust for those who placed wagers, but it did not owe any commissions or takeout. Mr. Fravel stated the trust mechanism was established to address future claims and had nothing to do with the past. The trusts were designed to take funds outside of any potential bankruptcy estate and place them under a separate custodial arrangement. Commissioner Harris asked if any of the out-of-state entities that were damaged in the MEC bankruptcy were aware of the trusts. Ms. Lavo said she did not know if the out-of-state entities were aware of the trusts; however, all of their funds

were running through the trusts. The entities did not like the fact that they now had to wait for the funds to be released, so based on their displeasure, they should be aware of the changes. Commissioner Rosenberg asked if the funds had to be placed in the trusts within a certain amount of time. Could there be problems with funds not in the trusts if there were another bankruptcy? Ms. Lavo stated the funds were deposited directly into the trusts as soon as it was collected. The problem was not with the funds being held by the trusts; it was in the collection of the funds. Commissioner Rosenberg asked what the status of the new racing surface at SA was. Mr. Haines said SA received its permits from the City of Arcadia and was finalizing the selection of a contractor. SA also held industry meetings regarding the construction and selection of material for the track surface. Another meeting was scheduled to discuss and settle some issues and to provide information. The timeline for completion of the new track was the first week of December 2010. Commissioner Rosenberg asked about the construction and remodeling of barns. Mr. Haines stated SA was in the permit process with the City of Arcadia, but it would soon announce the exact construction schedule. The background work, contractors, engineering, and materials had all been obtained. Mr. Haines commented that because Santa Anita was on an earthquake fault, it had to build on the exact footprints of the previous barns, so it would be rebuilding the barns with approximately 80 stalls in total. Richard Castro of the Pari-Mutuel Employee's Guild, Local 280, stated he wanted assurances that the federation administered health trust would be protected in case of a bankruptcy. Ms. Lavo stated within the MEC bankruptcy, all employee plans were protected under order of the court, and all employee obligations were paid as soon as they were due. John Bucalo of the Barona Off-Track Casino spoke about promotion of

horse racing meetings in local news papers. Commissioner Moss commented the press did not seem to be very interested in horse racing, and the news paper reporters who used to cover that beat were no longer employed. Mr. Bucalo said the racing associations could pay for coverage. Chairman Brackpool stated the California Marketing Committee was reauthorized through recent legislation. In addition, the Board has a committee composed of Commissioner Rosenberg and Commissioner Derek. Mr. Fravel spoke about an industry settlement with MEC for payment of funds that were unpaid. He stated that despite the settlement, the payments had yet to be made. Mr. Fravel suggested that any waiver for MID should include assurance that the settlement agreement would be fulfilled. Chairman Brackpool stated the settlement agreement was enforceable by the bankruptcy court. Mr. Daruty said he understood that the final documents were not completed. He stated he was not aware of a true problem, other than incomplete paperwork. Ms. Lavo said the delay was actually due to a Southern California Off-Track Wagering, Inc. lawyer adding language that not all parties agreed on. The issues were being worked through, and MEC was prepared to make the settlement. Mr. Fravel stated his only point was that any waiver should be conditioned on inclusion of the settlement agreements and performance. Chairman Brackpool said the issue of the waiver for MID was ongoing over several months. The Board requested documents, and although what it received was in the right direction, there were other items it would like to see. MID owned the three entities and the Board had to deal with that fact. There were four or five items that would be conditioned into a waiver before a vote. The issue would be heard at the next Regular Meeting of the Board, but rather than another hearing, it would be a written document. Chairman Brackpool stated the first item was the level of detail in the

racetrack associations' financials. MID's consolidated financials would not work. The Board would require audited financials for each association. A decision would be made regarding whether the financials should be for each meeting of each association or annually for each association. Chairman Brackpool commented the Board wanted to understand how much was spent, and where funds were spent. The second issue was the resolution of the settlement issue; the Board would want that completed. The third issue was an appropriate financial guarantee, whether a bond or a letter of credit. MID had to understand it was taking on a significant obligation with a history, but given the resources available, it should not be a problem. Chairman Brackpool said there would also be a condition regarding the track and its maintenance. The Board would also like to know SA's estimate of costs if SA decided it had to charge for stabling. There would also be a condition as to what would happen to the waiver if MID sold or closed one of its facilities. Finally, something had to be worked out so that Californians could watch the SA product on television; horse racing had to be promoted. Assuming an agreement was reached on the conditions; the document would be provided to the Commissioners so they could review it, and then placed on the agenda of next Regular Board Meeting, at which time a vote would be taken.

MEETING ADJOURNED AT 3:30 P.M.

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

Chairman

Executive Director

PROCEEDINGS of the Special Meeting by Teleconference of the **California Horse Racing Board**, held at the **Hollywood Park Race Track Sunset Room**, 3883 Century Boulevard, Inglewood, California; **Harris Farms Offices**, 23300 West Oakland Avenue, Coalinga, California; **Golden Gate Fields Executive Conference Room**, 1100 Eastshore Highway, Albany, California; **Santa Barbara Community Phone Book**, 5266 Hollister Avenue, Santa Barbara, California, on Friday, **September 10, 2010**.

Present: Keith Brackpool, Chairman
 David Israel, Vice-Chairman
 Jesse H. Choper, Member
 Bo Derek, Member
 John C. Harris, Member
 Jerry Moss, Member
 Kirk E. Breed, Executive Director

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE OAK TREE RACING ASSOCIATION (T) AT HOLLYWOOD PARK, COMMENCING SEPTEMBER 29, 2010 THROUGH OCTOBER 31, 2010, INCLUSIVE.

Chairman Brackpool conducted a roll call of members of the CHRB to establish a quorum. He stated he was at Hollywood Park Race Track (HP) with Vice-Chairman Israel and Commissioner Rosenberg. Commissioner Derek stated she was at the Santa Barbara Community Phone Book; Commissioner Choper stated he was at Golden Gate Fields (GGF); Commissioner Harris stated he was at the Harris Farms offices. Chairman Brackpool said the six members present constituted a quorum. He stated that in accordance with Business and Professions Code section 11125.4 the Board found the purpose of the Special Meeting was to consider the license application of the Oak Tree Racing Association (OTRA) at HP commencing September 29, 2010 through October 31, 2010, inclusive. The Board further found that on August 19, 2010 OTRA was denied a license to conduct a horse racing meeting at Santa Anita Park Race Track (SA) due to concerns about the safety of the SA racing surface expressed by members of the Board and horse racing industry representatives. In response, OTRA submitted a revised license application

Proceedings of the Special Meeting by Teleconference of September 10, 2010

to hold its race meeting at HP. Chairman Brackpool stated the Board found the ten day notice period of Government Code section 11125 would cause substantial harm to the CHRB by: 1) not allowing the Board to consider and act upon the OTRA license application in a timely manner given the meeting would begin on September 29, 2010; 2) not allowing Board staff, if the application were approved, to properly prepare for the race meeting; 3) the Board further found that immediate action would be required to protect the public interests in allowing industry stakeholders, including horse owners, trainers and jockeys, sufficient time to plan in an orderly manner for participation in the race meeting; 4) providing notice to the wagering public of the stability and continuity of horse racing in California. Vice-Chairman Israel **motioned** to adopt the Board's findings. Commissioner Rosenberg **seconded** the motion, which was **unanimously carried**. Chairman Brackpool stated the motion was adopted and the Special Meeting by Teleconference could commence. Jacqueline Wagner, CHRB staff, said OTRA proposed to run at HP from September 29, 2010 through October 31, 2010, for a total of 22 days, which was nine fewer days than in 2009. OTRA was allocated 26 race days for 2010, and was proposing to race 22 days (commencing September 30, 2010) with simulcast wagering only on an additional four days. The first post time would be 1:00 p.m. The advance deposit wagering (ADW) providers were TwinSpires, Youbet, TVG, XpressBet, and OakTreeBets. Ms. Wagner stated staff received one of the missing ADW agreements and it anticipated receipt of the remaining ADW agreements by the end of the week of September 20, 2010. She said staff recommended the Board approve the application as presented, contingent on receipt of any items noted as missing. Sherwood Chillingworth of OTRA spoke briefly about his organization's rationale for running five days a week during the first week of its meeting, and four days a week during the second week of the meeting. He stated there were still many things to accomplish in moving the

Proceedings of the Special Meeting by Teleconference of September 10, 2010

meeting from SA to HP. Diane Grealish of OTRA spoke at length about OTRA's promotional plans for its race meeting. Commissioner Choper expressed his concerns regarding the OTRA race days that did not have overlap with GGF. A conversation ensued regarding the effect of the un-overlap, the possible benefits of running at night, which included increased ADW income and a regeneration of the fan base. In contrast, Robert Hartman of GGF stated he believed the proposed OTRA racing schedule could harm GGF. Guy Lamothe of Thorough Owners of California (TOC) stated a horsemen's agreement with OTRA was in place. The TOC understood the proposed OTRA racing schedule could impact northern California; however, the short timeline and unusual situation required that the industry make the best of the situation. Mr. Lamothe commented TOC believed night racing should be further examined. Alan Balch of California Thoroughbred Trainers (CTT) stated his organization was concerned with the horse inventory and racing opportunities, but there were offsetting reasons for the OTRA racing schedule. He said the CTT applauded OTRA and HP for being extremely communicative and responsive to CTT's concerns. A discussion about wagers proposed by OTRA ensued. OTRA committed to amending its application to include a fifty cent Late Pick Four wager. In addition, OTRA discussed its overpayment and purses. Richard Castro of the Pari-Mutuel Employee's Guild, Local 280, spoke in support of the application. Mr. Castro stated that for the record, his organization had a problem with the ADW platform "OakTreeBets." Vice-Chairman Israel **motioned** to approve the application to conduct a horse racing meeting of OTRA at HP. Commissioner Derek **seconded** the motion, which was **carried** with Commissioner Harris **abstaining**. Commissioner Harris stated he respected the parties wish to conduct the meeting, but he did not feel good enough about it to vote "yes."

MEETING ADJOURNED AT 11: 23 A.M.

Proceedings of the Special Meeting by Teleconference of September 10, 2010

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

NOVEMBER 9, 2010
REGULAR BOARD MEETING

There is no board package material for Item 3

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING THE
DISTRIBUTION OF RACE DAY CHARITY PROCEEDS OF
LOS ANGELES TURF CLUB IN THE
AMOUNT OF \$158,706 TO 35 BENEFICIARIES

Regular Board Meeting
November 18, 2010

BACKGROUND

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

ANALYSIS

Los Angeles Turf Club (LATC) is requesting approval to distribute race day charity proceeds generated at its December 26, 2009 through April 19, 2010 race meeting at Santa Anita. From the net race day charity proceeds LATC is proposing to distribute \$158,706. The list of organizations selected and amount to be distributed is listed on the attachment. Staff notes that approximately 74.2 percent of the proceeds will be given to horse racing related organizations. Furthermore, staff noted that the prior year LATC charity distribution was not complete due to the bankruptcy proceedings the organization faced. LATC still has \$116,203 in race day charity proceeds pending distribution for the 2009 race year.

RECOMMENDATION

This item is presented for Board discussion and action. Staff recommends the Board approve the request as presented.



Frank De Marco, Jr., Esq.
Vice President, Regulatory Affairs and
Assistant Secretary

RECEIVED
CHRB
2010 OCT 18
October 15, 2010 PM 2:58

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

Re: Los Angeles Turf Club, Incorporated's Charity Days

Gentlemen:

Los Angeles Turf Club, Incorporated, doing business as "Santa Anita Park," has determined the beneficiaries of proceeds from "Charity Days" races conducted at Santa Anita Park during its 2009-2010 winter meet. The net proceeds from the "Charity Days" totaled \$158,706. Attached hereto is the list of the organizations selected to be the beneficiaries of the Charity Days proceeds and the amount to be distributed to each. Distributions will be made upon approval of the proposed amounts by the California Horse Racing Board.

Please note that approximately 74.2% of the distributions are to horse related charities.

Should you have any questions regarding the distributions or the matters set forth herein, please do not hesitate to contact the undersigned.

Very truly yours,

Frank De Marco, Jr.

FDM:mr

Enclosure

Los Angeles Turf Club, Incorporated
 Distribution of Charity Day Proceeds
 2009-2010 Meet

I. <u>Horse Related Charities – BP 19556(b) (20% minimum)</u>	<u>Amounts</u>	<u>Subtotals</u>
California Equine Retirement Foundation, Inc.	\$ 1,000	
California Thoroughbred Foundation	1,000	
California Thoroughbred Horsemen's Foundation	14,706	
California Council on Problem Gambling	1,000	
CARMA	1,000	
Edwin Gregson Foundation	25,000	
Holy Angels Church (Backside Permanent Deacon)	2,000	
Racetrack Chaplaincy of America (Southern California Council)	2,000	
Southern California Equine Foundation, Inc.	1,000	
Tranquility Farm	1,000	
United Pegasus Foundation	1,000	
Winners Foundation	15,000	\$ 65,706
II. <u>Welfare Fund for Backside Personnel – BP 19641(b) (5% minimum)</u>		
California Thoroughbred Horsemen's Foundation	10,000	10,000
III. <u>Fund for Substance or Alcohol Abuse – BP 19556(b) (5% minimum)</u>		
Winners Foundation	10,000	10,000

Los Angeles Turf Club, Incorporated
 Distribution of Charity Day Proceeds
 2009-2010 Meet

IV. <u>Disabled Jockeys Fund – BP 19556(c) (20% minimum)</u>	<u>Amounts</u>	<u>Subtotals</u>
Disabled Riders Endowment	32,000	32,000
V. <u>Other Qualified Charities</u>		
American Red Cross-Arcadia	\$ 1,000	
Arboretum Foundation	1,000	
Arcadia Coordinating Council	1,000	
Arcadia Education Foundation	2,500	
Arcadia Meals on Wheels	1,000	
Arcadia Mounted Enforcement Team	2,000	
Assistance League of Arcadia	1,000	
Children’s Hospital of Los Angeles	5,000	
Children of the Night	1,000	
Cystinosis Research Foundation	5,000	
Fairplex Child Development Center	1,000	
ICAN Associates	1,000	
Kids Community Dental Clinic	1,000	
La Salle High School Financial Aid Program	2,500	
Methodist Hospital Foundation	5,000	
Pacific Asian Community Services	2,000	

Los Angeles Turf Club, Incorporated
Distribution of Charity Day Proceeds
2009-2010 Meet

	<u>Amounts</u>	<u>Subtotals</u>
Santa Anita Family YMCA	1,000	
USC Norris Cancer Hospital (Andrew Kure Memorial Fund)	5,000	
West San Gabriel Boys and Girls Club	1,000	
Young to Healthy	1,000	<u>41,000</u>
Total		<u>\$158,706</u>

STAFF ANALYSIS
PUBLIC HEARING AND ACTION BY THE BOARD
REGARDING THE FEASIBILITY OF ADDING
CHRB RULE 1581.2. SUSPENDED TRAINER MAY ENTER HORSES
TO ALLOW SUSPENDED TRAINERS TO ENTER HORSES TO RACE
DURING THE TIME OF SUSPENSION PROVIDED THE RACE
OCCURS SUBSEQUENT TO THE LAST DAY OF SUSPENSION

Regular Board Meeting
November 9, 2010

BACKGROUND

Business and Professions Code section 19420 provides that jurisdiction and supervision over meetings in this State where horse races with wagering on their results are held or conducted, and over all persons or things having to do with the operation of such meetings, is vested in the California Horse Racing Board. Business and Professions Code section 19440 states the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of this chapter. Responsibilities of the Board shall include adopting rules and regulations for the protection of the public and the control of horse racing and pari-mutuel wagering. Business and Professions Code section 19460 provides that all licenses granted under this chapter are subject to all rules, regulations, and conditions from time to time prescribed by the Board. Business and Professions Code section 19461 states every license granted under this chapter is subject to suspension or revocation by the Board in any case where the Board has reason to believe that any condition regarding it has not been complied with.

Board Rule 1484, Evidence of Unfitness for License, provides that if any licensee is under suspension, set down, ruled off, excluded from the inclosure, or otherwise barred from any racing occupation or activity requiring a license, it is prima facie evidence that he or she is unfit to be granted a license or unfit to hold a license or participate in racing in this State as a licensee during the term of any suspension or exclusion from racing imposed by any competent racing jurisdiction. Board Rule 1580, Control of Entries and Declarations, states all entries and declarations are under the supervision of the stewards, and they may, without notice, refuse the entries of any person or the transfer of any entries. Board Rule 1581.1, Entries, provides that no person shall attempt to enter or enter any horse for a race unless such person is authorized to do so in accordance with the rules.

When trainers receive terms of suspension for violations of the Board's rules and regulations they may not participate in a race meeting because their licenses are invalid, and they are ruled off the grounds. Suspended trainers often transfer their horses to another trainer. During a trainer's term of suspension the stewards may use their discretion to prohibit the trainer from entering a horse in his own name even though the race would occur after the suspension was served. This may be seen as effectively "extending" the suspension because the trainer is unable to run his or her horses even

though his or her license has been reinstated. If the surrogate trainer enters the suspended trainer's horses, current practice prevents the horses from being transferred back into the suspended trainer's name after his or her term of suspension has ended and before the races are run. A principal reason for this is Rule 1887, Trainer to Insure Condition of Horse, which provides that a trainer is responsible for the condition of horses entered in a race, regardless of the acts of third parties. In addition, the regulation states that any other person shown to have had the care of attendance of the horse may face action against his or her license. This means that if transfers after entry were allowed, a post race positive could create a dilemma, because two trainers would be involved.

At its July 22, 2010 Regular meeting the Board discussed the addition of Rule 1581.2, Suspended Trainer May Enter Horses. The proposed regulation would allow a suspended trainer to enter his or her horses during a term of suspension provided the race(s) occurred after the trainer's term of suspension, and the stewards or the Board do not deny the privilege.

ANALYSIS

The proposed regulation would allow a trainer who is under suspension to enter horses to race, provided the race(s) occurred after the trainer's term of suspension, and provided the stewards allow the entries. The proposed regulation would address the "extended suspension" issue by allowing suspended trainers to enter horses and to reengage in the business of training immediately after their term of suspension.

During the 45-day public comment period the California Thoroughbred Trainers (CTT) submitted a letter regarding the addition of Rule 1581.2. The CTT stated the rule would prevent the "extension" of a trainer's suspension by allowing a suspended trainer to enter horses in his own name. In addition, the rule would provide for transparency because the trainer would be listed in the program or racing form. However, the CTT raised two issues. The first issue was the concern mentioned in the July 22, 2010 staff analysis that the surrogate trainer may be cited for a violation in addition to the trainer of record. The CTT stated that filing a complaint against a surrogate trainer would be entirely discretionary, and "*It should be agreed that if a complaint is brought against the reinstated trainer that no additional complaint be brought against the surrogate trainer.*" There is currently no mechanism for the CHRB to stipulate that it will not bring a complaint against any surrogate trainer if a horse that was under his or her care at the time of entry tests positive. An additional facet of this issue is that the reinstated trainer may provide a defense to a complaint by stating the horse was under the care of the surrogate trainer at the time of entry, or, the reinstated trainer may use the situation as a basis for an appeal. The CTT also objected to language in the proposed rule that allows the stewards or the Board to deny a suspended trainer the ability to enter a horse. The CTT stated granting stewards the discretion to prevent suspended trainers from entering horses may give rise to mischievous rulings, uneven applications and other unintended consequences. However, the stewards currently possess the ability to prevent the entry of a horse under Rule 1542, Power to Refuse Entry and Deny Eligibility, which states: "*For good cause, the stewards may refuse the entry to any race, or declare ineligible to race*

and order removed from the premises, any horse.” In addition, Rule 1580, Control Over Entries and Declarations, which states, in part: *“All entries and declarations are under the supervision of the stewards, and they may, without notice, refuse the entries of any person or the transfer of any entries...”* The proposed text of Rule 1581.2 does not grant the stewards or the Board any discretion that they do not already possess. By including the discretion in the proposed text, it is clear that there may be occasions when a suspended trainer may not enter a horse.

RECOMMENDATION

This item is presented for Board discussion and action. Staff recommends the Board adopt the regulation as presented.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 6. ENTRIES AND DECLARATIONS
PROPOSED ADDITION OF
RULE 1581.2. SUSPENDED TRAINER MAY ENTER HORSES

Regular Board Meeting
November 9, 2010

1581.2. Suspended Trainer May Enter Horses.

During the term of a suspension, a trainer may enter horses to race, provided the race(s) will occur after the last day of the term of suspension, and unless denied such privileges by the stewards or the Board.

Authority: Sections 19420, 19440 and 19460,
Business and Professions Code.

Reference: Sections 19440, 19460 and 19461,
Business and Professions Code.



August 5, 2010

PRESIDENT

JOHN W. SADLER

NO CAL VICE PRESIDENT

GLORIA HALEY

SO CAL VICE PRESIDENT

DARRELL VIENNA

TREASURER

KATHY WALSH

SECRETARY

ANGIE CARMONA

PRESIDENT EMERITUS

NOBLE THREEWITT

BOARD OF DIRECTORS

JEFF BONDE

GLORIA HALEY

TERRY KNIGHT

DOUG O'NEILL

JOHN SADLER

JOHN SHIRREFFS

DARRELL VIENNA

KATHY WALSH

EXECUTIVE STAFF

ALAN F. BALCH

Executive Director

CARLO FISCO, ESQ.

General Counsel

CHARLES E. DOUGHERTY, JR.

Deputy Director

ANGIE CARMONA

Secretary/Deputy Director

SO. CALIFORNIA - MAIN OFFICE

Santa Anita Park

285 W. Huntington Drive

Arcadia, CA 91007

P.O. Box 660039

Arcadia, CA 91066-0039

(626) 447-2145

(626) 446-0270 Fax

E-Mail: caltrnrs@pacbell.net

NO. CALIFORNIA - FIELD OFFICE

Golden Gate Fields

1100 Eastshore Highway

Berkeley, CA 94710

P.O. Box 6027

Berkeley, CA 94706

(510) 524-3081

(510) 524-5280 Fax

E-Mail: nocactt@aol.com

www.caltrainers.org

California Horse Racing Board
Attention: Jackie Wagner
1010 Hurley Way, Suite 300
Sacramento, CA 95825

Public Comment RE: CHRB Rule 1581.2:

As set forth below, the California Thoroughbred Trainers supports in part, and opposes, in part, the proposed addition of CHRB Rule 1581.2, Suspended Trainer May Enter Horses.

As the staff analysis correctly points out, the stewards may use their discretion, under the present rule, to prohibit a trainer from entering a horse in his own name during the term of that trainer's suspension even though the race would occur after the suspension was served. This would, in essence, extend the suspension of the trainer. Hence, the proposed addition of Rule 1581.2 would remedy this situation by allowing the reinstated trainer to race the horse and, more importantly, to allow for the greatest transparency since the reinstated trainer would, in fact, be the trainer on race day. Under the present rule, there is an unnecessary lack of transparency and the collateral potential for confusion among the racing public where the reinstated trainer would be visible to the public as saddling the horse, being in the saddling enclosure, handling the horse after the race, potentially interacting with the racing and wagering media, and all the while not being listed on the program or racing form as the trainer. It is not far-fetched to imagine the reinstated trainer in the winner's circle with the horse and yet having the announcer name the surrogate trainer as the winning trainer. Such a scenario is not beneficial to racing. The new proposed rule would remedy this situation.

Nevertheless, staff analysis has identified what it believes to be a potential problem in that a positive test of a horse involving the reinstated trainer and the surrogate trainer may arise. This is not a problem.

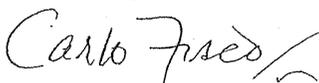
Rule 1887, the trainer responsibility rule, remains in effect at all times. Any culpability arising from a pre-race or post-race test, would inure to the trainer of record at that time, namely, the reinstated trainer. As staff analysis points out, under 1887, the surrogate trainer may be cited for a violation IN ADDITION TO the trainer of record.¹ The filing of a complaint against the surrogate trainer would be entirely discretionary with the investigators and stewards. It should be agreed that if a complaint is brought against the reinstated trainer that no additional complaint be brought against the surrogate trainer. In practical terms, this is already happening under the present scheme. Countless fines and suspensions against trainers are the result of acts or omissions by the trainer's staff and yet no penalties are levied against the staff. The head trainer is the only one penalized. This part of Rule 1887 was not designed to penalize the assistant trainer or groom in the normal scope of their employment but rather designed to penalize a party who engaged in some significant misconduct outside the normal scope of employment or ownership. The discretionary aspect of Rule 1887, therefore, would remedy the potential problem claimed by staff analysis.

CTT, on the other hand, would oppose, absent further clarification and/or definition, the inclusion of the language at the end of the proposed rule, namely, "...and unless denied such privileges by the stewards or the Board." The issue of whether or not a trainer is suspended is very rudimentary in nature. The trainer is either on suspension or not: Much like pregnancy. We cannot envision where discretion would apply in such a situation. We are even less able to determine how or why the Board would become involved in such a basic event as the entry box. The stewards supervise the draw.

¹ "...In addition, the owner of the horse, foreman in charge of the horse, groom, and any other person shown to have had the care or attendance of the horse, may be fined, his/her license suspended, revoked, or be ruled off..."

California Horse Racing Board
August 5, 2010
Page 2

Granting the stewards discretion in this particular matter, however, may give rise to mischievous rulings, uneven applications of that discretion and other unintended consequences. Without further clarification of what was intended by this objectionable phrase, CTT cannot support its inclusion into the proposed rule and asks that it be stricken.

Very truly yours,

CARLO FISCO
General Counsel

CF:ac

cc: Kirk Breed
CHRB Commissioners
Mike Marten

STAFF ANALYSIS
PUBLIC HEARING AND ACTION BY THE BOARD REGARDING
THE PROPOSED AMENDMENT TO
CHRB RULE 1876, FINANCIAL RESPONSIBILITY,
TO ADD FINANCIAL RESPONSIBILITY COMPLAINTS FROM
EQUINE MEDICAL HOSPITALS,
AND SERVICES PROVIDED BY HORSE FARMS THAT ARE
DIRECTLY RELATED TO HORSE RACING
WHERE THE DEBT EXCEEDS \$1000.00

Regular Board Meeting
November 9, 2010

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 administration and enforcement of all laws, rules, and regulations affecting horse racing and pari-mutuel wagering, as well as adjudication of controversies arising from the enforcement of those laws and regulations dealing with horse racing and pari-mutuel wagering. Business and Professions Code section 19460 states all licenses are subject to all rules, regulations, and conditions from time to time prescribed by the Board. Business and Professions Code section 19461 provides that every license granted under this chapter is subject to suspension or revocation by the Board in any case where the Board has reason to believe that any condition regarding it has not been complied with, or that any rule or regulation of the Board affecting it has been broken or violated.

Board Rule 1876, Financial Responsibility, states that no licensee shall willfully and deliberately fail or refuse to pay any moneys when due for any service, supplies or fees connected with his or her operations as a licensee, nor shall he or she falsely deny any such amount due or the validity of the complaint thereof with the purpose of hindering or delaying or defrauding the person to whom such indebtedness is due. The regulation also provides a guideline for the filing of financial responsibility complaints against licensees.

- A financial responsibility complaint against a licensee must be in writing and signed by the complainant.
- A financial responsibility complaint must be accompanied by documentation of services, supplies or fees alleged to be due, OR accompanied by a judgment from a civil court which has been issued within one year of the date of the complaint.

Under Board Rule 1876, the Board will only consider financial responsibility complaints that meet the following criteria:

- The complainant has NOT made a complaint against the same accused within a twenty-four month period.

- The complaint involves services, supplies or fees that are directly related to the licensee's California racetrack operations.
- The debt or civil court judgment was issued in California within one year of the filing of the complaint.

To assist in the enforcement of Rule 1876 the CHRB has issued a series of Directives. A Directive issued in July 2008 (CHRB Directive 06-08) basically reiterated the text of the regulation – except that it limited the acceptance of financial responsibility complaints to those received from “licensed vendors.” (Rule 1876 allowed any “complainant” to file a financial responsibility complaint.) The directive also expanded on Rule 1876 by stating complaints submitted by licensees regarding wage disputes and equine medical hospitals, would be accepted without civil court judgments. All other financial responsibility complaints would require civil court judgments before they would be accepted.

The CHRB Directives are intended to provide guidance in the application of Rule 1876. However, the result seems to be uneven application. A financial responsibility complaint that is considered in Northern California might not be considered if it were submitted in Southern California. Further, all persons who wish to submit financial responsibility complaints have access to the text of Rule 1876, but few may be aware of the requirements of the directive. The Board's rules are promulgated on its website, published in a rulebook issued by the Board and are otherwise available in the California Code of Regulations. Directives are generally internal documents distributed to Board staff, stewards and official veterinarians, and are not as widely available to the public.

In June 2010, the issue of financial responsibility complaints from horse farms was brought to the CHRB, and the stewards were directed to hear the financial responsibility complaints of Tommy Town Thoroughbreds LLC (Tommy Town). Following the hearings, Tommy Town requested that the CHRB consider amending Rule 1876 to include horse farm debts. Tommy Town stated trainers and owners were more concerned about paying debts at the racetrack, but as farm bills did not impact an owner's or trainer's ability to race, they were of a lesser concern. Tommy Town suggested that to avoid wasting the stewards' time, a minimum debt of \$1,000 or more could be set.

At its July 2010 Regular Meeting the Board discussed a proposed amendment to Rule 1876. The proposed amendment was crafted to include the provisions of CHRB Directive 06-08, which required that financial responsibility complaints include a civil court judgment (with the exception of wage disputes between licensees and equine medical hospitals). However, the proposed amendment inadvertently omitted equine medical hospitals from the civil court judgment exemption. The proposed amendment also included horse farms as entities whose financial responsibility complaints will be considered if the debts were directly related to the horse racing operations of the licensee and was at least \$1,000 or more.

At the July 2010 Regular Board Meeting staff was directed to put the proposed amendment to Rule 1876 out for a 45-day public comment period.

During the 45-day public comment period a new Directive (CHRB Directive 02-10) was issued, which superseded CHRB Directive 06-08. The new August 2010 Directive requires that all financial responsibility complaints – except wage disputes between licensees – include a civil court judgment and have a minimum balance of \$1,000.

ANALYSIS

During the 45-day public comment period staff received 38 written comments. A majority of the comments objected to the requirement that a civil court judgment be obtained by the complainant before the stewards would consider a financial responsibility complaint. The consensus among those who commented was that obtaining a civil court judgment would be an onerous burden for licensees seeking relief. Many of those who commented stated debtors simply ignored such judgments, and they responded only to the threat of losing their licenses. In addition, equine medical hospitals commented that requiring them to now submit a civil court judgment was contrary to the requirements of CHRB Directive 06-08, which was the basis of the proposal to amend Rule 1876. The equine medical hospitals requested that they continue to be exempted from the civil court judgment requirement.

A number of letters from horse farms supported the proposed amendment, which would require a civil court judgment and would set a limit of not less than \$1,000 before a horse farm's financial complaint would be considered. Some horse farms requested that the Board consider expanding the scope of services that may result in a financial complaint. The main objection from horse farms was the requirement that the financial complaint be for services "directly" related to the licensee's horse racing operations.

RECOMMENDATION

Staff recommends the Board not adopt the proposed amendment to Rule 1876, and that the proposal be referred to staff to develop language to address the concerns of those who commented during the 45-day public comment period.

Attached are copies of letters received during the 45-day public comment period.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 16. GENERAL CONDUCT
PROPOSED AMENDMENT OF
RULE 1876. FINANCIAL RESPONSIBILITY

Regular Board Meeting
November 9, 2010

1876. Financial Responsibility.

(a) No licensee shall willfully and deliberately fail or refuse to pay any moneys when due for any service, supplies or fees ~~connected with~~ directly related to his or her California racetrack operations ~~as a licensee~~, nor shall he or she falsely deny any such amount due or the validity of the complaint thereof with the purpose of hindering or delaying or defrauding the person to whom such indebtedness is due.

(b) Any financial responsibility complaint against a licensee shall be in writing, signed by the complainant, and accompanied by documentation of the services, supplies or fees alleged to be due, ~~or~~ and by a judgment from a civil court as required under subsection (d) (3) of this regulation ~~which has been issued within one year of the date of the complaint.~~

(c) The Board will not consider a financial responsibility complaint made by the complainant against the same accused within twenty-four months of the filing of the instant complaint.

(d) The Board will consider only those financial responsibility complaints which meet the following criteria:

(1) The complaint involves services, supplies or fees that are directly related to the licensee's California racetrack operations; and

(2) ~~The debt or cause for action originated, or the civil court judgment was issued,~~
in this State within one year of the filing of the complaint.

(3) A civil court judgment was issued in this State; the time for appeal of the civil court judgment has elapsed; and it is within one year of the filing of the complaint.

(e) Financial responsibility complaints submitted by equine medical hospitals, horse farms, and thoroughbred horse auction sales authorized by the Board in accordance with Rule 1807 of this Division, will be considered, provided such complaints comply with subsections (b), (c) and (d) (1) through (d) (3) of this regulation, and are directly related to the California horse racing operations of a person licensed by the Board.

(1) In the case of horse farms, no financial responsibility complaint for less than one thousand dollars will be considered.

(f) Financial responsibility complaints that are horse racing related wage disputes originating between persons licensed by the Board will be considered and are exempt from subsection (d) (3) of this regulation.

Authority: Sections 19440 and 19460,
Business and Professions Code.

Reference: Sections 19440, 19460 and 19461,
Business and Professions Code.

Barretts®

EQUINE LIMITED

A Fairplex Company

P.O. Box 2010, Pomona, CA 91769

October 20, 2010

Mr. Harold Coburn
California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, CA 95825

VIA Fax (916) 263-6022 and e-mail (haroldc@chrb.ca.gov)

RE: Proposed Amendment to C.H.R.B Rule 1876 (Financial Responsibility)

Dear Mr. Coburn,

On behalf of Barretts Equine Limited, I would like to express my dismay with the proposed change in the language of CHRB Rule 1876 that would require a civil court judgment when filing a Financial Responsibility Complaint with the California Horse Racing Board.

As a general rule worldwide, participants in the horse racing business are expected to behave with the highest degree of fiduciary responsibility since this is a business that depends on public trust in order to survive. Unfortunately, this is also a business that attracts unscrupulous people looking for a quick score even if they don't have the financial means to do so. I personally believe it is the responsibility of the CHRB to eliminate these people as participants if at all possible which was no doubt, in my mind at least, the intent of 1876 when it was written. Requiring a judgment would no doubt reduce the ability for the CHRB to monitor this by putting a much higher burden on licensees seeking relief. There is little doubt that the threat of action regarding a licensee helps keep unscrupulous people in line since it can possibly affect their livelihood and/or race horses. This threat is probably the most valuable thing that will be lost to most people with the proposed change.

I understand that there are two problems now: (1) the high volume of Financial Responsibility Complaints along with limited CHRB capacity to deal with this volume and, (2) the high costs of litigation involved with any lawsuit in California (except small claims). There are disputes that will still require civil action, but there are many more that do not. Since the CHRB is not a collection agency, licensees should only be allowed to file a limited number of Financial Responsibility Complaints each year similar to Small Claims court. Perhaps there should even be a CHRB fee with filing each report to help offset the CHRB costs in adjudicating these cases which might be added to the final judgment, if applicable.

Sincerely,



William S. Baker
Vice President and Controller
baker@barretts.com

TELEPHONE: (909) 629-3049

FAX: (909) 629-2155

Office Location: Fairplex Park

Gate 12 on White Avenue

Date 10-20-10

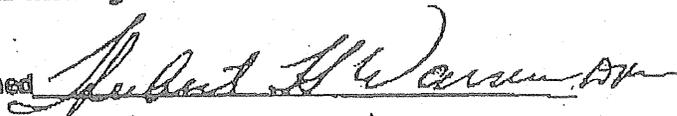
Harold Coburn, Regulation Analyst
CHRB
1010 Hurley Way, Suite 300
Sacramento CA 95825

FAX # 916-263-6022

Dear Mr. Coburn,

I would like to express my disapproval of the CHRB's intent to change Financial Rule #1876 to require a civil court judgment prior to filing a financial complaint with the CHRB investigators.

Signed



Print name

Herbert H. Warren CHRB license # 101868

SOUTHERN CALIFORNIA EQUINE FOUNDATION, INC.

P.O. Box 1728 Arcadia, CA. 91077-1728

(626) 445-7944

"A CHARITABLE CORP. DEDICATED TO THE CARE OF THE INJURED HORSE"

October 20, 2010

Harold Coburn,
Regulation Analyst, CHRB
1010 Hurley Way, Suite 300
Sacramento, CA 95825

fax # 916-263-6022
email haroldc@chr.ca.gov

Dear Mr. Coburn,

I would like to express my dismay at the proposed amendment to CHRB Rule 1876 Financial Responsibility. While beneficial by allowing breeding farms, etc to file financial complaints, the change requiring a civil court judgment puts undo hardship on those of us providing services to the industry.

While SCEF appreciates the CHRB's recognition that equine hospitals warrant special consideration from this intended rule change, I personally remain adamant that changing the language to require a civil judgment prior to filing a CHRB Financial Complaint is detrimental to the racing industry. This proposal leaves all other service providers, including trainers, veterinarians, van companies, feed companies, tack stores, farriers, equine dentists, etc., without recourse except by a civil suit. We already have problems with bad characters and this will only make it easier for those individuals to avoid their financial responsibilities.

CHRB licensees working 6-7 days a week do not have time to go through the small claims court system to collect monies due them, let alone a civil court. The only effective way to keep this under control and the reason Financial Complaint Rule #1876 (b) was written into State Regulations was for this very reason - to protect people from these bad characters which have no natural compulsion to honor their debts. Ruling them off, or the threat of ruling them off unless their financial obligations are fulfilled, is the only way most of those individuals abide by the Financial Rule 1876 (a).

As an aside, lately it has been noted (Stewards minutes on website) that, on a case-by-case base, some financial complaints have been accepted, contrary to "Directive 0608". An arbitrary decision allowing some individuals to file Financial Complaints while others are rejected is not abiding by the governing rules of the State of California.

pg 2

Additionally, it would be beneficial if when posting any "public notice" document to the CHRB website the posting date be provided and required. Thursday morning 9/23/10 there was no posting of the Amendment to Rule 1876. On Friday September 24, it finally posted. None of the postings are dated nor are they in chronological order.

Found on the CHRB website under the section Rules/Rules Noticed to the Public:

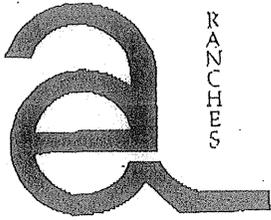
- 1 - Trainers under Suspension may enter horses - public hearing 10/14/10
- 2 - Amendment to Rule 1766 Designated Races - public hearing 7/22/10
- 3 - Amendment to Rule 1844 Authorized Medication - public hearing 9/16/10
- 4 - Amendment to Rule 1876 Financial Responsibility - public hearing 10/14/10

The "will of the people" was expressed at the previous meeting regarding this issue (March 27, 2008) which, in its entirety, voiced their concerns that requiring a civil judgment is injurious to all of us currently protected under this ruling. I urge you to not to change this aspect of the rule and to reverse CHRB Directive 0608. Other recommendations to streamline this process, presented at a meeting May 5, 2008, should be considered.

Respectfully submitted,



Karen Klawitter
karen@scef-inc.com



E.A. Ranches

18122 Littlepage Road
P.O. Box 329
Santa Ysabel, California 92070 • (760) 789-1498

ERNEST AUBRACH
Owner

October 21, 2010

Harold Coburn, Regulation Analyst
CHRB
1010 Hurley Way, Suite 300
Sacramento, CA 95825

Dear Mr. Coburn:

We would like to express our disapproval of the CHRB's intent to change Financial Rule #1876 to require a civil court judgment prior to filing a financial complaint with the CHRB investigators.

Sincerely,

Marguerite Ellason
General Manager

ME:ss

EQUINE MEDICAL & SURGICAL GROUP
POST OFFICE BOX 661956 ARCADIA, CALIFORNIA 91066
OFFICE: (909) 980-0170 FAX: (909) 980-0127

JOSEPH P. DOWD, D.V.M., PH.D.
EDWIN L. SIMPSON, D.V.M.
JENNIFER FINLEY, D.V.M., PH.D.
RYAN CARPENTER, D.V.M., DIP. A.C.V.S.

October 20, 2010

Mr. Harold Coburn
Regulation Analyst, CHRB
1010 Hurley Way, Suite 300
Sacramento, California 95825

Dear Mr. Coburn

REGARDING: CHRB Rule 1876 Financial Responsibility

The importance of this ruling which supports vendors on the backside including veterinarians, shoers, feed companies, vanning companies and additional support, is critical to the health and well being of the racing industry. Without the stewards and the CHRB upholding and enforcing these regulations many companies could be forced out of business unable to continue supplying services and products that keep race horses healthy and sound.

Our practice sends out roughly two certified letters per week on past due accounts that will not settle debts over the phone. Debtors that receive certified letters threatening CHRB intervention 95% of the time will fulfill their financial obligations due to the "threat" that their license will be suspended and/or racing privileges revoked. Our practice has only submitted two past due accounts to the CHRB in the last six months that became uncollectible. The one account, a well established trainer, had been a dependable client with our practice for years, suddenly stopoed making payments, promising numerous times for over a year to make good on her debt. The amount owed was far more then what could be taken to small claims court within the first month of past due status. The account was resolved by meeting with the stewards and settling on an amicable payment plan.

There are many instances where taking a client into Small Claims Court or civil court is impractical or impossible. These reasons include the amount of the claim, the location of the client, and the cost in time and money to pursue these legal actions.

Mr. Harold Coburn

CHRB Rule 1876 Financial Responsibility

By the nature of the business we are often working on horses before ownership has been delineated by the trainer. A horse shipping in from another race track who incurs injuries may need emergency sutures. In other cases, emergency evening services performed on a horse, or a horse injured during a race or workout that is normally treated by another practice may need emergency help from one of the vets in our practice. Later, we learn that the owner is bad pay, and we end up eating the costs. Further, in good faith we work on horses in client's barns, our responsibility is to the trainer, not only the good pay owners, but also the bad.

As an equine practice, and a vendor on the backside we appreciate the help and direction of the rules established by the CHRB which are upheld by the stewards. We suggest that addendums be made to the rule establishing guidelines on the number of claims each business can submit and correct etiquette for submitting paperwork. Those who do not follow the guidelines should be denied. Further, when a licensee continues to be a repeat offender on their financial responsibility their racing rights should be affected indefinitely leaving an even larger, more viable threat.

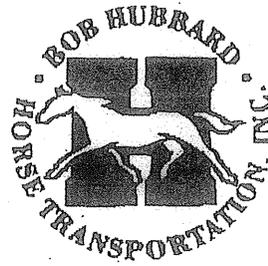
PLEASE keep CHRB Rule 1876 financial responsibility in force, allowing us to keep good business practices at the race tracks and the racing industry as a whole healthy and prosperous. Your attention to this matter is greatly appreciated.

Sincerely,

Lauren Shelton

Lauren Shelton
Practice Manager: Equine Medical and Surgical Group

California 800-472-7788
Kentucky 800-888-5914



Washington 800-317-8768
Florida 800-396-0001

October 9, 2010

Harold Coburn, Regulation Analyst
CHRB
1010 Hurley Way, Suite 300
Sacramento, CA 95825

Re: CHRB Financial Responsibility Ruling #1876

Dear Mr. Coburn,

I'm writing in regards to the amendment of financial rule #1876. As a horse transportation company, it is crucial that we can utilize the CHRB, if need be; to put pressure on bad paying owners and trainers. The possibility of having one's license suspended is a great deterrent in regards to the horse racing industry.

Unfortunately, in these economic times, it seems that having a small claims civil suit issued, doesn't render any benefits. To be honest, about 90% of our customers that we submit to small claims, completely ignore it. The time and expense that it takes to obtain a small claims civil judgment allows the customer to delay payment even longer.

It is imperative that there is repercussions directly related to the horse industry if a customer does not honor his payment responsibilities. We do not want to send the message that if they don't pay their vaning bill, they won't be held accountable on the track.

Thank you,

Candice N. Gomez
Credit & Collections Manager
Bob Hubbard Horse Transportation, Inc.
candice@bhht.net

Official Vans of the XXIII Olympiad

3730 South Riverdale Ave. • Colton, California 92324
951-389-3770 • FAX 951-389-3206

Bob Hubbard Horse TR PAGE 01/01
F:(916)263-6022 6-13

San Francisco Equine, Inc
519 Marine View Avenue Suite A
Belmont, CA 94002
650-654-1260

September 28, 2010

Harold Coburn, Regulation Analyst
California Horse Racing Board
1010 Hurley Way Suite 300
Sacramento, CA 95825

Dear Mr. Coburn,

As Collections Manager for San Francisco Equine, I have been going over the proposal to amend Rule 1876 Financial Responsibility. First of all, the proposal to have only a California civil judgment keeps us from any law suits that are conducted in any other state. You must realize that many of our owners are from out of state from Washington to New York. Also, when the owner lives out of state but has a CHRB license, and the amount is under five or six thousand dollars, there is normally no legal recourse. Most Attorneys will not consider less than that. It can be turned over to a Collection agency, but that isn't always the answer. If the account is sent to a Collection Agency and it needs to be turned over to an Attorney, the Attorney must be in the state where the owners live. Therefore, that would not be a California judgment.

Because of the amount of small claims filed from San Francisco Equine, we are only allowed to file up to a maximum of \$2500.00. This business is so transient and anything other than a Financial for suspension of the license is prohibitive. When an amount is under \$500.00 we do not file small claims. The Directive states that only trainers, owners, grooms, hot-walkers, exercise riders and others regarding wage disputes, and not Veterinarians, and/or other types of suppliers, which have absolutely nothing to do with wage disputes, have access to Rule 1876. How on earth can someone take a Rule and discriminate and separate against some of the people, vendors, and businesses who are also licensed?

Second, the ruling that even with a civil court judgment we can only submit anything over a \$1000.00 does not make any sense. It took me 2 years to find someone that owed us around 600.00. I got the small claims judgment, submitted it to the CHRB and was turned down because it was under a \$1000.00. In fact there were others also that were turned down. This was the very best way of perfecting the judgment. Unfortunately the person still owes us the money and still has a license.

Again, I am not asking the Stewards to become Collectors. That is my job. I cannot understand where that idea came from in the first place. To think that all we have to do is get a small claims judgment is ludicrous. There are certain things that have to be done collection wise before a small claim can be filed, and like I said earlier, small claims may not be an option at all.

As far as affecting businesses, if we are not able to use all avenues available to us through CHRFB and other legal means, then these people are able to get away with not paying for the services that were given them. This includes all facets of the racing industry.

If after exhausting all avenues of our collection abilities, and the owner is out of state, we would like to be able to send a Financial to the Stewards, with all of the proper paperwork, set up a hearing for a License suspension. Confining us as vendors to simply a civil court judgment will not work. Also, there is an owner in Southern California which I have tried twice to serve, which by the way costs \$119.00, plus the \$100.00 for filing. For a while he was in Arizona and also, when he was in California, he very cleverly eluded the process servers. Just this week, I saw that he is racing at Fairplex. Also, he has been left several messages on voice mail, written certified letters which comes back unclaimed. Also, in the last year 4 other businesses have filed Financial Responsibility against him and have been paid within days.

Also, I feel in some cases Rule 1876 where one person cannot have more than one ruling in a 24 month period should be modified. There was a case where we had a small claims judgment in 2005. In these cases the judgment is good for 10 years and also renewable. We were able to enforce that judgment and got paid immediately when going to the CHRFB. Then later, another judgment was received on the same person and this one was turned down because of the 24 month rule. If there are judgments involved, then we should be able to try to suspend their license again within that 24 month period. Only, if there are judgments though. Also, in the State of California, the statute of limitations on what is called a Book Account is four years for collections. Also there are no credit applications, no Personal Guarantees, and also other paperwork from the beginning that can help us with our collections.

Mr. Coburn, I appreciate your time and attention to this letter. If there are any other questions or comments, please let me know.



Doris (Rusti) Walker
Collections Manager

Cc: Steve Boyer DVM
Cc: Kim Kuhlmann DVM
Cc: Ken Allison DVM

Coburn, Harold

From:

Sent: Thursday, October 14, 2010 8:56 PM

To: Coburn, Harold

Cc:

Subject: Rule 1876 Amendment

The purpose of this correspondence is to speak against the Amendment to CHRB Rule 1876. My name is Jeff A. Blea, DVM, partner in von Bluecher, Blea, Hunkin, DVM, Inc, a veterinary practice on the racetrack in Southern California. I attended the July CHRB meeting, whereby this rule was addressed by several board members, and based on their comments, CHRB Rule 1876 was in place and would continue as written. Apparently, due to staff error or procedural breakdown, there now exists different language to the rule that would make it useless to most, if not all vendors on the racetrack backside. I completely understand that procedural errors due arise from time to time. However, this rule as written, provides leverage to vendors and service providers, and should not be amended to require a court judgement to collect for services.

In our practice, we spend a tremendous amount of time and resources trying to collect past due accounts. In no way, do we abuse the rule, nor expect the CHRB or stewards to act as a collection agency for us. This economy has proven difficult for most, and we are sympathetic to that, however, we have a business to run. As a last resort, we utilize CHRB Rule 1876 to collect for services provided. We always employ all available options before petitioning the CHRB for assistance with collecting bad debt. I realize there is room for abuse by vendors, and with that in mind, I have several options that may make this process more efficient and less cumbersome if you are interested. Again, I strongly request that you consider continuing rule 1876 as written, with no amendments.

Respectfully submitted,

Jeff A. Blea, DVM
von Bluecher, Blea, Hunkin, DVM, Inc.

Sierra Madre. CA.

Alamo Pintado Equine Medical Center, Inc.

August 6, 2010

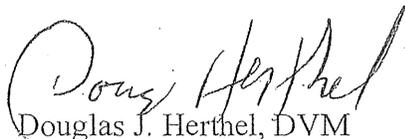
CHRB
Attn: Chairman Brackpool
1010 Hurley Way, Suite 300
Sacramento, CA 95825

Dear Chairman Brackpool,

I am writing to encourage the California Horse Racing Board to amend Rule 1876, Financial Responsibility, to add financial responsibility complaints from equine medical hospitals where the debt exceeds \$1,000. This amendment would give us a better opportunity to obtain payment for outstanding balances.

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

Thank you,


Douglas J. Herthel, DVM

DJH/se



PATSY BERUMEN
4288 New Hampshire Avenue
Claremont, California 91711
(909) 208-3410

August 5, 2010

CHRB

Attn: Chairman Brackpool
1010 Hurley Way, Suite 300
Sacramento, CA 95825

Re: Rule 1876

Dear Chairman Brackpool:

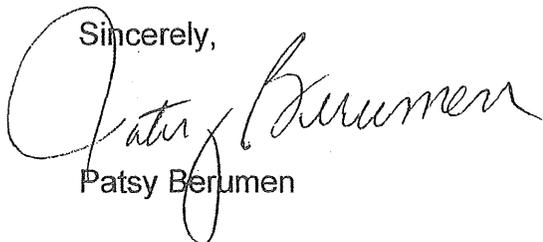
I am a large owner/breeder of over 80 Thoroughbred horses. I am also employed by a major Thoroughbred Horse Farm for 36 years. During this time, I have gone to the CHRB on several occasions asking for help in collecting large debts owed to the farm. Outside of Ingrid Ferman, the stewards were very unhelpful.

Without some form of strong financial responsibility backing the farms, it will be difficult to continue to bear these debts and will incur added expenses to farms in order to hire costly legal representatives. It also takes months, some times years to get a judgment and during that time the farm has to feed and care for the animals.

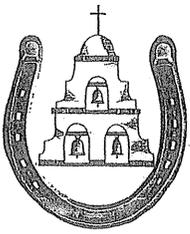
I am asking you to please consider amending Rule 1876 to include financial responsibility for services provided by horse farms that are directly related to horseracing where the debt exceeds \$1,000.00.

Thank you.

Sincerely,



Patsy Berumen



Rancho San Miguel

8-26-10

To Whom It May Concern:

In regards to the amendment of rule 1876, Rancho San Miguel would like to strongly encourage the amendment to be approved. Most farms in California and across the country have accrued a list of outstanding balances from their racing clientele, which then puts the farms in financial jeopardy. Rancho San Miguel has seen receivables increase to over \$500,000 this past year. We have had a number of our clients abandon their horses at our farm leaving us with the responsibility to care for the animals. While clients have outstanding balances and abandoned horses they are still allowed to race their horse(s) without being responsible for their debts at the farms. In amending the rule, California farms would be allowed to legally pursue debt collection in a much more effective way. Please take this into consideration in making the decision.

Sincerely,

A handwritten signature in cursive script that reads "Tom Clark". The signature is written in black ink and is positioned above the printed name.

Tom Clark

Owner- Rancho San Miguel



August 10, 2010

CHRB

Attn: Chairman Brackpool
1010 Hurley Way, Ste 300
Sacramento, CA 95825

Re: Rule 1876

Dear Chairman Brackpool:

I am writing you today to encourage you and the CHRB to consider amending Rule 1876, Financial Responsibility, to add financial responsibility complaints from equine medical hospitals, and services provided by horse farms that are directly related to horseracing where the debt exceeds \$1,000.00.

My family's farm, Golden Eagle Farm, has been in the racing and breeding business here in California since 1957. Over the years we build a breeding farm that was the leading breeder in the state for nineteen years in a row. We have breed and raced several thousand horses and our stallion book has breed several thousand more.

We have experienced any number of clients that had to be brought to court to gain judgments for outstanding bills for services rendered. Often time's the outside horse owners simply moved to another farm, to stiff the next farm owner, without any consequences from the industry.

By changing Rule 1876, it would help clean up a black spot in the industry and keep the outside clients honest or they would be unable to participate in the sport.

We, as an industry, need to keep the sport alive with honest participants with integrity.

The changes to Rule 1876 would go a long way to that goal.

Thanking you in advance for your consideration.

Sincerely Yours;

Larry Mabee
Golden Eagle Farm Owner

Mabee Family Trust, owners

Ridgeley Farm

6-21

3901 W. Esplanade Avenue • Hemet, CA 92545-1232
Phone: (951) 654-7728 • Fax: (951) 654-9780

August 5, 2010

CHRB

Attn: Chairman Brackpod
1010 Hurley Way, Suite 300
Sacramento, CA. 95825

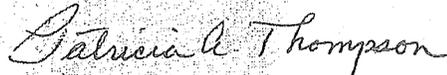
Dear Sir:

I hope that you will give careful consideration to amending Rule 1876 to include farms and veterinary clinics that have over one thousand dollars owed to them. It would certainly be a help to farms if the stewards would conduct a hearing on a financial complaint from a farm. As it is now it takes six to ten months to go through the court system and meanwhile the farm still has to feed and house the horse or horses.

Thank you for your consideration in this matter.

Sincerely,

RIDGELEY FARM LLC



Patricia A. Thompson



CHRB

Attn: Chairman Brackpool

1010 Hurley Way, Suite 300

Sacramento, CA 95825

August 9, 2010

Dear Chariman Brackpool:

I would like to urge the CHRB to amend its rules to provide for the Stewards to conduct hearings in connection with unpaid farm bills. Regulation in this area would be of great importance, as the breeding and boarding of horses is becoming less viable due to the difficulty in collecting receivables. The amendment of Rule 1876 (as proposed) would help farms, as it is often not economic to involve the legal process in collection of farm debts. Thank you.

Yours truly,

A handwritten signature in cursive script that reads "Russell Drake".

RUSSELL DRAKE,
President

Stone Ridge Farm
P.O. Box 221
Wallace, CA 95254

CHRB
Attn: Chairman Brackpool

I am encouraging you to amend Rule 1876; financial responsibility.

I have a small boarding farm.

A year and a half ago I was asked to board 6 in foal TB mares.
I was told he was ok to accept his mares.

I was paid for their board for about 4 months and then never
received another payment of any kind.

I legally kept the horses and could not give them away or sell
them.

Meantime they had their foals he sent them to farms to be bred
and returned them to my farm.

I ended up with 12 of his horses.

Received no payment of any kind.

He owed the other farms board, stud fees and vanning bills.

I was on my own to recover any loss.

I called around to find backup for my loss, but found no help.

If Rule 1876 had been in affect perhaps I would have had some
kind

Of help in recovering my losses and finding homes for these horses.

Donna Smartt
Stone Ridge Farm

To : CHRB
 Atten: Chairman Brackpool

Date :8/5/10

From: Debra Opp, Norman Day of Irish Rose Farms
 1849 Royal Oaks Dr. N., Bradbury, Ca., 91008

HELP !! We are a lay-up farm in business now for 23 yrs.
 PLEASE AMEND RULE 1876 !!! It has been a SEVERE
 Hardship for our farm to cover expenses feeding and caring for
 people's horses that do not pay. It has helped to put us near the
 edge financially. To go to court to get a ruling first before you can
 go to the CHRB-HAS NOT WORKED TO GET US PAID !!
 Some people are so adept at avoiding bills it is even hard to get
 them served ! It is also hard for collection agencies to even find
 them! It would improve our lives greatly if you would amend the
 bill. PLEASE.

Sincerely,


 Debra Opp,

Owner/Manger of
 Irish Rose Farms

Owners license

#211021

* Nick Canani owes us money -
 he fled the state and training +
 starting over in another state!
 It's NOT RIGHT!



August 4, 2010

California Horse Racing Board
Attention: Chairman Brackpool
1010 Hurly Way, Suite 300
Sacramento, CA 95825

Re: Amendment to Rule 1876, Financial Responsibility

Dear Chairman Brackpool,

This letter is in regards to the proposed amendment to Rule 1876 by Commissioner Derek to allow stewards to conduct hearings and adjudicate financial complaints from horse farms for services provided directly relating to horseracing where the debt exceeds \$1,000.

If the Board passes this amendment, it would assist Thoroughbred farms immensely. We really don't have any recourse right now for clients with delinquent accounts. In my experience as General Manager of Magali Farms, the majority of Thoroughbred owners are very honorable and pay their bills promptly. As with any business, there are a few that we are unable to obtain payment from through regular channels for whatever reason. This is a problem facing every Thoroughbred farm owner or manager that I've spoken with and has contributed to the closing of some farms.

This amendment is definitely needed for those of us farms who provide either rehabilitation to racehorses who then are able to return to the track and race, or who start and train horses who go on to racing careers at the tracks. Owners who refuse to pay for services rendered should not have the privilege of running those horses until their debt is paid.

It's an unfortunate and ugly problem in our industry and it must be addressed immediately. By voting to incorporate these entities into Rule 1876, the Board has a chance to provide all California Thoroughbred farms with an opportunity to rectify this problem effectively.

I strongly encourage the CHRB to amend Rule 1876, Financial Responsibility and I appreciate your consideration of this matter.

Respectfully,

A handwritten signature in black ink, appearing to read 'Tom Hudson', written in a cursive style.

Tom Hudson
General Manager
Magali Farms

cc CTBA



August 4, 2010

California Horse Racing Board
Attention: Chairman Brackpool
1010 Hurly Way, Suite 300
Sacramento, CA 95825

Re: Amendment to Rule 1876, Financial Responsibility

Dear Chairman Brackpool,

The amendment proposed by Commissioner Derek to allow stewards to conduct hearings and adjudicate financial complaints from equine medical hospitals and services provided by horse farms directly related to horseracing where the debt exceeds \$1,000 and financial complaints stemming from racehorse sales and auctions is absolutely critical to the survival of all remaining Thoroughbred farms in the state of California.

Currently, horse farms have no effective recourse for collecting monies owed to them and this problem is an urgent matter for all of us. By voting to incorporate these entities into Rule 1876, the Board will give us an effective tool to obtain payment on outstanding balances.

I strongly encourage the CHRB to amend Rule 1876, Financial Responsibility.

Sincerely,

A handwritten signature in cursive script that reads 'Richard Sulpizio'.

Rich Sulpizio
Owner, Magali Farms

cc CTBA

THOROUGHBRED HORSES

August 5, 2010

CHRB

Attn: Chairman Brackpool
1010 Hurley Way, Suite 300
Sacramento, CA 95825

Re: Rule 1876

Dear Chairman Brackpool:

As a Thoroughbred Farm Owner who struggles to survive in this disastrous economy, I implore you to amend Rule 1876 to include financial responsibility to add complaints for services provided by horse farms that are directly related to horseracing where the debt exceeds \$1,000.00. I have owned and operated my farm for over 60 years and have over \$1,000,000.00 in outstanding receivables for over 90 days. Most people in racing are only interested in the immediate racing issues and are not concerned with the farms.

Thank you for your consideration. I trust that you will understand our efforts and act accordingly.

Yours truly,



E.W. Johnston

EWJ:pb

Daniel Q. Schiffer
Attorney at Law
215 N Marengo Avenue #346
Pasadena, CA 91101
(626) 844-0097
Fax (626) 844-0598

September 30, 2010

CHRB
Attn: Chairman Brackpool
1010 Hurley Way, Ste 300
Sacramento CA 95825

RE: Amendment of CHRB Rule 1876- Financial Responsibility

Dear Chairman Brackpool:

Please amend Rule 1876 to enable farms to be eligible for action by Stewards to collect farm bills.

As an attorney, who has done countless collections in this industry, I have been constantly frustrated by the Stewards' refusal to assist my farm clients in their attempts to collect farm related bills against CHRB licensees. CHRB regulated racing provides a livelihood for many owners and trainers. Yet some of the less scrupulous of those licensees use the Stewards' refusal to enforce farm debts to continue their activities in blatant defiance of having bilked farms for services to the very horses upon which they are prospering. This comes about in several ways.

For instance a trainer, who is not being paid by a client, may send a horse to a farm in order to mitigate his exposure. In doing so he may not alert the farm of the horse being shipped to the farm, fail to provide adequate ownership information or suppress the truth concerning the owner's payment record.

Another example happens when owners utilize a farm for breeding or lay up purposes. An owner may earn purses with horses which were originally bred, raised or trained on California farms; but they do not discharge their delinquent farm bills.

The farm suffers but has no recourse at present through the Stewards. In the past the Stewards have engaged in the narrowest of readings of the language in Rule 1876; specifically relying on the language in 1876(d)(2), "directly related to the licensee's California race track operations."

I have often argued to the Stewards that racing begins in the breeding shed and ends in the winner's circle. However the Stewards have been able to rely on the above

Mr Keith Brackpool
September 30, 2010
Page 2

stated phrase to limit their jurisdiction to those debts incurred solely within the confines of the racetrack.

If the proposed revision of Rule 1876 is to be useful to the farms (which are now suffering mightily), then the word "directly" should be deleted from the language of the Rule.

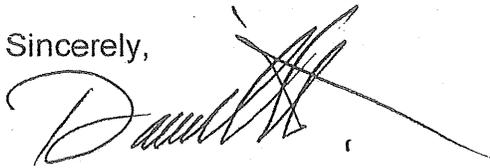
I suggest that the Board may want to review Civil Code § 3080, et. seq., which encompasses the lien law for "livestock services." That law gives an all encompassing definition to the statutory term "livestock services." The concept of that law is the same as is being proposed for Rule 1876: all purveyors of "services, supplies or fees", regardless of location (whether on or off the confines of the racetrack) should be entitled to utilize the leverage of Rule 1876 to collect their debts.

Any other interpretation of the intended amendment will continue to allow debtors, who race to earn purses, to be shielded from the just claims of creditors who enabled them to earn those monies. California horse farms are facing extremely challenging circumstances and, to deny them the ability to collect their just debts, will only further continue to erode their viability.

Therefore I urge you to amend Rule 1876 to delete the term "directly" in 1876(d)(2) and, to instead state in that section: "The complaint involves services, supplies or fees that are related to the licensee's California racing operations, whether incurred within the confines of the racetrack or not."

Should you want to discuss this matter please do not hesitate to contact me.

Sincerely,



DANIEL Q. SCHIFFER, ESQ.

October 11, 2010

Suggestion

Harold Coburn, Regulation
 CHRB
 1010 Hurley Way, Suite 300
 Sacramento, CA 95825

Dear Mr. Coburn,

I have read the information forwarded to me pertaining to the upcoming debate/action on CHRB financial rule 1876. It is rather interesting that the Southern California Equine Hospital, veterinarians in northern California and all trainers continued having their financial complaints heard while southern California veterinarians and the remaining vendors were locked out of this process. I may be wrong, but I believe that at least in part, America is based on the idea of fair and equal treatment under the law. Why is it that a veterinarian's bill is not worth collecting while a trainer's financial complaint is?

I am at a loss for why the governing body of the racing industry in California feels that they are not the proper court to hear these financial complaints. Owning a racehorse, being issued an owner's license and participating at three of America's premier racing venues are not birthrights. Along with the privileges conferred by an owner's license granted by the CHRB, a set of rules and responsibilities is undeniably attached. One of these rules is the financial responsibility of horse ownership. I implore the CHRB to realize that being granted an owner's license is a privilege, not a right. All of the concomitant burdens associated with this license do indeed fall under the purview of the CHRB.

When a post-race sample is detected to have an inappropriate amount of a permitted medication or any amount of a non-permitted substance, the CHRB hears the case. When a veterinarian misses a race-day Lasix administration, forgets to list a medication administered, submits their "Confidential" sheet late or violates any other of the numerous CHRB rules governing veterinary practice in the California racing industry, the CHRB hears these cases. These cases are not adjudicated in our already overcrowded civil courts, but rather are first heard by the CHRB and the Stewards. If any of the participants in these cases believe they have been treated unfairly, they may subsequently seek redress in the civil legal system.

The fact that the CHRB currently requires most financial complaints to be accompanied by a civil or small claims court verdict in our favor is an onerous burden. It is extremely difficult, costly or simply impossible to take out-of-state and out-of-country financial responsibility cases to court. Why is it that seeking justice under the CHRB financial responsibility rule requires an "outside" court to have already decided the issue while other CHRB rules do not carry this requirement? If CHRB enforcement of their rules were uniform and this requirement were the standard, then a post-race sample containing

a prohibited substance would have to be decided by a civil court prior to the CHRB hearing the case. If this were the case, it would obviate much of the need for the CHRB to exist.

I am a California racetrack veterinarian who believes that it is a privilege to work at these fabulous venues and in this great industry. I do not understand how my actions and the results of my actions (as described above) are under the jurisdiction and adjudication of the CHRB and yet the financial obligation created by these actions is not. Currently this financial obligation is simply ignored and shunned by the CHRB. Our industry is in great peril. I believe that it will take all of us working together to reverse the obvious decline and get us back on the proper course. Ignoring an existing rule because it is expedient or cost effective to do so or applying the rule unevenly with bias and prejudice is simply not proper.

Financial responsibility is an inherent and unavoidable part of all business transactions, but in our industry, the CHRB must grant licenses to all those participating in these business transactions. Once a license is granted, I would think that the CHRB would have a fiduciary responsibility to ensure that the licensee is obeying all CHRB-mandated rules and regulations. I am unclear on why the CHRB would choose to ignore or unevenly enforce any of the rules they have imposed. Unpaid financial debt is as important as any of the violations mentioned previously and is a substantial threat to our entire industry.

I am certain that we are all aware of complaints by owners about the exorbitant costs associated with owning a racehorse. Please understand that part of the cost of any product is the loss associated with theft. When my bills go unpaid, I have been robbed. The same can be said for the farriers, tack shops, feed companies and other vendors working in our industry. Personally, I try very hard to keep my bills low. I am in this industry because my parents owned and raced Calbreds when I was a teenager, and I became hooked on the animals and the sport. My mother was a teacher in Monrovia and my father worked in the aerospace industry. We lived in an apartment in Monrovia partly because our money went to pay for horses rather than housing. I sincerely hope that the cost of my services never forces anyone to have to choose between housing and horses.

As far as including bills from farms/ranches/veterinarians or veterinary hospitals off of the racetrack, I believe that if the horses boarded or treated were racehorses, not simply owned by licensees, then there is justification and a need for this submission process. This would be tricky with foals that are intended to be racehorses (how would one prove this) and I do not yet have an answer for this situation. I must disclose that I am the founder and owner of Winner's Circle Ranch & Rehabilitation Center located a few miles from the Santa Anita Racetrack and therefore stand to benefit from such ranch inclusion in CHRB financial responsibility rules. Virtually all of my clients and patients are CHRB licensed owners or trainers and their racehorses. Nonetheless, I do think this is a reasonable course of action.

The CHRB must find a way to enforce the financial responsibility rule evenly and without bias or we have accomplished nothing. For example, what would happen if the CHRB decides to allow ranches boarding racehorses to submit complaints and yet not allow racetrack veterinarians to do the same? In my particular situation, I might find myself able to pursue my ranch bill with the CHRB, but not be allowed to submit charges that actually accrued during the horse's tenure as a racehorse. That just doesn't seem right.

So what can be done?

Just because I believe the CHRB has a fiduciary responsibility to evenly enforce all CHRB rules and regulations without bias, this doesn't mean they have to do it for free. I would like to suggest two things:

1. **Streamline and simplify the financial responsibility process by automatically suspending a participant's license 10 days after a complaint has been filed with the CHRB.** The financial complaint filed would still have to have proof of service to the debtor, but now the trainer of record would have to sign a document stating that all services were requested and provided. At this point, the burden of proof would shift to the debtor to demonstrate why they are not bound by CHRB regulations and/or not responsible for the charges accrued by their trainer on the submitted invoices (that their trainer of record has verified). Upon accepting the completed paperwork, the CHRB would send a notice to the debtor that their license will be suspended in 10 days unless THEY schedule a hearing with the Stewards to plead their case.

This may require a rule change or re-wording, but the idea is to streamline the process and place the burden of proof on the party that has violated the financial responsibility rule rather than on the CHRB and Stewards or the trainers and vendors who have done nothing wrong. Once a rule, all licensees would be aware that their license will be automatically revoked upon submission of a trainer-approved financial obligation packet and that the burden of proof to demonstrate why they are not responsible for the services rendered will reside with them. Of course, a trainer would not have to sign a financial complaint by a vendor which is against them.

2. **The CHRB should impose a fee for accepting financial complaints.** Please remember that it is extremely difficult, costly or simply impossible to take out-of-state and out-of-country financial responsibility cases to court. That being said, much of the time trainers and vendors can take many of their cases to small claims or civil court. The cost to submit a case to small claims court varies with the amount submitted, but is usually less than \$100.

I cannot speak for anyone else, but I would gladly pay for the ability to have my out-of-state and out-of-country claims submitted to the CHRB. If I am not going

to be paid, I would like the debtor to lose their license here in California so that no one else will be affected by their unwillingness to pay their bills. In fact, I think that in these budget conscious times, it would be a great idea to **charge for the submission of any financial complaint.** Perhaps a sliding scale could be worked out...\$100-250 for a complaint under \$2,500; \$250-350 for a complaint of \$2,501-10,000 and \$500 for any complaint over \$10,000 (just a suggestion).

These fees would apply to everyone and every complaint...trainers, the equine hospital (unless you make an exception for non-profits), tack shops, vets, farriers, feed companies, etc. Every complaint would provide income to the CHRB whether the complainant was successful collecting or not. The CHRB would win financially even if the complainant did not. If the average fee collected turns out to be \$350 and there are 500 financial complaint cases in California every year, the CHRB would take in \$175,000 (the number of financial complaints is a matter of record and the actual figures could be calculated).

Get paid for the work we are asking you to do. Even though you can streamline the process to make it much less burdensome and even though financial responsibility is a CHRB mandate, there is nothing preventing you from enacting a fee structure that would turn financial complaints into an ongoing source of income for the CHRB. After twenty-three years as a racetrack practitioner, I believe I can assure you that financial complaints are not going to end any time soon. These financial complaints could be a real source of funding for CHRB functions going forward.

If you would like to discuss any of this, please feel free to call me at (626) 485-0374 or email.

Sincerely,



Don Shields, DVM

To Whom it may Concern:

10/31/10

If we, as an industry, cannot protect our transport people - our vets - our farmers, etc. (who most often don't even know the owners they are to bill until after their job is done) we are a sorry industry!

We must begin putting things back in order!

Please, enforce the owner's financial responsibility rule so that the Stewards could revoke licenses of those owners who do not pay - after due diligence by the complaining party that they tried to collect on their own.

This is how it used to be when the rule was enforced for all - now, only these few connections, get the special treatment of being allowed to go to the Stewards for satisfaction of their bills!

We must restore honor + accountability back into racing for all our sakes who love our business + who make racing their livelihood - and, for the horses who life is racing.

Vic Ann Randall
Randall Runners Ltd, Inc.

RECEIVED NOV 01 2010

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD
REGARDING THE APPROVAL OF
THE JOCKEY PENSION FUND PLAN
AS PRESENTED BY THE JOCKEY'S GUILD, INC.
AND THE EXECUTIVE STAFF OF THE BOARD,
PURSUANT TO
BUSINESS AND PROFESSIONS CODE SECTION 19604

Regular Board Meeting
November 9, 2010

BACKGROUND

Business and Professions Code section 19604(i) provides that advance deposit wagering distributions required under section 19604 shall be proportionally reduced, as specified, and 50 percent of the amount deducted shall be distributed to the CHRB to establish and administer jointly with the organization certified as the majority representative of California licensed jockeys pursuant to Section 19612.9, a defined contribution retirement plan for California licensed jockeys who retired from racing on or after January 1, 2009.

ANALYSIS

The CHRB is being requested to consider and adopt a pension plan (Plan) for jockeys. The Plan is a defined contribution retirement plan for licensed jockeys who retire on or after January 1, 2009. The Plan was authorized by enactment of the Advance Deposit Wagering (ADW) statute, Business and Professions Code section 19604, et seq., and is funded by a portion of the Market Access Fees generated from ADW. The Plan is to be administered by a Board jointly composed of the representatives of the CHRB and the organization certified as the majority representative of California licensed jockeys. That organization is the Jockeys' Guild, Inc. The composition of the Joint Board is to be agreed upon by the parties.

The Jockeys' Guild, Inc., in consultation with Counsel for the Board, retained the services of a private law firm to draft the terms of the Plan and the individual jockey Participation Agreement. The law firm specializes in creating retirement plans and recently drafted revisions to the Boxers Pension Plan for the California Athletic Commission.

Since the inception of ADW, moneys generated for the Plan have been held by the CHRB in an interest bearing account. Current Plan assets are approximately \$1,493,000, with annual contributions of approximately \$650,000.

Presently Board staff and representatives of the Jockeys' Guild, Inc., are accepting Requests for Proposals for an investment management services firm and a third party plan administrator.

RECOMMENDATION

Staff recommends the Board approve the Jockey Pension Fund Plan as presented.

STAFF ANALYSIS

NEW OFFICIAL VETERINARIAN CONTRACT
SAFETY PROJECT MANAGER CONTRACT EXTENSIONRegular Board Meeting
November 9, 2010

BACKGROUND

Pursuant to Section 2.06 of the State Contracting Manual, state Boards and Commissions with contracts in excess of \$5,000 must provide a copy of a motion approving and authorizing execution of the agreement/contract.

ANALYSIS

New Official Veterinarian

Official Veterinarians act as liaison between horsemen, track veterinarians, the Equine Medical Director and the Board of Stewards. They are responsible to supervise persons attendant upon horses; participate in fact finding and administrative hearings; monitor compliance with race day medications; report the need to disqualify ineligible horses; observe medication administrations; and report fatalities and accidents at training centers and racetracks. The Equine Medical Director strives to place the most qualified individuals as Official Veterinarians and CHRB is in need of additional contractors. Dr. Forrest Franklin is currently on the list of qualified candidates, and is available to accept a CHRB northern region assignment. As such, a new contract is warranted.

Project Manager Contract Extensions

Jeff Salmon and Tom McCarthy are both under contract as CHRB Project Managers for the California Track Safety Project, which was initiated in May 2010. The project results thus far indicate additional safety requirements and project improvements are essential to the health and safety of equine and human athletes alike. Contractor responsibilities will include development and testing of improved track inspection techniques; assessing standardized maintenance protocols for synthetic racing surfaces; extensive investigations of existing dirt tracks; and data collection to control maintenance equipment.

These expanded requirements necessitate extending the existing contracts for the Safety Project Managers. Their current contracts began March 2010 and would terminate December 31, 2010. The amendment would extend their services through the remainder of the current fiscal year, ending June 30, 2011. The contract amounts would be increased to cover the additional term.

RECOMMENDATION

Staff recommends the Board 1) approve Dr. Forrest Franklin as an Official Veterinarian, with an estimated contract value of \$ 45,000; and approve a contract extension for both Safety Project Managers Tom McCarthy and Jeff Salmon, at \$120,000 each, for a term of 16 months of service each.

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD
REGARDING A REQUEST FROM MI DEVELOPMENTS, INC.
TO WAIVE THE PROVISIONS OF CHRB RULE 1433(b),
APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING,
WHICH PROVIDES THAT NO RACING ASSOCIATION THAT OPERATES
FOUR WEEKS OR MORE OF CONTINUOUS THOROUGHBRED RACING IN A
CALENDAR YEAR SHALL BE LICENSED TO CONDUCT A HORSE RACING MEETING
AT A FACILITY THAT HAS NOT INSTALLED A
POLYMER SYNTHETIC TYPE RACING SURFACE

Regular Board Meeting
November 9, 2010

BACKGROUND

Business and Professions Code section 19420 provides that the Board has jurisdiction and supervision over meetings in California where horse races with wagering on their results are held or conducted, and over all persons or things having to do with the operation of such meetings. Business and Professions Code section 19440 states 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 include adjudication of controversies arising from the enforcement of those laws and regulations dealing with horse racing and pari-mutual 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.

CHRB Rule 1433(b) states that: 'No racing association that operates four weeks or more of continuous Thoroughbred racing in a calendar year shall be licensed to conduct a horse racing meeting at a facility that has not installed a polymer synthetic type racing surface. This Subsection shall become operative on January 1, 2008.'

The Board has previously indicated their willingness to consider requests, on a case-by-case basis, for a waiver from the synthetic surface rule. A statement released on 04-24-09 states that if one of the major synthetic tracks should decide to switch back to a dirt surface it would be the 'sense of the Board' to seriously consider granting a waiver. This statement formalizes the Board policy demonstrated by the granting of a waiver to Bay Meadows in 2007.

At the monthly Board meeting on August 19, 2010, the CHRB considered a request by the Oak Tree Racing Association to obtain fall racing dates for 2010 at Santa Anita Park. The California Thoroughbred Trainers (CTT) and the Thoroughbred Owners of California (TOC) did not reach agreement with the Oak Tree Racing Association prior to this meeting because of concerns about the operational safety of the synthetic racing surface. The association, at the suggestion of the CHRB, retained Dr. Michael Peterson to evaluate the synthetic surface and report to the board.

Dr. Peterson's inspection and testing resulted in the following conclusions: 1, The Santa Anita Surface is not like other synthetic tracks; 2, The pan layer under the cushion is inconsistent in depth and hardness; 3, The track surface is very sensitive to moisture content; and 4, Rocks found in the surface are a concern.

Based on this presentation and previous positions established by their leadership, the CTT and TOC recommended that the Oak Tree Association Meet be conducted at Hollywood Park. Frank Stronach of M I Development, Inc. (MID) stated that because of these concerns they planned to remove the synthetic surface at Santa Anita Park and replace it with a new dirt surface. Chairman Brackpool made a motion to deny the Oak Tree application for Santa Anita due to the absence of an operating agreement with the horsemen. The Board passed the motion. After this decision, Chairman Brackpool called for cooperation between MID and the CHRB to develop a methodology to follow to ensure the safest possible new racing surface and to provide the basis for granting of the waiver to be requested by MID.

On August 26, 2010, the CHRB sent a letter to George Haines (President of Santa Anita Park) that established the design, review and maintenance requirements for obtaining the waiver. On September 9, 2010 Mr. Haines, on behalf of the Los Angeles Turf Club, responded to the 26 August letter with a request of waiver of Subsection 1433(b). In his response, Mr. Haines agreed to all of the major requirements of the CHRB letter.

With this framework in place, the CHRB and Santa Anita management established a working project team consisting of representatives from the CHRB, Santa Anita, the CTT and the TOC. The objective of this team was to establish a consensus approach for the new Santa Anita racing surface design and to collaborate on achieving milestones required to meet the track opening schedule target of early December.

The first meeting of the project team was held on 09-20-2010 at Santa Anita. A follow-up meeting was held on 09-28-2010 at Santa Anita. Subsequently, a final 'Letter of Agreement on Santa Anita Racetrack' was established on October 21, 2010 and signed by the lead representatives from all four participating organizations.

The significant elements of the Santa Anita agreement are summarized below:

- 1) A consensus was reached on a surface design that combines the features of the two-layer and single layer surface designs. The hybrid surface will be initially composed of one material. The track will be compacted, and then a cushion cut on top. This is a flexible design. It begins as single-layer, can be modified to a hybrid, and can be further modified to a true two-layer track.
- 2) The baseline surface material has been selected. Santa Anita evaluated over 50 locally-available soil materials. The primary selection process consideration was to select the materials which would form the 'sand' fraction of the cushion blend. The recommended blend was based on rigorous evaluation criteria and allows for a material which may be

properly prepared for racing and still perform under a wide range of weather (moisture) conditions.

- 3) A five-tier test evaluation program was agreed to for the new surface. These tests are ongoing and include the material selection testing described above, laboratory performance testing performed by the Racing Surfaces Laboratory, 'Track-in-a-Box' testing at UC Davis, Track Performance Trials in December and mechanical hoof testing on the surface that is prepared for meeting opening.
- 4) Base and surface slope inspections to be conducted by the CHRB.
- 5) Maintenance requirements including GPS-based slope grading and daily storage of maintenance operations data.
- 6) Specific CTT and TOC Conditions that reserve the right to withhold consent for future Santa Anita race meetings if, based on supporting evidence, the adopted surface design/material fails to fulfill the requirements of a satisfactory surface. These conditions allow for the ability of the project review team to re-convene to consider significant operational developments.
- 7) The association, the CTT, the TOC and the CHRB agree to open sharing of all data that is gathered during the design, construction and operational activities.

ANALYSIS

The collaborative process between the CHRB, Santa Anita Management, the CTT and TOC is a very constructive development. Each organization was represented in the design, review and test process. The selected design is versatile and can be modified. State-of-the-art testing has been used to result in development of the best possible conventional dirt surface design. The same testing can be subsequently utilized, if necessary, to evaluate problems or suggested changes. Maintenance issues have been considered during the design process. The association has agreed to implement GPS-based surface grading and to share maintenance protocols on a real-time basis. Investigations have already been initiated to ensure implementation of appropriate maintenance equipment.

RECOMMENDATION

It is recommended that the waiver to Rule Subsection 1433(b) be granted to the Los Angeles Turf Club for a new dirt surface at Santa Anita Park for the Winter Meeting commencing on December 26, 2010.

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING A
FINDING PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTIONS
19483 AND 19484, THAT MI DEVELOPMENTS, INC. OWNERSHIP OF SANTA
ANITA PARK RACE TRACK, GOLDEN GATE FIELDS AND XPRESSBET
BETTER SERVES THE PURPOSES OF BUSINESS AND PROFESSION CODE,
DIVISION 8, CHAPTER 4 (HORSE RACING LAW).

Regular Board Meeting
November 9, 2010

BACKGROUND

Business and Professions Code section 19483 provides as follows: "Unless the board finds that the purpose of this chapter will be better served thereby, no license to conduct a horseracing meeting at any track shall be issued to any person or held by any person having any financial interest in the conduct of any horseracing meeting by any other person at any other track in this State. Ownership of stock in one corporation by another corporation constitutes a financial interest within the meaning of this section."

Business and Professions Code section 19484 provides as follows: "Unless the board finds that the purpose of this chapter will be better served thereby, no person licensed under this article to conduct a horseracing meeting at any place, track or inclosure shall own or acquire any stock or hold or obtain any other financial interest in any other track of another such licensee or in the operation thereof, or in the operation of authorized wagering on the results of horse races at any such other track."

On March 5, 2009, Magna Entertainment Corporation (MEC) filed voluntary petitions for relief under Chapter 11 of the United States Bankruptcy Code. In April, 2010, MI Developments, Inc. (MID) acquired control of Santa Anita Park Race Track (SA), Golden Gate Fields (GGF) and XpressBet (XB) by putting into effect the Plan of Reorganization for the assets of MEC, which was previously confirmed by the US Bankruptcy Court.

At its July 22, 2010 Regular Meeting the Board adopted a motion to extend the existing licenses of the Los Angeles Turf Club (LATC), the Pacific Racing Association (PRA), and XB advance deposit wagering (ADW) entity until December 26, 2010, and the existing waiver of Business and Professions Code sections 19483 and 19484, prohibiting common ownership, only until the September 16, 2010 in order for their parent company MID, to prepare and submit to the Board, on or before September 1, 2010, a comprehensive plan setting forth it's intended business practices and procedures for operation of SA and GGF thoroughbred horse racing venues with the utilization of XB as an advance deposit wagering platform, all under common ownership. (At its August 10, 2010 Regular Meeting the Board extended the date of the wavier to September 23, 2010).

MID has submitted its request for wavier of section 19483 and 19584 of the Business and Professions Code pursuant to the Boards July 22, 2010 resolution.

The exemption waiver request includes information addressing MID's ownership structure, management, financial assurances and intended business operations for SA and GGF.

In support of its request MID submits: that on April 30, 2010 MID became the owner of SA, GGF and XB. The three businesses are owned by MID through various wholly-owned subsidiaries. LATC, PRA and XB are all wholly-owned subsidiaries of MI Developments Investments Inc. The operations of SA are directed by George Haines, GGF is directed by Robert Hartman and XB's director is Ron Luniewski. Together, these individuals bring over 64 years of experience in the horse racing industry. In addition, Scott Daruty is actively involved in the strategic operation of SA, GGF and XB. He is currently the Chief Operation Officer of MID.

Business and Professions Code section 19597.5 specifies that a person licensed under this chapter to conduct a horse racing meeting shall hold in trust the distributions required to be made pursuant to this chapter until the funds are paid to the various distributees. These required deductions, except for those that enure to the benefit of the racing association, are trust funds and shall not be used by the racing association for any purpose other than for payment to those distributees as directed by this chapter. These funds are not the property of the racing association, but are merely held in trust for the benefit of the statutory distributees until the funds are distributed to them in accordance with this chapter. These funds shall be held in a separate depository account until they are actually distributed as provided for in this chapter.

To comply with section 19596.5 of the Business and Professions Code, SA and GGF entered into a common law business trusts with Wells Fargo Bank. Pursuant to the terms of each trust, all statutory distribution money which ultimately is to be paid to the betting public and other statutory distributees is impounded in trust accounts with Wells Fargo Bank. Money can only be released from the trust account to the third party beneficiaries specifically named therein, which beneficiaries are the statutory distributees of such proceeds as designated by California Horse Racing Law, Business and Professions Code section 19400 et seq. Accordingly, all applicable statutory payments required to be made by SA and GGF, pursuant to California Horse Racing Law are secured by money in the trust accounts. Additionally, XB has on file with the Board a \$500,000 bond which fulfills the financial security requirement of advance deposit providers licensed by the Board.

MID's intended business operation of SA and GGF include a new racing surface at SA, the construction of two barns at SA and the development of new bonus stakes programs and wagers designed to benefit SA, GGF, racing fans, trainers, jockeys and owners.

MID requests that when the Boards considers whether or not to grant the requested waivers, the Board take into account the benefits to the California racing industry that

result from MID's ownership of the three entities. These benefits are a result of the synergies created by joint ownership of different racing venues, and from the positive impact other MID assets will have on the three horse racing related entities and the California horse racing industry as a whole. MID submits the racing industry is in a consolidating mode as evidenced by BetFairs acquisition of TVG (consolidation of a foreign exchange wagering business, a traditional domestic account wagering business and a television business), Churchill Downs recent acquisition of Youbet, thus consolidating the operation of four thoroughbred racetrack (Churchill Downs, Arlington Park, Fairgrounds, and Calder), two account wagering companies (Twin Spires and Youbet) and the rights to the Kentucky Derby. In the state of New York consideration is being given to consolidating the operation of the New York Racing Association with the operations of the New York City OTB system. MID submits it would be injurious public policy for the CHRB to ignore the trend of consolidation, and prohibit joint ownership of racing assets in California, particularly under the present economic circumstances where joint ownership results in significant benefits to the California racing industry. MID respectfully requests that the CHRB grant a MID a permanent waiver of section 19483 and 19484 of the Business and Professions Code.

At its September 23, 2010 Regular Meeting the Board discussed at length the document submitted by MID. The conclusion was that the document did not provide adequate reasoning as to why a waiver of Business and Professions Code sections 19483 and 19484 would benefit California horse racing and the public. It was determined that MID would return to a future Regular Meeting of the Board with a document that fulfilled the Board's requirements, and that a waiver – if granted – would have several items set as conditions. The items included: 1) a greater level of detail in the MID financials. The Board would require audited financials for each racing association. 2) A resolution of the settlement agreement between California horse racing entities and MEC for payment of statutory funds owed. 3) An appropriate financial guarantee from MID, whether a bond or a letter of credit. 4) A condition regarding the SA racetrack and its maintenance. 5) Discussion of what would happen to the waiver if MID sold or closed one of its California facilities. Chairman Brackpool commented that something also had to be worked out so that Californians could view the SA product on television.

RECOMMENDATION

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

STAFF ANALYSIS
November 9, 2010

Issue: DISCUSSION AND ACTION BY THE BOARD REGARDING THE AMENDMENT TO PACIFIC RACING ASSOCIATION’S APPLICATION FOR AUTHORIZATION TO OPERATE A SIMULCAST WAGERING FACILITY TO UPDATE THE APPLICATION TO REFLECT MAGNA INTERNATIONAL DEVELOPMENTS, INC. AS THE CURRENT PARENT COMPANY OF THE PACIFIC RACING ASSOCIATION.

On Monday, April 26, 2010, a Delaware bankruptcy judge approved a plan that allowed Magna Entertainment Corp. (MEC) to transfer the vast majority of its racing assets to its parent company and largest creditor, MI Developments (MID). MID took possession of Golden Gate Fields and assumed its role as parent company of Pacific Racing Association (PRA).

Subsequent to this change in ownership, PRA has submitted an updated “Application for Authorization to Operate a Simulcast Wagering Facility”. The simulcast wagering facility at Golden Gate Fields opened September 24, 1985.

The Board at its July 22, 2010, meeting adopted a motion to extend the existing licenses of the Los Angeles Turf Club, PRA, and XpressBet (XB) advance deposit wagering (ADW) until December 26, 2010, and the existing waiver of Business and Professions Code sections 19483 and 19484, prohibiting common ownership, until September 16, 2010, in order for their parent company MI Developments (MID), to prepare and submit to the Board, on or before September 1, 2010, a comprehensive plan setting forth its intended business practices and procedures for operation of the Santa Anita Race Track and Golden Gate Fields thoroughbred horse racing venues with the utilization of XB as an ADW platform, all under common ownership. (At its August 10, 2010, regular meeting, the Board extended the date of the waiver to September 23, 2010).

At its September 23, 2010, regular meeting the Board deferred the MID waiver request of Business and Professions Code sections 19483 and 19484. The Board asked MID management to return to the October 2010 Board meeting with a written document addressing such issues as financials, settlement with Southern California Off Track Wagering, Inc. and Northern California Off Track Wagering Inc., track maintenance and how a future waiver would be handled if MID sells any of its California holdings.

Proposed dates of operation during current racing year:

- December 26, 2010 through December 24, 2011.

Admission Charges

- Level 1 \$4 – General Admission
- Level 2 \$ 7.00 – Premium Club House

Parking Charges

- Level 1 \$4 – General Parking
- Level 2 \$4 – Preferred Parking

General Admission

- Seating capacity – 471
- Number of tables – 166

Premium Admission

- Seating capacity – 361
- Number of tables – 113
- Number of Carrels – 41

Specific information, which will need updating to complete application:

1. Berkeley fire clearance (expires January 14, 2010).
2. Updated Workers' Compensation Insurance Policy (expires January 1, 2011).

RECOMMENDATION:

Pending action by the Board regarding a finding pursuant to Business and Professions Code sections 19483 and 19484, that MID's ownership of PRA, Santa Anita Race Track and Xpressbet better serves the purposes of horse racing law, staff recommends that the application for license not be heard until the outstanding documents have been received.

If the application is considered for approval staff recommends the Board approve the application contingent the submission of updated documents.

STATE OF CALIFORNIA
 CALIFORNIA HORSE RACING BOARD
 APPLICATION FOR AUTHORIZATION TO OPERATE A SIMULCAST WAGERING FACILITY
 CHRB-25 (Rev. 4/92)

Application is hereby made to the California Horse Racing Board (CHRB) for authorization to operate a simulcast wagering facility in accordance with the California Business and Professions Code (B&P), Chapter 4, Division 8 (Horse Racing Law) and the California Code of Regulations, Title 4, Division 4 (CHRB Rules and Regulations).

Name of applicant association, fair, or tribal facility:
 Pacific Racing Association dba Golden Gate Fields

Location of facility (City and County):
 1100 Eastshore Highway
 Albany, CA 94706
 (Alameda County)

Mailing address of association, fair, or tribal facility:
 1100 Eastshore Highway
 Albany, CA 94706

Telephone number: 510-559-7300

Name and title of the managing officer or tribal council representative of the applicant association, fair, or tribal facility:
 Robert Hartman, General Manager

Name of the affiliated (simulcast) organization(s) that will operate the pari-mutuel wagering at the facility:
 Northern California Off-Track Wagering Incorporated (NCOTWINC)

The regular schedule for operation of the facility will be as follows:

Days: Wednesday Hours: 10:00 a.m. – 6:00 p.m.
 Days: Thursday through Sunday Hours: 10:00 a.m. – 11:00 p.m.

Inclusive date during which the applicant proposes to operate as a simulcast wagering facility during the current racing year:
 December 26, 2010 through December 24, 2011

Application must be filed not later than 90 days before the scheduled start date for operation of the proposed facility pursuant to CHRB Rule 2057.

CHRB CERTIFICATION

Application filed on: 9/29/10
 Reviewed by: [Signature]
 Date of Hearing: 11/9/10

Approved on:
 License number issued:
 Date tribal compact approved:

OPERATION OF THE SIMULCAST WAGERING FACILITY

Inclusive hours for operation of the facility:

Daily Wed - Sun Tues - Sat Other - specify:

Normal schedule is Wednesday through Sunday with holiday Mondays 7/4/11 and 10/10/11; as determined by host tracks.

Inclusive time periods during the calendar year the facility will not be utilized as a simulcast wagering facility:

Not applicable

Exceptions to the foregoing:

Not applicable

If approved, wagering will be offered on live race meetings being held or conducted by the following racing associations:

RACE MEETING	BREED	DAY OR NIGHT
Arlington	Thoroughbred	Day*
Belmont	Thoroughbred	Day*
Cal Expo	Harness	Night (Full Card)
CARF	Mixed Breeds	Day (Full Card)
Churchill	Thoroughbred	Day*
Del Mar Thoroughbred Club	Thoroughbred	Day (Full Card)
Delaware	Thoroughbred	Day*
Hollywood Park	Thoroughbred	Day/Friday Night (Full Card)
Indiana Downs	Thoroughbred/Qtr. Horse	Day*
Los Alamitos	Quarter Horse	Night (Full Card)
Los Angeles Turf Club	Thoroughbred	Day (Full Card)
Oak Tree Racing Association	Thoroughbred	Day (Full Card)
Penn National	Thoroughbred	Day*
Woodbine	Thoroughbred	Day*
Australian Racing	Thoroughbred	Night*
Japan Racing	Thoroughbred	Night*
South America	Thoroughbred	Day*

(*) Number of races offered varies.

Dates during which the applicant will conduct or has conducted live horse racing during the current racing year (if none, so state):

December 26, 2010 – June 12, 2011

August 19 – October 2, 2011

October 19 – December 31, 2011

ELIGIBILITY FOR APPROVAL AS A GUEST ASSOCIATION

The applicant association is: [X] Racing Association [] Fair [] Tribal Facility [] Other Business Entity

COMPLETE THE APPLICABLE SUBSECTION:

RACING ASSOCIATION - approval pursuant to B&P Section 19605.

The name under which the association is licensed by the Board: Pacific Racing Association

The names and titles of management personnel assigned to the facility:

- Peter W. Tunney, Executive Vice-President
Robert Hartman, General Manager
Calvin Rainey, Vice-President, Assistant General Manager
Adam Njaa, Controller
Jerry Aldoroty, Director of Hospitality and Sales
Merry Scalzo, Director of Operations
Bryan Wayte, Mutuel Manager
Kristin Finkel, Director of Marketing
Bob Hemmer, Operations Manager
T. W. Johnson, Jr., Security Manager
Aaron Vercruysse, Vice-President Racing/Wagering
Robert Delorme, Night Facility Manager

FAIR N/A

Approval is requested pursuant to B&P Section [] 19605.1 OR [] 19605.2.

Correct title of the fair or fair association:

Names and titles of the present fair directors:

Names and titles of management personnel assigned to the simulcast wagering facility:

TRIBAL FACILITY N/A

Approval is requested pursuant to the Tribal-State Compact signed on _____.

The name of the tribe under which the Tribal-State Compact was approved:

Names and titles of management personnel assigned to the facility:

If applicable, names and titles of management personnel comprising management company or other entity operating gaming and simulcast wagering at the facility:

Has the management company or other entity been approved by the U. S. Bureau of Indian Affairs?
 Yes No If yes, the date of that approval _____.

NOTICE TO APPLICANT Changes to management personnel and Simulcast Facility Supervisor(s) must be immediately reported to the Board.

CONCESSIONAIRES AND VENDORS

The concessionaires, vendors, and other entities providing food service, beverage service, racing selection services, janitorial or custodial service, or other service or supplies within the simulcast wagering facility are (specify the name and type of service of supplies):

PRA provides its own food and beverage services and janitorial services.

Delmar Graphics - Daily program

DRF - Daily Racing Form

Jack's Blue Card - Racing Selections

Loomis Armored Services - Money Transport

Other vendors to be permitted to sell products, or services outside, but on the premises of, the simulcast wagering facility are:

None

SUPERVISION, SECURITY AND FIRE PREVENTION

The names of all persons to be employed as a Simulcast Facility Supervisor at the simulcast wagering facility:

Calvin Rainey - Simulcast Facility Supervisor (Day)

Bob Delorme - Simulcast Facility Supervisor (Night)

The workers' compensation insurance carrier and the policy number securing the applicant's liability for payment of workers' compensation is (if self-insured, give details):

Liberty Mutual #WC1-B71-072827-036

Attach a copy of the Certificate of Insurance.

Workers' Compensation certificate attached. 2011 certificate of insurance will be forwarded to Board upon receipt.

Attach a fire clearance from the fire authority having jurisdiction.

Current Albany fire clearance letter attached. The 2011 fire inspection is scheduled on October 18, 2010. Fire clearance letter will be forwarded to Board upon receipt.

The name of the person having responsibility for security controls at the facility is:

T.W. Johnson, Jr., Security Manager

Ref. No. 320006152370

CERTIFICATE OF INSURANCE

Aon Reed Stenhouse Inc.
 20 Bay Street
 Toronto ON M5J 2N9
 tel 416-868-5500 fax 416-868-5580

Re: Evidence of Insurance

California Horse Racing Board
 Attention : Insurance Department
 1010 Hurley Way
 Sacramento, CA 95825
 USA

Insurance as described herein has been arranged on behalf of the Insured named herein under the following policy(ies) and as more fully described by the terms, conditions, exclusions and provisions contained in the said policy(ies) and any endorsements attached thereto.

Insured

MI Developments Inc. a/o Pacific Racing Association a/o
 Golden Gate
 375 Magna Drive
 Aurora, ON L4G 7L6

Coverage

Commercial General Liability	Insurer	Zurich American Insurance Company	
Policy #	GLO 9302183-07		
Effective	01-Apr-2009	Expiry	01-Jul-2010
Limits of Liability	Bodily Injury & Property Damage, Each Occurrence USD2,000,000 Policy may be subject to a general aggregate and other aggregates where applicable		
US Workers Comp/Employers Liability	Insurer	Liberty Mutual Insurance Company	
Policy #	WC1-B71-072827-030		
Effective	30-Apr-2010	Expiry	01-Jan-2011
Limits of Liability	Workers Compensation As per applicable Law		

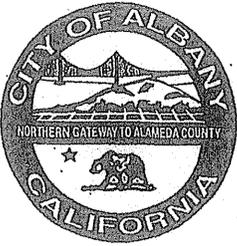
THIS CERTIFICATE CONSTITUTES A STATEMENT OF THE FACTS AS OF THE DATE OF ISSUANCE AND ARE SO REPRESENTED AND WARRANTED ONLY TO THE INSURED. OTHER PERSONS RELYING ON THIS CERTIFICATE DO SO AT THEIR OWN RISK.

Aon Reed Stenhouse Inc.

Dated : 29-April-2010
 Issued By : Basu, Arindam
 Tel : 416 868 5742

THE POLICY CONTAINS A CLAUSE THAT MAY LIMIT THE AMOUNT PAYABLE
 OR, IN THE CASE OF AUTOMOBILE INSURANCE,

THE POLICY CONTAINS A PARTIAL PAYMENT OF LOSS CLAUSE



City of Albany

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

FIRE DEPARTMENT
FIRE PREVENTION BUREAU

22 October 2010

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

Dear Mr. Rainey,

The Albany Fire Prevention Bureau will conduct a Fire and Life Safety inspection under the Fire Prevention Code, NFPA 1, and the Fundamental Requirements listed in the *Life Safety Code*, NFPA 101, Chapter 2, the 2007 California Fire Code and California Code of Regulations. All areas of Golden Gate Fields Race Track, within the jurisdiction of the Albany Fire Department shall be inspected. Areas include the Administration Offices, kitchens, public areas and non-public areas of the Club House & Turf Club, public areas and non-public areas of A & B Decks, snack shops on all levels, underground level, Jockeys building, Corporation Yard and the Equine Hospital.

GENERAL

These buildings are generally in good condition. Housekeeping in the public and non-public areas are well maintained, fire extinguishers, exit/panic hardware, egress doors, exit signs and emergency illumination devices shall remain in operational condition. All Fire & Life Safety requirements shall be maintained.

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

Conditional Fire Clearance

Conditional fire clearance is granted to Golden Gate Fields/ Pacific Racing Association for the December 26, 2010 – June 12, 2011. During the course of the December 2010 – June 2011

Racing Season, the Albany Fire Prevention Bureau will conduct periodic Fire & Life Safety Inspections. If a flagrant Fire or Life Safety violation is discovered during GGF's December 26, 2010 – June 12, 2011 racing season, their fire clearance shall be revoked.

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

Sincerely,



Brian J. Crudo
Battalion Chief/Fire Marshal

cc: Marc McGinn, Fire Chief
Colleen Germek, C.H.R.B.
Peter Tunney, Executive Vice-President, GGF
Robert Hartman, General Manager, GGF
Merry Scalzo, Director of Operations, GGF
Roy Roenbeck, Director of Safety and Compliance, GGF

The number of security officers and/or guards to be regularly employed at the facility is:

Three (3) Security Officers and One (1) Security Manager

The police or sheriff's department having jurisdiction for criminal law enforcement over the premises of the facility is:

Albany Police Department
1000 San Pablo Ave.
Albany, CA 94706
911 or (510) 525-7300

Berkeley Police Department
2100 Martin Luther King Jr. Way
Berkeley, CA 94704
911 or (510) 981-5900

California Highway Patrol
Golden Gate Division
3601 Telegraph Ave.
Oakland, CA 94609
911 or (510) 450-3821

California Horse Racing Board Enforcement
Golden Gate Fields Sub-Station
1100 Eastshore Highway
Berkeley, CA 94710
(510) 559-7432

Specify the name, address and telephone number of the emergency ambulance service the applicant will utilize in event of illness or injury at the facility:

Albany Fire Department
1000 San Pablo Ave.
Albany, CA 94706
911 or (510) 525-7300

Berkeley Fire Department
2100 Martin Luther King Jr. Way
Berkeley, CA 94704
911 or (510) 981-5900

Does the applicant propose to have emergency medical care available at the facility:

Yes

No

If yes, describe:

EQUIPMENT PROVIDED BY THE GUEST ASSOCIATION

Describe the television equipment (simulcast receivers, decoders, controls, monitors, etc.) to be utilized at the facility:

Simulcast receivers/Decoders/Controls:

- (1) Hedco Router – 16 input / 16 output audio and video router
- (30) Monitors for monitoring channels and decoders
- (10) Decoders supplied by Roberts Communication
- (1) Decoder for NYRA Racing supplied by NYRA
- (2) Decoders for Canada racing
- (3) Satellite Dishes
- (16) Blonder Tongue RF modulators to put the video signals on a TV cable
- (2) Blonder Tongue RF amplifiers

Television Monitors:

- (4) 120 Projection TVs
- (34) 42" Plasma TVs
- (3) 32" LCD TVs
- (2) 60" TVs
- (4) 45" TVs
- (46) 32" TVs
- (141) 27" TVs (inside) + (25) 27" TVs (overflow)
- (10) 20" TVs
- (154) 13" Table Top TVs
- (18) 42" Plasma TVs

Describe the public address equipment (controls, microphones, speakers, etc.) to be utilized at the facility:

- (1) Mackie 32 input 8 output audio mixer
- (4) Audio Amplifiers
- (2) Microphones
- (27) Speakers

Attach a detailed scale plan of the facility indicating all points of access, emergency exits, and the placement of offices and food and beverage service locations.

Golden Gate Fields uses its Club House area for simulcasting. Facility scale plan attached.

PARI-MUTUEL EQUIPMENT AND WAGERING SERVICES

Describe the pari-mutuel equipment, odds displays, modems or muxes, and method of data transmission to be utilized (include the number of pari-mutuel terminals to be on-site):

Pari-Mutuel equipment contracted through Scientific Games Racing, Exp. September 2012. Odd displays are generated by our tote company who in turn sends out the data to our sites to be displayed on televisions throughout the facility.

Golden Gate Fields does not use modems or muxes – Data transmission within California takes place by way of an MPLS (multi-protocol label switching) network owned and operated by CHRIMS (California Horse Racing Industrial Management Systems). It connects GGF and the satellites with the Sacramento Quantum Data Center and other necessary sites.

Total number of pari-mutuel terminals used for simulcasting is 122 Bet Jets and 7 Bill Machines.

Will the applicant be responsible for maintenance of the pari-mutuel equipment?

Yes No

Describe the method by which patron complaints regarding wagering operation and/or the facility or its employees may be filed:

Patrons may report wagering complaints to the following persons/places:

Day Simulcast – Customer Service Booth and the Operations office.

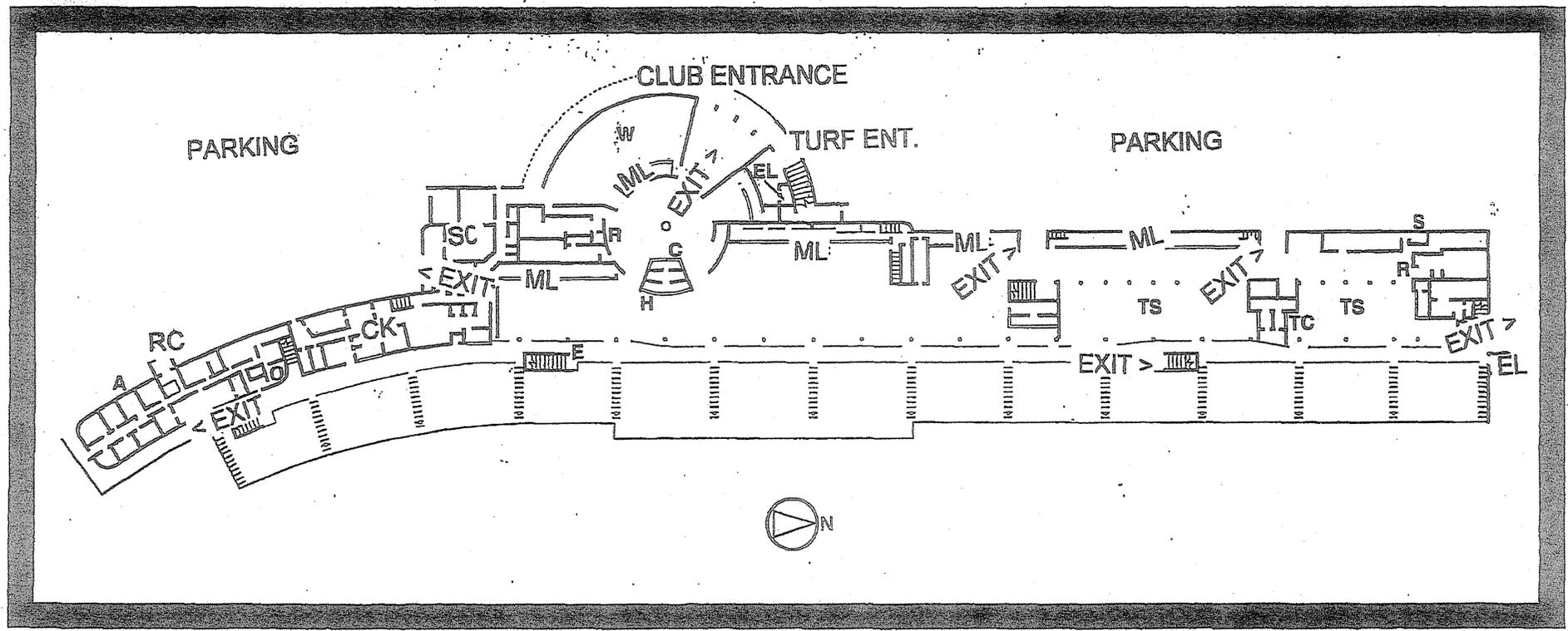
Night Simulcast – Night Facility Manager

Has the applicant made arrangements to provide for the encashment of valid pari-mutuel tickets issued at other facilities or at California race meetings?

Yes No

Golden Gate Fields

CLUBHOUSE LEVEL



LEGEND

R=RESTROOM
 RC=RECEPTION
 A= ADMIN OFFICES
 O=OPERATIONS OFFICE
 CK=CLUB KITCHEN

TS=TOP OF THE STRETCH
 TC=THE CARVERY
 C=CIRCLE BAR
 H=HORSEMEN'S BAR
 SC=SAFETY CLASSROOM

EL=ELEVATOR
 S=SECURITY
 W=WIN CENTER
 ML= MUTUEL LINE

E=ESCALATOR
 EL=ELEVATOR

ADMISSIONS, CHARGES AND SERVICE FEES

The admissions charges are:	Level 1 (Gen. Adm.)	\$4.00
	Level 2 (Premium CH)	\$3.00 additional charge
	Level 3 (Membership)	N/A

Parking Charges are:	Level 1 (General)	\$4.00
	Level 2 (Premium)	Same as General
	Level 3 (Valet)	N/A

Program costs are: \$2.25

Seating costs, if any, are: N/A

FOOD AND BEVERAGE SERVICE

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; barn counters; or other description as appropriate):

Horseman's Circle (Concession): Counter Service, Short Order, Fast Foods, Breakfast Items, and Beverages including Bottled Beer and Wine

The Carvery (Concession): Counter Service, Short Order, Sandwiches, Soups, Snacks, Daily Hot Plated Specials, Beverages, Draft Beer and Wine

Circle Bar (Bar): Full Bar Service

The seating capacity in the general admission area is: 471
ITW General Admission area is the Club House

The number of tables in the general admission area is: 166

The seating capacity in the premium area is: 361
ITW Premium Area is the Top of the Stretch

The number of tables in the premium area is: 113 Tables
45 Carrels

Overall square footage in the public general admission area is: 35,416 sq. ft.

Overall square footage in the public premium admission area is: 25,270 sq. ft.

Overall square footage available for "overflow" attendance: 30,856 sq. ft.
ITW "Overflow" is the outdoor Club House Box Seats Area

Describe occupancy restrictions, if any, imposed by the fire authority having jurisdiction:
None

The total number of parking spaces available in the combined parking areas can accommodate (number of standard sized automobiles): 701

Describe any other activities to be scheduled on or near the facility premises that may have a negative impact on available parking:

Facility rentals held throughout the year in non-simulcast wagering areas affect the total number of available parking spaces; however we have additional overflow parking available.

AGREEMENTS

Fair applicants must attach the resolution of its governing body that determined that the conduct of simulcast wagering at its fair facility best serves the interest of the fair.

Not applicable

Attach a copy of the agreement between the applicant and the (simulcast) organizations(s) that sets forth therein the duties of the respective parties.

NCOTWINC agreement on file with the Board.

Attach a copy of the written consent of the horsemen's organization(s), if applicable, consenting to the acceptance of wagers at the facility.

Not applicable.

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 simulcast facility until notified otherwise.

Notice is also 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 regulation of the Board.

Notice is also 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, approved concessionaire, or approved service contractor.

DECLARATIONS

All labor agreements, concession contracts, service contracts, horsemen's agreement, lease agreements and agreement with the (simulcast organization(s) necessary to conduct and operate the simulcast wagering program at the 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 approval except as follows (if there are no exceptions, so state): **No exceptions.**

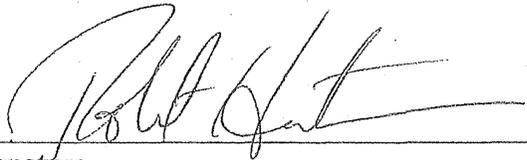
Absent natural disasters or causes beyond the control of the applicant, its service contractors, concessionaires or employees engaged at the facility, no reasons are believed to exist that may result in a stoppage to the conduct of pari-mutuel wagering at the facility or the withholding of any vital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

By authority of Article 9.2, of the California B&P Code; and the Federal Indian Gaming Act; in order to allow an evaluation of the competence, integrity, and character of potential simulcast facility operators authorized by the CHRB, any person, corporation, trust association, partnership, joint venture, or management firm who submits an application for such authorization 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 California B&P 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.

Robert Hartman
Print Name


Signature

General Manager
Print Title

10/15/10
Date

STAFF ANALYSIS

November 9, 2010

Issue: DISCUSSION AND ACTION BY THE BOARD REGARDING THE AMENDMENT TO LOS ANGELES TURF CLUB'S APPLICATION FOR AUTHORIZATION TO OPERATE A SIMULCAST WAGERING FACILITY TO UPDATE THE APPLICATION TO REFLECT MAGNA INTERNATIONAL DEVELOPMENTS, INC. AS THE CURRENT PARENT COMPANY OF THE LOS ANGELES TURF CLUB.

On Monday, April 26, 2010, a Delaware bankruptcy judge approved a plan that allowed Magna Entertainment Corp. (MEC) to transfer the vast majority of its racing assets to its parent company and largest creditor, MI Developments (MID). MID took possession of Santa Anita Park and assumed its role as parent company of Los Angeles Turf Club (LATC).

Subsequent to this change in ownership, LATC has submitted an updated "Application for Authorization to Operate a Simulcast Wagering Facility". The LATC at Santa Anita opened its simulcast wagering facility July 27, 1988.

The Board at its July 22, 2010, meeting adopted a motion to extend the existing licenses of the LATC, the Pacific Racing Association, and XpressBet (XB) advance deposit wagering (ADW) until December 26, 2010, and the existing waiver of Business and Professions Code sections 19483 and 19484, prohibiting common ownership, until September 16, 2010, in order for their parent company MI Developments (MID), to prepare and submit to the Board, on or before September 1, 2010, a comprehensive plan setting forth its intended business practices and procedures for operation of the Santa Anita Race Track (Santa Anita) and Golden Gate Fields thoroughbred horse racing venues with the utilization of XB as an ADW platform, all under common ownership. (At its August 10, 2010, regular meeting, the Board extended the date of the waiver to September 23, 2010).

At its September 23, 2010, regular meeting the Board deferred the MID waiver request of Business and Professions Code sections 19483 and 19484. The Board asked MID management to return to the October 2010 Board meeting with a written document addressing such issues as financials, settlement with Southern California Off Track Wagering, Inc. and Northern California Off Track Wagering Inc., track maintenance and how a future waiver would be handled if MID sells any of its California holdings.

Proposed dates of operation during current racing year:

- December 26, 2010 through December 24, 2011.

Admission Charges

- Level 1 \$5 – General Admission
- Level 2 \$ 8.50 – Club House
- Level 3 \$20 – Turf Club

Parking Charges

- Level 1 \$4 – General Parking
- Level 2 \$6 – Preferred Parking
- Level 3 \$ 10 – Valet Parking

General Admission

- Seating capacity – 5,000
- Number of tables – 500

Premium Admission

- Seating capacity – 700
- Number of tables – 300

Specific information, which will need updating to complete application:

1. Updated Workers' Compensation Insurance Policy (expires January 1, 2011).
2. SCOTWINC simulcast agreement (new agreement pending)

RECOMMENDATION:

Pending action by the Board regarding a finding pursuant to Business and Professions Code sections 19483 and 19484, that MID's ownership of LATC, Golden Gate Fields and Xpressbet better serves the purposes of horse racing law, staff recommends that the application for license not be heard until the outstanding documents have been received.

If the application is considered for approval staff recommends the Board approve the application contingent the submission of updated documents.

STATE OF CALIFORNIA
 CALIFORNIA HORSE RACING BOARD
 APPLICATION FOR AUTHORIZATION TO OPERATE A SIMULCAST WAGERING FACILITY
 CHRB-25 (Rev. 4/92)

Application is hereby made to the California Horse Racing Board (CHRB) for authorization to operate a simulcast wagering facility in accordance with the California Business and Professions Code (B&P), Chapter 4, Division 8 (Horse Racing Law) and the California Code of Regulations, Title 4, Division 4 (CHRB Rules and Regulations).

Name of applicant association, fair, or tribal facility:

Los Angeles Turf Club, Incorporated
 Santa Anita Park

Location of facility (City and County):

285 W. Huntington Drive
 Arcadia, CA 91007

Mailing address of association, fair, or tribal facility:

285 W. Huntington Drive
 Arcadia, CA 91007

Telephone number: 626/574-7223

Name and title of the managing officer or tribal council representative of the applicant association, fair, or tribal facility:

George Haines, President

Name of the affiliated (simulcast) organization(s) that will operate the pari-mutuel wagering at the facility:

Southern California Off-Track Wagering, Inc. (SCOTWINC)

The regular schedule for operation of the facility will be as follows:

Days: Wednesday – Sunday Hours: 10:00 AM – 11:00 PM

Inclusive date during which the applicant proposes to operate as a simulcast wagering facility during the current racing year:

December 26, 2010 through December 24, 2011

Application must be filed not later than 90 days before the scheduled start date for operation of the proposed facility pursuant to CHRB Rule 2057.

CHRB CERTIFICATION

Application filed on: 10/18/10
 Reviewed by: CPW
 Date of Hearing: 11/9/10

Approved on:
 License number issued:
 Date tribal compact approved:

OPERATION OF THE SIMULCAST WAGERING FACILITY

Inclusive hours for operation of the facility: 10:00 AM – 11:00 PM

Daily Wed - Sun Tues - Sat Other - specify:

Inclusive time periods during the calendar year the facility will **not** be utilized as a simulcast wagering facility:

N/A

Exceptions to the foregoing:

N/A

If approved, wagering will be offered on live race meetings being held or conducted by the following racing associations:

RACE MEETING	BREED	DAY OR NIGHT
Arlington	Thoroughbred	Day*
Belmont	Thoroughbred	Day*
Cal Expo	Harness	Day (Full Card)
Churchill	Thoroughbred	Day*
Del Mar Thoroughbred Club	Thoroughbred	Day*
Delaware	Thoroughbred	Day*
Golden Gate	Thoroughbred	Day (Full Card)
Hollywood Park	Thoroughbred	Day/Friday Night (Full Card)
Indiana Downs	Thoroughbred/Qtr. Horse	Day*
Los Alamitos	Quarter Horse	Night (Full Card)
Penn National	Thoroughbred	Day*
Woodbine	Thoroughbred	Day*
Australian Racing	Thoroughbred	Night*
South America	Thoroughbred	Night*

(*) Number of races offered varies.

Dates during which the applicant will conduct or has conducted live horse racing during the current racing year (if none, so state):

To Be Determined

ELIGIBILITY FOR APPROVAL AS A GUEST ASSOCIATION

The applicant association is: Racing Association Fair
 Tribal Facility Other Business Entity

COMPLETE THE APPLICABLE SUBSECTION:

RACING ASSOCIATION - approval pursuant to B&P Section 19605.

The name under which the association is licensed by the Board:
Los Angeles Turf Club, Incorporated

The names and titles of management personnel assigned to the facility:

- George Haines, President & General Manager
- Frank DeMarco, Jr., Vice-President Regulatory Affairs & Assistant Secretary
- Gina Lavo, VP-Finance, Controller
- Allen Gutterman, VP-Marketing & Sales
- Aaron Vercruysse, VP-Racing/Wagering
- Amy Zimmerman, VP-Business Coordination/Director of Broadcasting
- Candace Coder-Chew, Director of Print & Graphics
- Randy Fowler, Director of Food & Beverage
- Randy Hartzell, Director of Mutuels
- Dick Honaker, Director of Operations & Security
- Chris Quinn, Director of Group Sales
- Pete Siberell, Director of Community Service & Special Events
- Jason Spetnegal, Director of Facilities
- Ken Walker, Director of Labor Relations
- Mike Willman, Director of Publicity & Public Relations
- Nina Zukin, Director of Information Services

FAIR N/A

Approval is requested pursuant to B&P Section [] 19605.1 OR [] 19605.2.

Correct title of the fair or fair association:

Names and titles of the present fair directors:

Names and titles of management personnel assigned to the simulcast wagering facility:

TRIBAL FACILITY N/A

Approval is requested pursuant to the Tribal-State Compact signed on _____.

The name of the tribe under which the Tribal-State Compact was approved:

Names and titles of management personnel assigned to the facility:

If applicable, names and titles of management personnel comprising management company or other entity operating gaming and simulcast wagering at the facility:

Has the management company or other entity been approved by the U. S. Bureau of Indian Affairs?

[] Yes [] No If yes, the date of that approval _____.

NOTICE TO APPLICANT Changes to management personnel and Simulcast Facility Supervisor(s) must be immediately reported to the Board.

CONCESSIONAIRES AND VENDORS

The concessionaires, vendors, and other entities providing food service, beverage service, racing selection services, janitorial or custodial service, or other service or supplies within the simulcast wagering facility are (specify the name and type of service of supplies):

No outside concessionaires or vendors. Food and beverage service provided through Santa Anita Hospitality department.

HANDICAPPERS

Bob's Card Incorporated (CHRB-25A and CHRB-87 on file with CHRB.)
Tiffany Bohland
6288 Highland Meadows Drive
Medina, OH 44256

Winners Card Corp. (CHRB-25A and CHRB-87 on file with CHRB.)
% Don Harris
924 Knob Hill Avenue
Redondo Beach, CA 90277-4538

Baedeker's Incorporated (CHRB-25A and CHRB-87 on file with CHRB.)
Mr. Robert Baedeker
130 W. El Portal
San Clemente, CA 92672

Duke Racing Selections (CHRB-25A and CHRB-87 on file with CHRB.)
c/o Harry Acquarelli
6632 West 87th Street
Los Angeles, CA 90045

Today's Racing Digest, Inc. (Exempt from CHRB-25A and CHRB-87)
Jason Karches
2080 Las Palmas Drive
Carlsbad, CA 92009

Triangle Turf Winners (CHRB-25A and CHRB-87 on file with CHRB.)
William Archer
1 Scott Street
Gardnerville, NY 89410

Other vendors to be permitted to sell products or services outside, but on the premises of, the simulcast wagering facility are: None

SUPERVISION, SECURITY AND FIRE PREVENTION

The names of all persons to be employed as a Simulcast Facility Supervisor at the simulcast wagering facility:

Randy Hartzell, Director of Mutuels, serves as Simulcast Facility Supervisor reporting to George Haines, President.

The workers' compensation insurance carrier and the policy number securing the applicant's liability for payment of workers' compensation is (if self-insured, give details):

Liberty Mutual Insurance Company Policy #WC1-B71-072827-022
Effective 01-Jan-10 – 01-Jan-11
Certificate attached.

Attach a fire clearance from the fire authority having jurisdiction.
Letter attached.

The name of the person having responsibility for security controls at the facility is:
Richard Honaker, Director of Operations & Security
Lou Scalera, Chief of Security

The number of security officers and/or guards to be regularly employed at the facility is:

1 Chief of Security
1 Supervising Area Manager
3 Area Managers
1 Uniform Lieutenant
1 Uniform Sergeant
10/20 Security Guards

The police or sheriff's department having jurisdiction for criminal law enforcement over the premises of the facility is:

City of Arcadia Police Department

Specify the name, address and telephone number of the emergency ambulance service the applicant will utilize in event of illness or injury at the facility:

City of Arcadia Fire Department "911" Emergency Service

Does the applicant propose to have emergency medical care available at the facility?

Yes No If yes, describe:

EQUIPMENT PROVIDED BY THE GUEST ASSOCIATION

Describe the television equipment (simulcast receivers, decoders, controls, monitors, etc.) to be utilized at the facility:

Public

250 - 13" Gateway Flat Screen Monitors

Ref. No. 320006158419 AMENDED



Aon Reed Stenhouse Inc.
20 Bay Street
Toronto ON M5J 2N9
tel 416-868-5500 fax 416-868-5580

Amending Certificate No. : 320006133313

Re: Evidence of Insurance

California Horse Racing Board
Attention : Insurance Department
1010 Hurley Way
Sacramento, CA 95825
USA

Insurance as described herein has been arranged on behalf of the Insured named herein under the following policy(ies) and as more fully described by the terms, conditions, exclusions and provisions contained in the said policy(ies) and any endorsements attached thereto.

Insured

Magna Entertainment Corp a/o Los Angeles Turf Club,
Incorporated a/o MI Developments Inc.
285 West Huntington Drive
Arcadia, CA 91007
USA

Coverage

Commercial General Liability	Insurer	Zurich American Insurance Company	
-----	-----	-----	
Policy #	GLO 9302183-07		
-----	-----	-----	
Effective	01-Apr-2009	Expiry	01-Jul-2010
-----	-----	-----	-----
Limits of Liability	Bodily Injury & Property Damage, Each Occurrence USD2,000,000 Policy may be subject to a general aggregate and other aggregates where applicable		
-----	-----		
US Workers Comp/Employers Liability	Insurer	Liberty Mutual Insurance Company	
-----	-----	-----	
Policy #	WC1-B71-072827-030		
-----	-----	-----	
Effective	01-Jan-2010	Expiry	01-Jan-2011
-----	-----	-----	-----
Limits of Liability	Workers Compensation As per applicable Law		
-----	-----		

THIS CERTIFICATE CONSTITUTES A STATEMENT OF THE FACTS AS OF THE DATE OF ISSUANCE AND ARE SO REPRESENTED AND WARRANTED ONLY TO THE INSURED. OTHER PERSONS RELYING ON THIS CERTIFICATE DO SO AT THEIR OWN RISK.

Aon Reed Stenhouse Inc.

Dated : 05-May-2010
Issued By : Basu, Arindam
Tel: 416 868 5742

THE POLICY CONTAINS A CLAUSE THAT MAY LIMIT THE AMOUNT PAYABLE
OR, IN THE CASE OF AUTOMOBILE INSURANCE,
THE POLICY CONTAINS A PARTIAL PAYMENT OF LOSS CLAUSE





City of Arcadia

September 22, 2010

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

Fire Department

RE: Los Angeles Turf Club Fire Clearance (2010-2011 Main Meet)

To Whom It May Concern:

Tony L. Trabbie
Fire Chief

The Arcadia Fire Department, Bureau of Fire Prevention conducted a Fire and Life Safety Inspection of the facilities at Los Angeles Turf Club to be used for the 2010-2011 Main Meet.

It is requested that this letter be accepted as the report of that inspection. During this inspection no serious fire or life safety code violations were noted, and all permitted uses may continue.

In accordance with regulations as adopted by the California Horse Racing Board, this letter may be accepted as a fire clearance from this office for the 2010-2011 Main Meet at Los Angeles Turf Club, Arcadia, California.

Sincerely,

Mark Krikorian
Fire Marshal

cc: George Haines, General Manager, L.A.T.C.
Mary Saenz, Office Operations, L.A.T.C.
Jason Spetnagel, Director of Facilities & Grounds, L.A.T.C.
Ed Martinez, Asst. Facility Manager, L.A.T.C.
Jerry Gardner, Fire Safety Consultant, L.A.T.C.
Mike Miser, Fire Marshal, L.A.T.C.

- 100 - 42" LG Plasma Monitors
- Over 600 - 9" Sony receivers
- Over 500 - 27" Sony receivers
- Over 350 - 32" Sony receivers
- Over 75 - 13" Sony receivers
- Over 150 - 10" Sony receivers
- 150 - 20" Sony receivers
- 8 - Barco Video Projectors
- 40'x 53' Display Ad Large screen LED video board
- Barco LED Screens

Describe the public address equipment (controls, microphones, speakers, etc.) to be utilized at the facility:

Public address system under the operation of the Broadcast department; same as live racing.

Attach a detailed scale plan of the facility indicating all points of access, emergency exits, and the placement of offices and food and beverage service locations.

(See attached)

PARI-MUTUEL EQUIPMENT AND WAGERING SERVICES

Describe the pari-mutuel equipment, odds displays, modems or muxes, and method of data transmission to be utilized (include the number of pari-mutuel terminals to be on-site):

Contracted through Scientific Games Racing
 Brooks Pierce, President Expires: September, 2012

Will the applicant be responsible for maintenance of the pari-mutuel equipment?

Yes No

Describe the method by which patron complaints regarding wagering operation and/or the facility or its employees may be filed:

Complaints may be filed at the Patrons Service desk or Operations office.

Has the applicant made arrangements to provide for the encashment of valid pari-mutuel tickets issued at other facilities or at California race meetings?

Yes No

ADMISSIONS, CHARGES AND SERVICE FEES

The admissions charges are:	Level 1 (Gen. Adm.)	\$ 5.00
	Level 2 (Club House)	\$ 8.50
	Level 3 (Turf Club)	\$20.00
Parking Charges are:	Level 1 (General)	\$ 4.00
	Level 2 (Preferred)	\$ 6.00
	Level 3 (Valet)	\$10.00
Program costs are:		\$ 2.25
Seating costs, if any, are:	N/A	

FOOD AND BEVERAGE SERVICE

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; barn counters; or other description as appropriate):

Club House Bar (Bar 19)	Full bar
FrontRunner Restaurant	Seated dining; menu service
Lanai Room Stand (Stand 33)	Counter service, sandwiches, fast foods, beverage
Mainline Bar (Bar 15)	Full bar
Paddock Room Bar (Bar 8)	Full bar
Paddock Room Stand (Stand 14)	Counter service, fast foods, beverage
Seabiscuit Court (Stand 51)	Counter service, beverage
Sirona's Bar (Bar 12)	Full bar
Terrace Food Court	Multi-counter service, fast foods, sandwiches, beverage
Turf Club Dining Room	Seated dining; menu service

Note: Hours of operation change according to weekday and weekend simulcast schedule.

The seating capacity in the general admission area is: 5,000 + (expandable)

The number of tables in the general admission area is: 500

The seating capacity in the premium area is: 700+ (expandable)

The number of tables in the premium area is: 300

Overall square footage in the public general admission area is: 150,000

Overall square footage in the public premium admission area is: 50,000

Overall square footage available for "overflow" attendance: 700,000

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

None

The total number of parking spaces available in the combined parking areas can accommodate (number of standard sized automobiles):

13,000

Describe any other activities to be scheduled on or near the facility premises that may have a negative impact on available parking:

None

LEGEND

- \$ ATM
- Bar Service
- Club Lounge
- Competition Facility
- Display Service
- Bar
- First Aid
- Handicapped Accessible Area
- Information
- Mail Room
- Telephone
- Waiting Service
- Women's Restroom

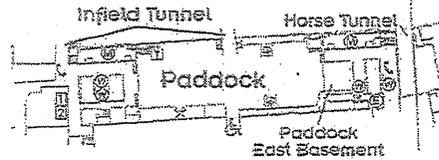
LEGEND

- Bar/BF
- Food CA
- LD - Live Dolly
- ITV - Inter Track Wagging
- WEL - Week End Live
- NH - As Needed

LEGEND

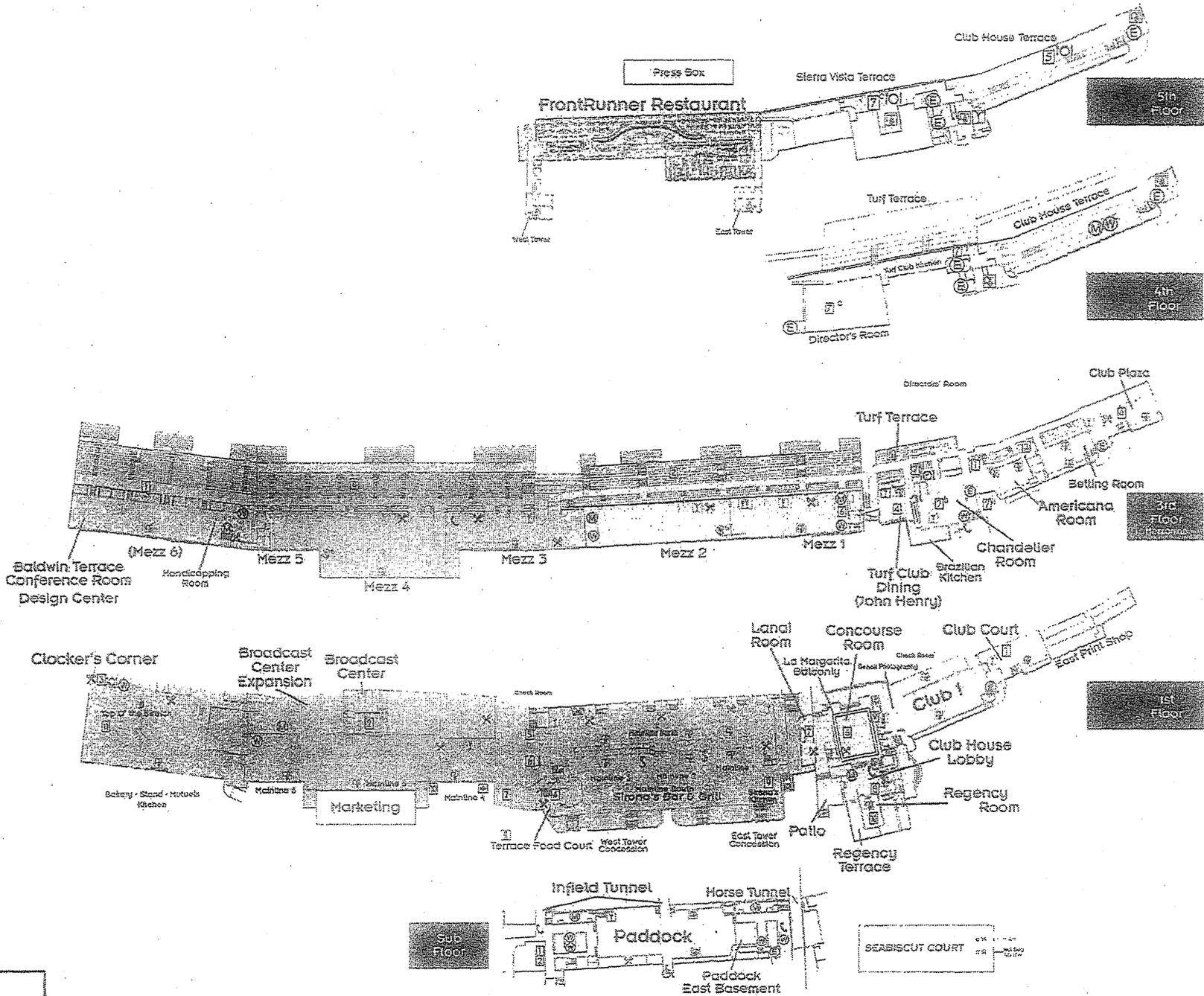
- Turf Club
- Club House
- Grandstand
- Paddock Room

Sub Floor



Saddling Barn
Hobby's Shop

SEABISCUT COURT



5th Floor

4th Floor

3rd Floor

1st Floor

AGREEMENTS

Fair applicants must attach the resolution of its governing body that determined that the conduct of simulcast wagering at its fair facility best serves the interest of the fair.

N/A

Attach a copy of the agreement between the applicant and the (simulcast) organizations(s) that sets forth therein the duties of the respective parties.

New agreement pending.

Attach a copy of the written consent of the horsemen's organization(s), if applicable, consenting to the acceptance of wagers at the facility.

N/A

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 simulcast facility until notified otherwise.

Notice is also 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 regulation of the Board.

Notice is also 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, approved concessionaire, or approved service contractor.

DECLARATIONS

All labor agreements, concession contracts, service contracts, horsemen's agreement, lease agreements and agreement with the (simulcast organization(s) necessary to conduct and operate the simulcast wagering program at the 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 approval 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-mutuel 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.

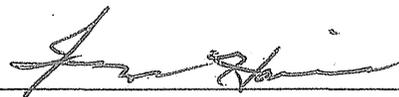
By authority of Article 9.2, of the California B&P Code; and the Federal Indian Gaming Act; in order to allow an evaluation of the competence, integrity, and character of potential simulcast facility operators authorized by the CHRB, any person, corporation, trust association, partnership, joint venture, or management firm who submits an application for such authorization 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 California B&P 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.

George Haines

 Print Name



 Signature

President

 Print Title

10/19/2010

 Date

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD
REGARDING THE ALLOCATION OF THE NORTHERN AND SOUTHERN
CALIFORNIA THOROUGHBRED RACE DATES FOR 2011

Regular Board Meeting
November 9, 2010

BACKGROUND

Business and Professions Code section 19440 (a) states the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of this chapter. Responsibilities of the Board shall include allocation of racing dates to qualified associations in accordance with law.

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

In preparation for discussion regarding 2011 race date allocations, the industry was asked to submit proposed 2011 race dates. At the September 23, 2010 meeting of the Board, proposals for southern California thoroughbred race dates were received from the Los Angeles Turf Club (LATC); Hollywood Park Racing Association (HPRA); Del Mar Thoroughbred Club (DMTC); Oak Tree Racing Association (OTRA) and Fairplex Park Pomona (Pomona). The Los Alamitos Race Course also submitted its proposed 2011 race dates.

HPRA submitted a calendar that reflected calendar periods in which southern California tracks would operate rather than specific days on which live racing would be conducted. HPRA stated that the number of days that a given association conducted live racing should be reflective of industry conditions, including the horse population. LATC also submitted a calendar that reflected the calendar periods for southern California thoroughbred racing, rather than specific days on which live racing would be conducted. Both associations reserved the right to resubmit their requests for 2011 racing dates should a racing association in 2011 seek an alteration of the historic calendar periods in which the racing association has operated.

HPRA and LATC's proposed southern California calendars were identical with the exception that LATC proposed the dates of September 28, 2011 through November 8, 2011 be allocated to LATC; while the calendar submitted by HPRA proposes that these dates be allocated to the OTRA.

Pacific Racing Association (PRA) submitted a northern California 2011 proposed racing calendar in conjunction with the Thoroughbred Owners of California (TOC) and California Thoroughbred Trainers (CTT).

A northern California 2011 proposed racing calendar was also submitted by the California Authority of Racing Fairs (CARF).

Cal Expo Harness proposed to race 129 days - December 30, 2010 through June 18, 2011 and August 12, 2011 through December 17, 2011.

At its September 23, 2010 meeting the Board adopted the 2011 Los Alamito dates of January 1, 2010 through December 18, 2011 and the 2011 Cal Expo harness dates of December 30, 2010 through December 17, 2011. The allocation of the northern and southern California thoroughbred race dates was deferred as there were areas that still needed to be resolved.

As presented at the September 23, 2010 meeting, there was consensus on the winter dates for the 2010/2011 LATC race meeting at SA (December 26 through March 31, 2011). In addition, the industry was in agreement on the 2011 proposed dates for the HPRA spring meeting (April 20 through July 19, 2011), the July 20 through September 7, 2011 dates at Del Mar; the fall dates at Fairplex Pomona (September 8 through September 27, 2011) and the 2011 fall dates at HP (November 9 through November 30, 2011). The outstanding issue for southern California was the OTRA meeting. HPRA proposed that the September 28, through November 8, 2011 race dates be allocated to OTRA at HP while, LATC submitted a competing request that PRA run the same dates at SA. It was suggested that a meeting involving all the relative parties be arranged to consider the 2011 race dates and beyond.

The dates in question for the northern California thoroughbreds centered on the three weeks in March that GGF was offering to Pleasanton. At the September meeting Pleasanton stated it was not in a position to decide if it wished to run the dates. GGF, CARF, and Pleasanton agreed to meet to further discuss the proposed thoroughbred dates for northern California.

Subsequent to the September meeting, proposals for southern California thoroughbred race dates were resubmitted by LATC and HPRA. PRA in conjunction with CARF also submitted it's agreed upon calendar.

HPRA and LATC's proposed southern California calendars are again identical with the exception that LATC proposes the dates of September 28, 2011 through November 8, 2011 be allocated to PRA at SA; while the calendar submitted by HPRA proposed that these dates be allocated to the OTRA at HP.

ANALYSIS

Attached are the following items to assist in the allocation of the 2011 northern and southern California thoroughbred race dates.

1. 2011 Southern California Proposed Race Dates
Proposed dates submitted by:
Los Angeles Turf Club
Hollywood Park Racing Association
Del Mar Thoroughbred Club
Los Angeles Country Fair (Fairplex)
Oak Tree Racing Association
2. 2011 Northern California Proposed Race Dates
Proposed dates submitted by:
Pacific Racing Association (In conjunction with CARF)

RECOMMENDATION

This item is presented for Board discussion and action.

PROPOSED 2011 Southern California Race Dates - Los Angeles Turf Club Inc.

December

Sun	Mon	Tue	Wed	Thu	Fri	Sat
26	27	28	29	30	31	

Legend:

LATC

HP - Spring

Del Mar

HP Fall

Fairplex

Santa Anita Fall (PRA)

Santa Anita Park - 2011 Dates:

December 26, 2010 - April 17, 2011

September 28 - November 6, 2011

January

Sun	Mon	Tue	Wed	Thu	Fri	Sat
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
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February

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March

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April

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May

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June

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July

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August

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September

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October

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November

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December

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PROPOSED 2011 Southern California Race Dates - Hollywood Park

Legend:

LATC

HPRA - Spring

Del Mar

HP Fall

Fairplex

Oak Tree

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
						25
26	27	28	29	30	31	

January						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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February						
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March						
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July						
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August						
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September						
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October						
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November						
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Proposed Dates Submitted by: Hollywood Park

Regular Board Meeting
November 9, 2010

PROPOSED 2011 Southern California Race Dates - Del Mar Thoroughbred Club

December

Sun	Mon	Tue	Wed	Thu	Fri	Sat
26	27	28	29	30	31	

Legend:

Del Mar 35

January

Sun	Mon	Tue	Wed	Thu	Fri	Sat
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February

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March

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May

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June

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July

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August

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September

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November

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December

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19

PROPOSED - 2011 Southern California Race Dates - Fairplex

13-7

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
26	27	28	29	30	31	

Legend:

Fairplex 15

January						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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February						
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March						
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April						
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May						
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July						
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August						
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September						
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November						
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December						
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Proposed Dates Submitted by: FAIRPLEX

Regular Board Meeting
November 9, 2010

PROPOSED - 2011 Southern California Race Dates - Oak Tree Racing Association

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
26	27	28	29	30	31	

Legend:

Del Mar

HP Fall

LATC

Fairplex

HP - Spring

Oak Tree 30

January						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
						1
2	3	4	5	6	7	8
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February						
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March						
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April						
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July						
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August						
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September						
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October						
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November						
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December						
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25	26	27	28	29	30	31

3

22

5

Proposed Dates Submitted by: OAK TREE Racing Association

Regular Board Meeting
November 9, 2010

PROPOSED - 2011 NORTHERN CALIFORNIA RACE DATES

13-9

December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
26	27	28	29	30	31	
4						1

PRA/LATC Total Race Days	179
PRA Winter/Spring	December 26 - June 12
LATC Summer	August 19 - October 2
PRA Fall	October 19 - December 18

CARF Meets	57
Ferndale Overlap	6
Total Fairs	63

Simulcast Only	22
Total	264

January						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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February						
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May						
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June						
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July						
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September						
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October						
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November						
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December						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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25						
14						

Stockton - June 15 - June 19	5
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Pleasanton - June 22 - July 10	15
Cal Expo - July 13 - July 24	10

Santa Rosa - July 27 - August 14	15
Fresno - October 5 - 16	10

Ferndale (overlap)- Aug.12-14 &19-21	5
Ferndale (non-overlap) - Aug.17-18	2

Proposed Dates Submitted By: GGF and Agreed Upon by CARF

Regular Board Meeting
November 9, 2010

STAFF ANALYSIS

November 9, 2010

Issue: APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE LOS ANGELES TURF CLUB AT SANTA ANITA (PROPOSED) DECEMBER 26, 2010 THROUGH APRIL 17, 2011.

Los Angeles Turf Club (LATC) filed its application to conduct a thoroughbred horse racing meeting at Santa Anita.

- December 26, 2010 through April 17, 2011, or 76 days, 2 days less than 2010. The association proposes to race a total of 654 races, or 8.61 per day. In 2010 LATC raced 673 races with an average of 8.63 runners per race. The (actual) average daily purse for the 2010 race meeting was \$404,121. The (estimated) average daily purse for this race meeting is \$447,105.
- The Board at its July 22, 2010, meeting adopted a motion to extend the existing licenses of the LATC, the Pacific Racing Association, and XpressBet (XB) advance deposit wagering (ADW) until December 26, 2010, and the existing waiver of Business and Professions Code sections 19483 and 19484, prohibiting common ownership, until September 16, 2010, in order for their parent company MI Developments (MID), to prepare and submit to the Board, on or before September 1, 2010, a comprehensive plan setting forth its intended business practices and procedures for operation of the Santa Anita Race Track (Santa Anita) and Golden Gate Fields thoroughbred horse racing venues with the utilization of XB as an ADW platform, all under common ownership. (At its August 10, 2010, regular meeting, the Board extended the date of the waiver to September 23, 2010).

At its September 23, 2010, regular meeting the Board deferred the MID waiver request of Business and Professions Code sections 19483 and 19484. The Board asked MID management to return to the October 2010 Board meeting with a written document addressing such issues as financials, settlement with Southern California Off Track Wagering, Inc. and Northern California Off Track Wagering Inc., track maintenance and how a future waiver would be handled if MID sells any of its California holdings.

- In October of 2010 Santa Anita began the process to return their synthetic track to a natural dirt surface. The Santa Anita website provides “ . . . it is anticipated work on the project will continue into early December. Horses are projected to return to training over the one mile oval on December. 6, roughly three weeks in advance of Santa Anita’s traditional winter/spring meeting opener on December. 26, 2010.”

- The race dates are proposed dates. The Board has not allocated 2011 race dates.
- The southern California thoroughbred racing associations are in agreement with the proposed race dates submitted by the LATC.

December - 2010						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25 H
26	27	28	29	30	31	

January - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					1

February - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28					

March - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

April - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
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10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

- Racing 4 days per week, Thursday through Sunday (January – February) and racing 5 days per week, Wednesday through Sunday (March- April, 2011), with the exception of Monday racing on December 27, 2010, January 17, 2011 and February 21, 2011. No less than 7 races weekdays; 9 races Opening Day, weekends and December 27, 2010, January 1, 17, and February 21, 2010, with the option to program 10 races on such days; 11 races Santa Anita Handicap day March 5, 2011 and Santa Anita Derby day April 9, 2011.
- First post 1:00 p.m. all weekdays; 12:30 p.m. weekends and holidays with the following exceptions
 - Saturday, December 26, 2010 (Opening Day) – 12:00 p.m.
 - Saturday, January 29, 2011 (Sunshine Millions) – 11:45 a.m.
 - Sunday, February 6, 2011 (Super Bowl) – 11:00 a.m.
 - Saturday, March 5, 2011 (Santa Anita Handicap) – 12:00 p.m.
 - Saturday, April 9, 2011 (Santa Anita Derby) – 12:00 p.m.
- Wagering program will use CHRB rules and ARCI rules.
 - Early wagering will be 8:30 a.m. to 10:00 a.m. each day.
- ADW providers are Xpressbet, Youbet, TwinSpires and TVG.

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

Summary of Business and Professions Code section 19604
To accept wagers on races conducted in California from a resident of California.

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

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

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

2011 documents needed to comply with Business and Professions Code section 19604 have not been received. LATC's ADW provider's licenses expire December 31, 2010. New contracts are being negotiated.

- Simulcasting conducted with out-of-state racing jurisdictions pursuant to Business and Professions Code section 19602; and with authorized locations throughout California.
 - Request that Jennifer Paige be appointed horse identifier pursuant to CHRB Rule 1525 Racing Officials Appointed by the Board.
- Track safety inspection has been requested and will be completed before the race meeting begins.
- Inspection of backstretch worker housing has been requested and will be completed before the race meeting begins.

Specific information still needed to complete this application includes:

1. Pertinent contract and/or agreements required pursuant to Business and Professions Code section 19604 that allows LATC's designated ADW providers to accept wagers on races conducted in and outside of California for the applied license term.
2. Horsemen's agreement.
3. California Thoroughbred Trainers agreement.

Specific information which will need updating during the proposed race dates:

1. Workers' Compensation Insurance Policy (expires January 1, 2011).
2. 2010 vanning and stabling contract (expires December 31, 2010).

RECOMMENDATION:

Pending action by the Board regarding a finding pursuant to Business and Professions Code sections 19483 and 19484, that MID's ownership of Santa Anita, Golden Gate Fields and Xpressbet better serves the purposes of horse racing law, staff recommends that the application for license not be heard until the outstanding documents have been received.

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

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

1. APPLICANT ASSOCIATION

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

Los Angeles Turf Club, Incorporated
Santa Anita Park
285 W. Huntington Drive Telephone: 626/574-7223
Arcadia, CA 91007 Fax: 626/446-9565

B. Breed of horse: TB QH H

C. Racetrack name: Santa Anita Park

D. Attach a certified check payable to the Treasurer of the State of California in the amount of \$10,000 as deposit for license fees pursuant to B&P Code Section 19490. (on file)

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

2. DATES OF MEETING

A. Inclusive dates for the entire meeting: Sunday, December 26, 2010 through Sunday, April 17, 2011

B. Actual dates racing will be held: December 26, 27, 29, 30, and 31;
January 1, 2, 6, 7, 8, 9, 13, 14, 15, 16, 17, 20, 21, 22, 23, 27, 28, 29, 30;
February 3, 4, 5, 6, 10, 11, 12, 13, 17, 18, 19, 20, 21, 24, 25, 26, 27;
March 2, 3, 4, 5, 6, 9, 10, 11, 12, 13, 16, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31;
April 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17

C. Total number of days or nights of racing: 76 Days

D. Days or nights of the week races will be held: Monday, December 27, 2010
 Wed - Sun Thurs - Sun Mondays: Monday, January 17, 2011
Monday, February 21, 2011

E. Number of days or nights of racing per week: 4 Days January 6, 2011 - February 27, 2011
5 Days March 2, 2011 - April 17, 2011

Exceptions: 1 Day; Sunday, December 26, 2010 - Opening Day
6 Days; Monday, December 27, 2010 - Sunday, January 2, 2011
5 Days; Monday, January 17, 2011 - Sunday, January 23, 2011
5 Days; Monday, February 21, 2011 - Sunday, February 27, 2011

CHRB CERTIFICATION

Application received: 9/24/10
Deposit received: 10k
Reviewed: [Signature]

Hearing date: 11/9/10
Approved date:
License number:

3. RACING PROGRAM

- A. Total number of races: Estimate: 654
- B. Number of races for each day or night: No less than 7 races weekdays; Nine (9) races Opening Day, Weekends and December 27, January 1, 17 and February 21, with the option to program 10 races on such days. Eleven (11) races Santa Anita Handicap day March 5, 2011, and Santa Anita Derby day April 9, 2011.
- C. Total number of stakes races: 53
- D. Attach a listing of all stakes races and indicate the date to be run and the added money or guaranteed purse for each. Note the races that are designated for California-bred horses.
2010-2011 SA Stakes list attached.
- E. Will provisions be made for owners and trainers to use their own registered colors?
 Yes No If no, what racing colors are to be used:
- F. List all post times for the daily racing program:

	<u>All Weekdays</u>	<u>Weekends & Holidays</u>
Race 1	1:00 p.m.	12:30 p.m.
Race 2	1:30 p.m.	1:00 p.m.
Race 3	2:00 p.m.	1:30 p.m.
Race 4	2:30 p.m.	2:00 p.m.
Race 5	3:00 p.m.	2:30 p.m.
Race 6	3:30 p.m.	3:00 p.m.
Race 7	4:00 p.m.	3:30 p.m.
Race 8	4:30 p.m.	4:00 p.m.
Race 9		4:30 p.m.
Race 10		5:00 p.m. (When Applicable)
Race 11		5:30 p.m. (When Applicable)

Exceptions:

Sunday, December 26, 2010	Opening Day	12:00 pm
Saturday, January 29, 2011	Sunshine Millions	11:45 pm
Sunday, February 6, 2011	Super Bowl	11:00 am
Saturday, March 5, 2011	Santa Anita Handicap	12:00 pm
Saturday, April 9, 2011	Santa Anita Derby	12:00 pm

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

4. RACING ASSOCIATION

- A. Association is a: Corporation (complete subsection C)
 LLC (complete subsection D)
 Other (specify, and complete subsection E)
- B. Complete the applicable subsection and attached Addendum, Background Information and Ownership. Addendum A on file with CHRB.

Run Date	Race	Age	Distance	Purse	14-7 Cost
Sun Dec 26	Malibu Stakes (Grade I)	3 YO	7 F	\$250,000	\$215,000
Sun Dec 26	Sir Beaufort Stakes (Grade III)***	3 YO	1 M (T)	\$100,000	\$85,000
Sun Dec 26	California Breeders Champion Stakes	2 YO (CA Breds)	7 F	\$100,000	\$85,000
Sun Dec 26	La Brea Stakes (Grade I)	F, 3 YO	7 F	\$250,000	\$215,000
Mon Dec 27	California Breeders Champion Stakes	F, 2 YO (CA Breds)	7 F	\$100,000	\$85,000
Mon Dec 27	San Gabriel Handicap (Grade II)	3 & UP	1 1/8 M (T)	\$150,000	\$125,000
Sat Jan 1	San Gorgonio Handicap (Grade II) FRANKEL	F/M, 4 & UP	1 1/8 M (T)	\$150,000	\$125,000
Sun Jan 2	Monrovia Handicap (Grade III)	F/M, 4 & UP	abt 6 1/2 F (T)	\$100,000	\$85,000
Sat Jan 8	San Pasqual Handicap (Grade II)	4 & UP	1 1/16 M	\$150,000	\$125,000
Sun Jan 9	Santa Ysabel Stakes (Grade III)	F, 3 YO	1 1/16 M	\$100,000	\$85,000
Sat Jan 15	San Fernando Stakes (Grade II)	4 YO	1 1/16 M	\$150,000	\$125,000
Sat Jan 15	Santa Ynez Stakes (Grade II)	F, 3 YO	7 F	\$150,000	\$125,000
Sat Jan 15	Sham Stakes (Grade III)	3 YO	1 1/16 M	\$100,000	\$85,000
Sun Jan 16	El Encino Stakes (Grade II)	F, 4 YO	1 1/16 M	\$150,000	\$125,000
Mon Jan 17	San Marcos Stakes (Grade II)	4 & UP	1 1/4 M (T)	\$150,000	\$125,000
Mon Jan 17	San Pedro Stakes	3 YO	6 1/2 F	\$70,000A	
Sat Jan 22	Palos Verdes Handicap (Grade II)	4 & UP	6 F	\$150,000	\$125,000
Sat Jan 29	Sunshine Millions Distaff	4 & UP (CA/FL Breds)	1 1/8 M	\$500,000	
Sat Jan 29	Sunshine Million Turf	F/M, 4 & UP (CA/FL Breds)	1 1/8 (T)	\$300,000	\$700,000
Sat Jan 29	Sunshine Millions Sprint	F/M, 4 & UP (CA/FL Breds)	6 F	\$200,000	
Sun Jan 30	Santa Monica Handicap (Grade I)	F/M, 4 & UP	7 F	\$250,000	\$215,000
Sat Feb 5	Strub Stakes (Grade II)	4 YO	1 1/8 M	\$150,000	\$125,000
Sat Feb 5	Las Virgenes Stakes (Grade I)	F, 3 YO	1 M	\$250,000	\$215,000
Sun Feb 6	San Antonio Handicap (Grade II)	4 & UP	1 1/8 M	\$150,000	\$125,000
Sat Feb 12	Robert B. Lewis Stakes (Grade II)	3 YO	1 1/8 M	\$150,000	\$125,000
Sat Feb 12	Santa Maria Handicap (Grade II)	F/M, 4 & UP	1 1/16 M	\$150,000	\$125,000
Sun Feb 13	La Canada Stakes (Grade II)	F, 4 YO	1 1/8 M	\$150,000	\$125,000
Sat Feb 19	San Carlos Handicap (Grade II)	4 & UP	7 F	\$150,000	\$125,000
Sat Feb 19	San Luis Obispo Handicap (Grade II)	4 & UP	1 1/2 M (T)	\$150,000	\$125,000
Sun Feb 20	San Vicente Stakes (Grade II)	3 YO	7 F	\$150,000	\$125,000
Mon Feb 21	Buena Vista Handicap (Grade II)	F/M, 4 & UP	1 M (T)	\$150,000	\$125,000
Sat Feb 26	Valentine Dancer Handicap	F/M, 4 & UP (CA Breds)	1 M (T)	\$100,000	\$85,000
Sun Feb 27	Sensational Star Handicap	4 & UP (CA Breds)	abt 6 1/2 F (T)	\$100,000	\$85,000
Sat Mar 5	Santa Anita Handicap (Grade I)	4 & UP	1 1/4 M	\$750,000	\$650,000
Sat Mar 5	Frank E. Kilroe Mile (Grade I)	4 & UP	1 M (T)	\$250,000	\$215,000
Sat Mar 5	Santa Anita Oaks (Grade I)	F, 3 YO	1 1/16 M	\$250,000	\$215,000
Sat Mar 12	San Felipe Stakes (Grade II)	3 YO	1/1/16 M	\$150,000	\$125,000
Sat Mar 12	Santa Margarita Handicap (Grade I)	F/M, 4 & UP	1 1/8 M	\$250,000	\$250,000
Sat Mar 19	Irish O'Brien Stakes	F/M, 4 & UP (CA Breds)	abt 6 1/2 F (T)	\$100,000	\$85,000
Sat Mar 19	Santa Ana Handicap (Grade II)	F/M, 4 & UP	1 1/8 M (T)	\$150,000	\$125,000
Sun Mar 20	San Luis Rey Handicap (Grade II)	4 & UP	1 1/2 M (T)	\$150,000	\$125,000
Sun Mar 20	Santa Paula Stakes (Grade III)	F, 3 YO	6 1/2 F	\$100,000	\$85,000
Sat Mar 26	Tokyo City Cup (Grade III)	4 & UP	1 1/2 M	\$100,000	\$85,000
Sat Apr 2	Las Flores Handicap (Grade III)	F/M, 4 & UP	6 1/2 F	\$100,000	\$85,000
Sun Apr 3	Potrero Grande Handicap (Grade II)	4 & UP	6 1/2 F	\$150,000	\$125,000
Sat Apr 9	Arcadia Handicap (Grade II)	4 & UP	1 M (T)	\$150,000	\$125,000
Sat Apr 9	Santa Anita Derby (Grade I)	3 YO	1 1/8 M	\$1,000,000	\$650,000
Sat Apr 9	Providencia Stakes (Grade II)	F, 3 YO	1 1/8 M (T)	\$150,000	\$125,000
Sat Apr 9	Las Cienegas Handicap (Grade III)	F/M, 4 & UP	abt 6 1/2 F (T)	\$100,000	\$85,000
Sun Apr 10	La Puente Stakes	3 YO	1 1/8 M (T)	\$100,000	\$85,000
Sat Apr 16	Santa Barbara Handicap (Grade II)	F/M, 4 & UP	1 1/4 M (T)	\$150,000	\$125,000
Sat Apr 16	San Simeon Handicap (Grade III)	4 & UP	abt 6 1/2 F (T)	\$100,000	\$85,000
Sun Apr 17	San Juan Capistrano Handicap (Grade II)	4 & UP	abt 1 3/4 M (T)	\$150,000	\$150,000
	San Rafael Stakes (Grade III)	3 YO	1 M	\$100,000	\$85,000

*** ALL RACES ARE GUARANTEED unless indicated

\$9,850,000 \$8,050,000

C. Corporation

- 1. Registered name of the corporation: Los Angeles Turf Club, Incorporated
- 2. State where incorporated: California
- 3. Registry or file number for the corporation: 481360
- 4. Names of all officers and directors, titles, and the number of shares of the corporation held by each: The officers and directors of the corporation hold zero shares in Los Angeles Turf Club, Incorporated.

Officers and (Directors)

- President - George Haines II
- VP Regulatory Affairs & Asst. Secretary - Frank DeMarco, Jr.
- VP Finance - Scott Fischer (Director)
- Controllor - Gina Lavo
- Secretary - Jane Lynn (Director)

- 5. Names (true names) of all persons, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the corporation and the number of shares held by each: MI Developments Investments Inc. - 25 Shares
- 6. Number of outstanding shares in the corporation: 25 Shares
- 7. Are the shares listed for public trading? Yes No
If yes, on what exchange and how is the stock listed:
- 8. Name of the custodian of the list of shareholders and/or the transfer agent for the share holdings of the corporation: N/A
- 9. If more than 50% of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity: N/A
- 10. Attach the most recent audited annual financial statement for the licensee, including balance sheet and profit and loss statement, and a copy of a report made during the preceding 12 months to shareholders in the corporation and/or the Securities and Exchange Commission and/or the California Corporations Commission. The licensee may submit the audited consolidated annual financial statements of its parent owner if the parent owner is a publicly traded company and guarantees the obligations of the licensee.
2009 MI Developments Inc. financial statement on file with the Board.

- D. LLC N/A
- E. OTHER N/A

F. Management and Staff

- 1. Name and title of the managing officer and/or general manager of the association and the name and title of all department managers and staff, other than those listed in 10B, who will be listed in the official program:
George Haines, President & General Manager
Frank DeMarco, Jr., Vice-President Regulatory Affairs & Assistant Secretary
Gina Lavo, VP-Finance, Controllor
Allen Gutterman, VP-Marketing & Sales
Aaron Vercruyse, VP-Racing/Wagering

- Amy Zimmerman, VP-Business Coordination/Director of Broadcasting
- Candace Coder-Chew, Director of Print & Graphics
- Randy Fowler, Director of Food & Beverage
- Randy Hartzell, Director of Mutuels
- Dick Honaker, Director of Operations & Security
- Chris Quinn, Director of Group Sales
- Pete Siberell, Director of Community Service & Special Events
- Jason Spetnegal, Director of Facilities
- Ken Walker, Director of Labor Relations
- Mike Willman, Director of Publicity & Public Relations
- Nina Zukin, Director of Information Services
- Jay Cohen, Hornblower
- Trevor Denman, Public Address Commentator/Announcer

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

Frank DeMarco, Jr., VP Regulatory Affairs & Asst. Secretary

5. PURSE PROGRAM

A. Purse distribution:

- 1. All races other than stakes:

Current meet estimate:	\$22,900,000	(76 days)
Prior meet actual:	\$19,400,000	(78 days)
Average Daily Purse (5A1 ÷ number of days):		
Current meet estimate:	\$ 301,315	
Prior meet actual:	\$ 248,717	

- 2. Overnight stakes:

Current meet estimate:	\$ 70,000
Prior meet actual:	\$ 840,000
Average Daily Purse (5A2 ÷ number of days):	
Current meet estimate:	\$ 921
Prior meet actual:	\$ 10,769

- 3. Non-overnight stakes:

Current meet estimate:	\$ 8,050,000
Prior meet actual:	\$ 8,591,500
Average Daily Purse (5A3 ÷ number of days):	
Current meet estimate:	\$ 105,921
Prior meet actual:	\$ 110,147

B. Stakes races:

- 1. Purse distribution for all stakes races:

Current meet estimate:	\$ 8,120,000
Prior meet actual:	\$ 9,431,500
Average Daily Purse (5B1 ÷ number of days):	
Current meet estimate:	\$ 106,842
Prior meet actual:	\$ 120,916

- 2. Percentage of the purse distribution for all stakes races that will be distributed for California-bred stakes races:
 - Current meet estimate: 13%
 - Prior meet actual: 13%
 - Average Daily Purse (5B2 ÷ number of days):
 - Current meet estimate: .15%
 - Prior meet actual: .15%

- C. Funds to be generated for all California-bred incentive awards:
 - Current meet estimate: \$ 2,050,000
 - Prior meet actual: \$ 1,850,000

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

Recognized Horsemen's Organization

	Prior meet estimate:	Current:
NTRA	\$ 90,000	\$ 90,000
TOC	\$ 300,000	\$ 328,000
CTT Pension	\$ 299,000	\$ 328,000
CTT Administration	\$ 151,000	\$ 164,000
Total	\$ 840,000	\$ 910,000

- E. Amount from all sources to be distributed in the form of purses or other benefits to horsemen (5A+5C+5D):
 - Current meet estimate: \$33,980,000
 - Prior meet actual: \$31,521,500

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

- Current meet estimate: \$ 447,105
- Prior meet actual: \$ 404,121

- F. Purse funds to be generated from on-track handle and intrastate off-track handle:
 - Current meet estimate: \$22,900,000
 - Prior meet actual: \$20,100,000

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

- Current meet estimate: \$ 301,315
- Prior meet actual: \$ 257,692

- G. Purse funds to be generated from interstate handle:
 - Current meet estimate: \$ 8,500,000
 - Prior meet actual: \$ 7,600,000

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

- Current meet estimate: \$ 111,842
- Prior meet actual: \$ 97,435

- H. Bank and account number for the Paymaster of Purses' purse account:
Wells Fargo Regional Commercial Bank, West Covina Office, paid through Paymaster of Purses Account #on file

- I. Name, address and telephone number of the pari-mutuel audit firm engaged for the meeting: **14-11 Bowen, McBeth Co., 10722 Arrow Route, Suite 110, Rancho Cucamonga, CA 91730 Telephone: (909) 944-6465**

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

account at the conclusion of the meeting after distribution of amounts due to horsemen and breeders and horsemen's organizations, the association may carry forward the surplus amount to its next succeeding meeting; provided, however, that the amount so retained does not exceed an amount equivalent to the average daily distribution of purses and breeders' awards during the meeting. All amounts in excess shall be distributed retroactively and proportionally in the form of purses and breeders' awards to the horse owners and breeders having earned purses or awards during the conduct of the meeting.

6. STABLE ACCOMMODATIONS

- A. Number of usable stalls available for racehorses at the track where the meeting is held: **1,950**
- B. Minimum number of stalls believed necessary for the meeting: **1,853**
- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers: **1,500**
- D. Name and location of each off-site auxiliary stabling area and the number of stalls to be maintained at each site: **Hollywood Park 1,500**
- E. Attach each contract or agreement between the association and the person(s) furnishing off-site stabling accommodations for eligible racehorses that cannot be provided stabling on-site.

SCOTWINC agreement on file with the Board. Expires: 12-31-10;

2011 Agreement TBD

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

- F. Total number of usable stalls made available on-site for the 1986 meeting: **1,950**
- G. Estimated cost to provide off-site stalls for this meeting. Show cost per day per stall:
\$ 912,000 (\$ 8.00/day/stall; excludes vaning costs)
- H. Estimated cost to provide vaning from off-site stalls for this meeting. Show fees to be paid for vaning per-horse: **\$324,000 - \$180 RT for Hollywood**

7. PARI-MUTUEL WAGERING PROGRAM

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

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

TYPE OF WAGERS
Example Race: \$1 E; \$1 Double

APPLICABLE RULES
CHRB #1959; RCI #VE

Race #	\$1E	\$2DD	\$1PK3	\$1PPN	\$1PNP4	Superfecta	CHRB #1959, 1957, 1977, 1976.8, 1976.9, 1979.1
Race #1	\$1E	\$2DD	\$1PK3	\$1PPN	\$1PNP4	Superfecta	CHRB #1959, 1957, 1977, 1979.1
Race #2	\$1E	\$2DD	\$1PK3			Superfecta	CHRB #1959, 1957, 1977, 1979.1
Race #3	\$1E	\$2DD	\$1PK3	\$2PNP6		Superfecta	CHRB #1959, 1957, 1977, 1976.9, 1979.1
Race #4	\$1E	\$2DD	\$1PK3	\$2PNP6		Superfecta	CHRB #1959, 1957, 1977, 1976.9, 1979.1
Race #5	\$1E	\$2DD	\$1PK3	\$2PNP6	\$1PNP4	Superfecta	CHRB #1959, 1957, 1977, 1976.9, 1979.1
Race #6	\$1E	\$2DD	\$1PK3		\$1PNP4	Superfecta	CHRB #1959, 1957, 1977, 1976.9, 1979.1
Race #7	\$1E	\$2DD	\$1PK3		\$1PNP4	Superfecta	CHRB #1959, 1957, 1977, 1976.9, 1979.1
Race #8	\$1E	\$2DD	\$1PK3	SuperH5	\$1PNP4	Superfecta	CHRB #1959, 1957, 1977, ARCI 004-105; 1979.1.
*Race #9	\$1E	\$2DD		SuperH5		Superfecta	CHRB #1959, 1957; ARCI 004-105; 1979.1.
*Race #10	\$1E	\$2DD		SuperH5		Superfecta	CHRB #1959, 1957; ARCI 004-105; 1979.1.
*Race #11	\$1E	\$2DD		SuperH5		Superfecta	CHRB #1959, 1957; ARCI 004-105; 1979.1.

(*) When Applicable

- o Rolling \$2 Daily Doubles beginning with Race #1. (CHRB #1957)
- o \$1 Trifecta on all eligible races. (CHRB #1979)
- o \$0.10 Superfecta wagering on all qualifying races. (CHRB #1979.1) Except on races with Pentafecta.
- o Incoming simulcasts will follow host track format.
- o \$1 Place PK8 on 8-race program; Place PK9 on 9-race program, Place PK10 on 10-race program. Alternate runner provision. [All \$1 Wagers] No carryover. Pay all tickets with most winners. (CHRB #1976.8)
- o \$2 PNP6 Last six live races 70% Carryover, 30% Minor. Alternate runner provision. (CHRB #1976.9)
- o \$1 PNP4 first four live races and last four live races. Alternate runner provision. (CHRB #1976.9)
- o \$1 Pentafecta selecting the first five finishers in a same race. 100% payout on all tickets selecting five winners. No consolation; 100% carryover if no ticket has five winners. Super High-5 will be carded as last race of the day. [Applicable rule: ARCI 004-105 – T PICK (N) POSITION (X) POOLS].
- o Superfecta offered in all qualifying races. (CHRB #1979.1.)

B. Maximum carryover pool to be allowed to accumulate before its distribution OR the date(s) designated for distribution of the carryover pool: Unlimited

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

D. Will "advance" or "early bird" wagering be offered? Yes No
If yes, when will such wagering begin: 8:30 a.m. – 10:00 a.m.

E. Type(s) of pari-mutuel or totalizator equipment to be used by the association and the simulcast organization, name of the person(s) supplying equipment, and expiration date of the service contract:
Scientific Games Racing, Brooks Pierce, President Expires: September, 2012

8. ADVANCE DEPOSIT WAGERING (ADW)

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

- o TVG
- o Twin Spires
- o XpressBet
- o YouBet

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

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

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

Alameda County Fair Antelope Valley Fair Barona Casino Bay Meadows Cal. Expo Desert Expo Earl Warren Showground's – 19 th DAA ExpoCentre Fairplex Fantasy Springs Casino Fresno District Fair – 21 st DAA Fresno Club One Wagering Facility Golden Gate Hollywood Park Kern County Fair – 15 th DAA Lake Perris Sports Pavilion Los Alamitos	Monterey County Fair – 7 th DAA National Orange Show Redwood Acres Fair – 9 th DAA San Bernardino County Fair – 28 th DAA San Joaquin Fair – 2 nd DAA Santa Clara County Fair Shasta District Fair – 27 th DAA Solano County Fair Sonoma County Fair Stanislaus County Fair, Turlock Satellite Sycuan Casino Ventura County Fair – 31 st DAA Viejas Casino & Turf Club Surfside Race Place at Del Mar 24 th District Agricultural Association
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- D. Out-of-state wagering systems the association proposes to offer its live audiovisual signal:
See (E) Common Pool Sites and Separate Pool/Flat Fee Sites.

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

EXPORT SIMULCAST SITE REQUEST – Subject to Change/Additions

All ADW companies should be on the list of sites possibly taking wagers on SA races. All are pending approval.	Choctaw Racing Services, LLC, Oklahoma Churchill Downs Kentucky Churchill Downs Sports Spectrum, Kentucky Coeur d' Alene Casino Idaho Colonial Downs Virginia Columbus Races Nebraska Connecticut OTB Connecticut Corpus Christi Greyhound Race Track, Texas Crystal Palace Casino Bahamas Dairyland Greyhound Park Wisconsin Delaware Park Delaware Dover Downs Delaware Downs at Albuquerque New Mexico Ellis Park Kentucky Emerald Downs Washington European Simulco Austria Evangeline Downs Louisiana Fair Meadows at Tulsa Oklahoma Fairgrounds Race Course Louisiana Fairmount Park Illinois Finger Lakes Race Track New York Fonner Park Nebraska Freehold Raceway New Jersey Geneva Lakes Kennel Club Wisconsin
Amwest Entertainment North Dakota Arapahoe Park Colorado Arima Race & Sports Book Trinidad Arlington International Racecourse, Illinois Atlantic City Casino Assn. New Jersey Atlantic City Race Course New Jersey Atokad Downs Nebraska Balmoral Park/Maywood Illinois Bettor Racing OTB (Royal River), South Dakota Beulah Park Ohio Birmingham Race Course Alabama Blue Ribbon Downs Oklahoma Bluffs Run Greyhound Park & Casino, Iowa Boyd Gaming, dba Delta Downs Louisiana Buffalo Trotting Association New York Calder Race Course Florida Canterbury Park Minnesota Capital District OTB New York Capital Sports Pty Ltd. Australia Catskill OTB New York Charles Town Races West Virginia	

Gillespie County Fair Race Meet Texas
 Great Lakes Downs Michigan
 Hawthorne National LLC Illinois
 Hazel Park Michigan
 Hinsdale Greyhound Park New Hampshire
 Hoosier Park Indiana
 Horsemen's Park Nebraska
 Indiana Downs Indiana
 International All Sports Limited Florida
 Jackson Harness Raceway Michigan
 Keeneland Association Kentucky
 Las Vegas Dissemination Co. Nevada
 Lebanon Raceway Ohio
 Les Bois Park Idaho
 Lewiston Raceways, Inc. Maine
 Lien Games, Inc. North Dakota
 Lincoln Park Rhode Island
 Lone Star Race Park Ltd. Texas
 Louisiana Downs Louisiana
 LVDC / Elite Turf Club Nevada
 LVDC / Tribal Locations Nevada
 Manor Downs Texas
 Maryland Jockey Club Maryland
 Midway Slots & Simulcast Delaware
 Monmouth Park New Jersey
 Montana Simulcast Partners Montana
 Monticello Raceway New York
 Mount Pleasant Meadows Michigan
 Mountaineer Park West Virginia
 Nassau/Suffolk OTB New York
 Nevada Pari-Mutuel Association Nevada
 New Jersey Sports & Exposition Authority, NJ
 New York City Off-Track Betting New York
 New York Racing Association New York
 Newport Jai-Alai Rhode Island
 Northfield Park Ohio
 Northville Racing Corp. Michigan
 Oaklawn Park Arkansas
 Ocean Downs Maryland
 Penn National Race Course Pennsylvania
 Philadelphia Park Pennsylvania
 Plainridge Race Course Massachusetts
 Portland Meadows Oregon

Canada Pools:

Assiniboia Down., CAN
 Charlottetown, CAN
 Clinton Raceway, CAN
 Connaught Park-Aylmer, CAN
 Dresden, CAN
 Elmira Raceway, CAN
 Evergreen Park Grande Prairie, Can
 EX Park IVR, CAN
 Flamboro Downs, CAN
 Fort Erie Racetrack, CAN
 Fraser Downs, CAN
 Fredericton Raceway, CAN
 Georgian Downs, CAN
 Grand River, CAN
 Hanover Raceway, CAN

Prairie Meadows Iowa
 Raceway Park Ohio
 Racing & Gaming Services, Inc., British WI
 Remington Park Oklahoma
 Retama Park Texas
 River Downs Ohio
 Rockingham Park New Hampshire
 Rosecroft Raceway Maryland
 Ruidoso Downs New Mexico
 Saginaw Harness Raceway Michigan
 Sam Houston Race Park, LTD Texas
 Saratoga Raceway New York
 Scarborough Downs Maine
 Scioto Downs Ohio
 Southland Greyhound Park Arkansas
 Sports Creek Raceway Michigan
 State Fair Park Nebraska
 Stevenson & Associates, Inc. (Common), Florida
 Suffolk Downs Massachusetts
 Suffolk OTB New York
 Sunland Park New Mexico
 Sunray Park New Mexico
 The Green Track Alabama
 The Greyhound Park at Post Falls, Idaho
 The Meadows Pennsylvania
 The Texas Hub at Gulf Greyhound, Texas
 Thistledown Racing Ohio
 Tri-State Racetrack & Gaming Center, WV
 Turf Paradise Arizona
 Turfway Park Kentucky
 Twin Spires ADW
 Western Regional OTB New York
 Wheeling Downs West Virginia
 Wichita Greyhound Park Kansas
 Wonderland Greyhound Park Massachusetts
 Woodlands Kansas
 Wyoming OTB Wyoming
 XpressBet, Inc. California
 Yonkers Raceway New York
 Youbet / I.R.G. California
 Zia Park New Mexico

Hastings Park, CAN
 Hiawatha, CAN
 Hippodrome De Aylmer, CAN
 Hippodrome de Montreal, CAN
 Hippodrome de Quebec, CAN
 Hippodrome De Trois-Rivieres, CAN
 Inverness Raceway, CAN
 Kawartha Downs, CAN
 Marquis Downs, CAN
 Mohawk Racetrack, CAN
 Northlands Park, CAN
 Picov Downs, CAN
 Quinte Raceway, CAN
 Rideau Carleton Raceway, CAN
 Rocky Mountain Turf Club, CAN
 St. John's, CAN
 Stampede Park, CAN

Sudbury Downs, CAN
 Summerside-PEI, CAN
 TBC Teletheatres, CAN
 Truro Raceway, CAN

Western Fair Raceway, CAN
 Windsor Raceway, CAN
 Woodbine, CAN
 Woodstock-Ontario, CAN

Separate Pools

Stevenson & Associates, Inc.
 Caliente: Mexico, Central & South America,
 Presidente Remon, Panama

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

THOROUGHBRED SIMULCAST RACES TO BE IMPORTED

Name of Host Track	Race Dates	Full Card or Selected Feature and/or Stakes Races
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*Subject to Change-No signals will be full card for the most part with the exception of Canadian Imports which do not count against the 23-race/day-import average.

Track	Dates	Races
Aqueduct - AQU:	DEC-APRIL	Selected Feature and/or Stakes Races
Calder Race Course - CRC:	DEC-JAN	Selected Feature and/or Stakes Races
Fairground @ La. Downs:	DEC-APRIL	Selected Feature and/or Stakes Races
Fort Erie - Canada:	APRIL	Full Card
Gulfstream Park - GP:	JAN-APRIL	Selected Feature and/or Stakes Races
Hastings - HST:	APRIL	Full Card
Hawthorne - HAW:	FEB-APRIL	Selected Feature and/or Stakes Races
Keeneland - KEE:	APRIL	Selected Feature and/or Stakes Races
Laurel Park - LRL:	JAN-APRIL	Selected Feature and/or Stakes Races
Lone Star Park - LS:	APRIL	Selected Feature and/or Stakes Races
Louisiana Downs - LAD:	APRIL	Selected Feature and/or Stakes Races
Northlands Park - NP:	MARCH-APRIL	Full Card
Oaklawn Park - OP:	JAN-APRIL	Selected Feature and/or Stakes Races
Philadelphia Park - PHA:	JAN-APRIL	Selected Feature and/or Stakes Races
Pimlico - PIM:	APRIL	Selected Feature and/or Stakes Races
Portland Meadows -	DEC-APRIL	Selected Feature and/or Stakes Races
Remington Park - RP:	APRIL	Selected Feature and/or Stakes Races
River Downs - RD:	APRIL	Selected Feature and/or Stakes Races
Stampede Park - STP:	APRIL	Full Card
Tampa Bay Downs - TAM:	DEC-APRIL	Selected Feature and/or Stakes Races
Thistledown - TDN:	MARCH-APRIL	Selected Feature and/or Stakes Races
Turf Paradise - TUP:	DEC-APRIL	Selected Feature and/or Stakes Races
Turfway Park - TP:	JAN-APRIL	Selected Feature and/or Stakes Races
Woodbine - WO:	APRIL	Full Card

THOROUGHBRED SIMULCAST RACES TO BE IMPORTED

Name of Host Track	Race Dates	Full Card or Selected Feature and/or Stakes Races
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- G. For QUARTER HORSE racing associations, list the host track from which the association proposes to import out-of-state and/or out-of-country quarter horse races. Include the dates imported races will be held, and whether or not a full card will be accepted. If the full card will not be imported, state "selected feature and/or stakes races": N/A

QUARTER HORSE SIMULCAST RACES TO BE IMPORTED

Name of Host Track	Race Dates	Full Card or Selected Feature and/or Stakes Races
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- H. For STANDARD BRED racing associations, list the host tracks from which the association proposes to import out-of-state and/or out-of-country harness races. Include the dates imported races will be held, and whether or not a full card will be accepted. If the full card will not be imported, state "selected

HARNESS SIMULCAST RACES TO BE IMPORTED

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

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

OTHER BREED SIMULCAST RACES TO BE IMPORTED

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

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

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

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

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

10. CHARITY RACING DAYS

- A. Name and address of the distributing agent (charity foundation) for the net proceeds from charity racing days held by the association:

**Board of Directors
Los Angeles Turf Club, Incorporated
285 W. Huntington Drive
Arcadia, CA 91007**

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

**Los Angeles Turf Club, Incorporated
Frank De Marco, Assistant Secretary
285 W. Huntington Drive
Arcadia, CA 91007**

- C. Dates the association will conduct races as charity racing days OR:

- D. Will the association pay the distributing agent an amount equal to the maximum required under B&P Code Section 19550(b)? Yes

NOTICE TO APPLICANT: Net proceeds from charity racing days shall be paid to the designated and approved distributing agent within 180 days following the conclusion of the association's race meeting in accordance with the provisions of B&P Code Section 19555. Thereafter, the distributing agent shall distribute not less than 90% of the aggregate proceeds from such charity racing days within 12 calendar months after the last day of the meeting during which the charity racing days were conducted and shall distribute the remaining funds as soon thereafter as is practicable. At least 20% of the distribution shall be made to charities associated with the horse racing industry in accordance with the provisions of B&P Code Section 19556(b).

11. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT

A. Racing officials nominated:

Association Veterinarian(s)	Dr. Dana Stead
Clerk of Scales	Kevin Colosi
Clerk of the Course	Melanie Stubblefield
Film Specialist	Ruben Hernandez
Horse Identifier	Jennifer Paige
Horseshoe Inspector	Victor Tovar
Paddock Judge	Ken Goldberg
Patrol Judges	Ruben Hernandez, Dawn Jackson, Ken Goldberg
Placing Judges	Bob Moreno, Lisa Jones
Starter	Jay Slender
Timer	Dane Nelson

B. Management officials in the racing department:

Director of Racing	Michael J. Harlow
Racing Secretary	Rick Hammerle
Assistant Racing Secretary	Richard Wheeler
Paymaster of Purses	Cece Connor
Others (identify by name and title)	
Assistant Clerk of Scales	Charles McCaul

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

Ms. Barbara Weinstein
 9582 Hamilton Avenue, Suite 265
 Huntington Beach CA 92646, 714/964-7102

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

Plusmic Corporation USA/Bill O'Brien Expires December 31, 2012.

E. Photo patrol video equipment to be used to record all races, name of the person supplying the service, and expiration date of the service contract. Specify the number and location of cameras for dirt and turf tracks. In-house Video System:

MAJOR VIDEO EQUIPMENT LISTING

Cameras

- o All cameras, except ENG cameras, are BTS LDK 91 or BTS LDK 100 broadcast color cameras.
- o All cameras are equipped with Fujinon lens and Vinten camera Support Equipment.
- o All cameras (except the 2 wireless) are on triax camera control systems.
- o ENG cameras are Sony DVW-700 digital betacams.
- o Enclosed saddling stall cameras are high-8 lock-down cameras.

Camera Positions

- | | |
|---|--|
| 1) 3/8 tower on grass 55:1 lens | 11) wireless lower finish line and interviews 14:1 lens |
| 2) 3/8 tower on dirt 55:1 lens | 12) walking ring 14:1 lens |
| 3) hillside/square box on hill grass (remote) 18:1 lens | 13) east saddling barn (remote) 7:1 lens |
| 4) 1/4 tower on both grass and dirt 24:1 lens | 14) west saddling barn (remote) 7:1 lens |
| 5) tight pan camera on both grass and dirt 70:1 lens | 15) studio 18:1 lens |
| 6) loose pan camera on both grass and dirt 36:1 lens | 16) infield speaker pole (remote) 18:1 lens |
| 7) 7/8 tower on grass 55:1 lens | 17) ENG camera 20:1 lens |
| 8) 7/8 tower on dirt 55:1 lens | 18) East saddling barn enclosed saddling stall (lock-down) |
| 9) Winner's circle 24:1 lens | 19) West saddling barn enclosed saddling stall (lock- |
| 10) wireless starting gate and saddling barn 18:1 lens | |

Public

- 250 - 13" Gateway Flat Screen Monitors
- 30 - 42" LG Plasma Monitors
- Over 600 - 9" Sony receivers
- Over 500 - 27" Sony receivers
- Over 350 - 32" Sony receivers
- Over 75 - 13" Sony receivers
- Over 150 - 10" Sony receivers
- 150 - 20" Sony receivers
- 8 - Barco Video Projectors
- 40'x53' Display Ad Large screen LED video board
- Barco LED Screens
- 32' x 18' Barco mobile LED video board

Control Room Equipment

- | | |
|--|--|
| <ul style="list-style-type: none"> ◦ 1 - Tektronix 4-channel digital profile file server ◦ 1 - Digital Betacam VTP ◦ 2 - Composite Digital Video Tape recorders ◦ 6 - Betacam record/play VCRs with slo-mo ◦ 2 - Betacam record/play VCRs ◦ 1 - 3/4" Umatic record/play VCR ◦ 1 - 3/4" Umatic VCR ◦ 5 - Digital Beta cam VCR's ◦ 1 - GVG IPS-110 Editor ◦ 2 - Hi 8 record/play VCR ◦ 6 - VHS record/play VCR ◦ 1 - BTS 128x128 video router with 64x64 stereo audio follow ◦ 1 - GVG 3000 composite digital switcher w/dual MEs, PVW/PGM ◦ 1 - Dual channel GVG DPM 700 digital effects system | <ul style="list-style-type: none"> ◦ GVG video DAs ◦ 1 - GVG GF-40 character generator/paint system ◦ 1 - GVG DSS-4 stillstore ◦ 1 - Quanta character generator ◦ Sony video monitors ◦ 5 - Tektronix WFM and V-scopes ◦ 1 - GVG 100 video switchers ◦ 2 - Soundcraft Delta audio mixers ◦ 1 - GVG 251 Editor ◦ 30 - Jerold TV Modulators ◦ 2 - Chyron MAX! Graphics Generators ◦ 2 - Chyron Maxine! Graphics Generators ◦ Abekes Dveous digital effects machine ◦ Sony DVD Recorder/Players |
|--|--|

Number and location of cameras for dirt and turf tracks:

- | | |
|--|--|
| <ul style="list-style-type: none"> ◦ 1 Tight Pan ◦ 1 Loose Pan ◦ 1 7/8th camera <i>dirt</i> ◦ 1 7/8th camera <i>turf</i> ◦ 1 RF Starting Gate camera ◦ 1 3/8th camera <i>dirt</i> | <ul style="list-style-type: none"> ◦ 1 3/8th camera <i>turf</i> ◦ 1 3/16th camera <i>dirt</i> ◦ 1 3/16th camera <i>turf</i> ◦ 1 1/4 pole camera ◦ 1 hillside camera <i>turf</i> ◦ 1 5/16th camera <i>dirt/turf</i> |
|--|--|

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

Electronic timing systems on both dirt and turf courses, maintained and operated by Santa Anita personnel. Systems backed by hand timing.

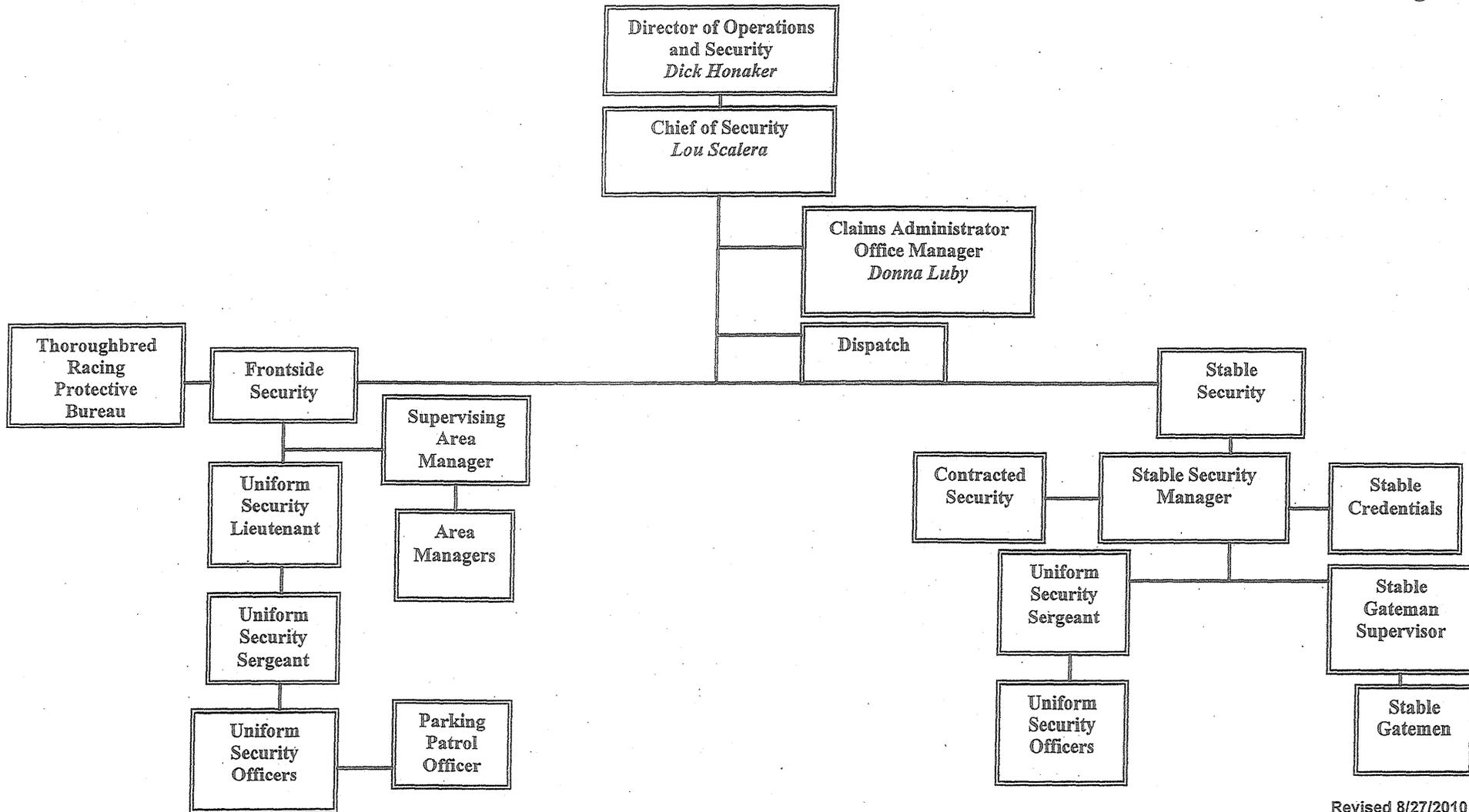
12. SECURITY CONTROLS

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

Richard Honaker, Director of Operations & Security
Lou Scalera, Chief of Security

Front Side Security Office (626) 574-6406
 Stable Security Office (626) 574-6469
 Organizational Chart: (Attached)

- B. Estimated number of security guards, gatemen, patrolmen or others to be engaged in security tasks on a regular full-time basis:
- 1 Chief of Security
 - 1 Stable Security Manager
 - 4 Investigators
 - 1 Dispatcher/Child Care
 - 36 Security Guards
 - 1 Risk Management
 - 1 Fire Marshall
 - 13 Gatemen
 - 1 Stable Credentials Secretary
1. Attach a written plan for enhanced security for graded stakes races, and races of \$100,000 or more, to include the number of security guards in the restricted areas during a 24-hour period and a plan for detention barns.
 Security for stakes races will be deployed in accordance with the Race Meet Agreement with the TOC in conjunction with the direction of the CHRB.
 2. Detention Barns:
 - a. Attach a plan for use of graded stakes or overnight races.
 As defined by our Race Meet Agreement with TOC, CTT and CHRB directives.
 - b. Number of security guards in the detention barn area during a 24-hour period.
 As needed at the direction of the CHRB.
 - c. Describe number and location of surveillance cameras in detention barn area.
 LATC operates a detention barn located at Barn 121, stalls 9, 10, 11, 12, 12A, 14, 20 and 21 with each having a camera installed offering a wide angle view of the entire stall. In addition, on the outside of stalls 4, 7, 12A and 14, cameras have been installed offering wide-angle views of the shed row from both directions. The stable gates are included with the cameras as mentioned above and all of these cameras are controlled by the same measures.
 3. TCO2 Testing:
 - A. Number of races to be tested, and number of horses entered in each race to be tested.
 Will follow CHRB staff directives.
 - B. Plan for enhanced surveillance for trainers with high-test results.
 Contractual obligations with TOC, CTT and CHRB directives will be followed.
 - C. Plan for detention barns for repeat offenders.
 In compliance with our Race Meet Agreement with TOC and at the direction of the CHRB.
 - D. Number of security personnel assigned to the TCO2 program.
 As needed per the advice of CHRB staff.
- C. Describe the electronic security system:
 Electronic security system consists of video cameras with the ability to pan, tilt and zoom remotely. Camera monitors and control points are managed from secure locations. Video recordings are maintained on hard drives. Also see 2C above.



Revised 8/27/2010

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

13. EMERGENCY SERVICES

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

Huntington Ambulance Service, PO Box 145, Sunset Beach, CA 90742, (714) 325-0363

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

Hollywood Park: Huntington Ambulance Service (same as above)

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

Description of Santa Anita First Aid Office (Live Racing)

SERVICES (Mission)

- Yearly Jockey Physicals;
- Preventive and curative medical services for jockeys;
- Urgent care facility for jockeys;
- Urgent care for patrons and Santa Anita employees.

STAFFING

- Contracted Track Physician;
- Contracted two EMTs;
- Licensed Emergency Ambulance

EQUIPMENT

- Basic First Aid Supplies (i.e. bandages and wound care);
- Oxygen equipment;
- Backboard, cervical collars, and splints;
- Blood pressure monitoring.

AVAILABILITY

- When gates open until after last race

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

Dr. Salvador Sotomayor
15771 Del Prado Drive
Hacienda Heights, CA 91740

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

Arcadia Methodist Hospital
300 W. Huntington Drive,
Arcadia, CA 91007

Phone: (626) 445-4441

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



EMERGENCY MEDICAL PROCEDURES FOR ON-TRACK INJURY TO JOCKEYS

“FIRST RESPONSE”

- In the event of an accident, LATC Trackside Human Ambulance “Unit 41T “ which is manned by LATC-contracted EMTs and is following the horses and jockeys in the race will respond immediately to the site of the accident. The attending EMT’s shall arrive equipped with basic cardiac life support (BCLS), AED, and full C-spine equipment
- An “on-site evaluation” of injuries to the jockey(s) shall be made by Unit 41T.



“ON-SITE EVALUATION”

- Based on the EMT’s “on-site evaluation” of injuries , a decision shall be made to either treat the injured jockey(s) on-site or to transport to Methodist Hospital Emergency Room.
 - If on-site treatment is deemed sufficient, Unit 41T shall transport the injured jockey(s) directly to the First Aid Office where the Track Physician will be primary care provider or,
 - If off-site treatment is deemed necessary Unit 41 will have the Security Department (channel 1) contact the emergency room and advised them of the situation. Unit 41 will then transport jockey(s) to Methodist Hospital Emergency Room.



“INJURY TREATMENT”

- If the injured jockey(s) is treated at the First Aid Office the Track Physician shall be the primary care provider unless or until the Track Physician surrenders custody of the patient based on his/her medical judgment;
 - If deemed necessary Unit 41T will transport the injured jockey(s) to Methodist Hospital.
 - If more than two jockeys need to be transported to the hospital, the City of Arcadia Fire Department will be requested for assistance in transportation.



(Spanish)

PROCEDIMIENTO MEDICO de EMERGENCIAS
PARA HERIDAS A JINETES EN LA PISTA

“PRIMEROS AUXILIOS”

- En el evento de un accidente, la ambulancia humana de LATC “Unidad 41T” es manejada por las EMT’s contractados por la LATC, seguiran a los caballos y jinetes en la carrera para responder inmediatamente al sitio del accident. El EMT arrivara con el equipo cardiaco basico (BCLS), AED, y equipo para la espina dorsal.
- Un evaluacion de las heridas al jinete seran hechas en sitio del accidente por la Unidad 41T.



“EVALUACION EN EL SITIO DEL ACCIDENTE”

- La decision de transporter al jinete a la sala de emergencias del Hispital Methodista o de ser tratado en la oficina de primeros auxilios del hipodromo sera basada en la evaluacion hecha por el EMT en el sitio del accidente sobre las heridas sufridas.
 - Si el tratamiento es suficiente en el sitio del accidente. La Unidad 41T transportara al jinete directamente a la oficina de primeros auxilios donde el doctor del hipodromo sera el proovedor medico primario.
 - Si se cree que es necesario la Unidad 41T se comunicara con el departamento de seguridad (Canal 1) para que ellos le informen a la sala de emergencias y avisen sobre la situacion. La Unidad 41T entonces transportara el jintete a la Sala de Emergencias del Hospital Methodista.



“TRATAMIENTO DE LAS HERIDAS”

- Si el jinete herido es tratado en la oficina de primeros auxilios, el doctor del hipodromo sera el proovedor medico primario al no ser que el doctor del hipodromo entregue custodia del paciente basado en su dictamen medico;
 - Si se cree necesario la Unidad 41T transportara al jinete al Hospital Methodista.
 - Si mas de dos jinetes necesitan transportacion al hospital, se le pedira a al Departamento de Bomberos de la Ciudad de Arcadia de sus asistencia en la transportacion.

- G. Name of health and safety manager and assistant manager responsible for compliance of health and safety provisions pursuant to B& P Code 19481.3(d):
George Haines, President
Mary Saenz, Safety Manager
- H. Attach a fire clearance from the fire authority having jurisdiction over the premises. Fire inspection of the stabling area is scheduled for October 4, 2007. Attached
- I. Name of the workers' compensation insurance carrier for the association and the number of the insurance policy (if self-insured, provide details):
Aon Reed Stenhouse Inc. Policy #WC1-B71-072827-039 Renewed January 1, 2011 to be provided.
- J. Attach a Certificate of Insurance for workers' compensation coverage. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of insurance that secures the liability of the association for payment of workers' compensation.

Certificate attached. Renewal will be forwarded in January, 2011

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

14. CONCESSIONAIRES AND SERVICE CONTRACTORS

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

HANDICAPPERS

Bob's Card Incorporated (CHRB-25A and CHRB-87 on file with CHRB.)
 Tiffany Bohland
 6288 Highland Meadows Drive
 Medina, OH 44256

Winners Card Corp. (CHRB-25A and CHRB-87 on file with CHRB.)
 % Don Harris
 924 Knob Hill Avenue
 Redondo Beach, CA 90277-4538

Baedeker's Incorporated (CHRB-25A and CHRB-87 on file with CHRB.)
 Mr. Robert Baedeker
 130 W. El Portal
 San Clemente, CA 92672



City of Arcadia

September 22, 2010

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

Fire Department

RE: Los Angeles Turf Club Fire Clearance (2010-2011 Main Meet)

To Whom It May Concern:

The Arcadia Fire Department, Bureau of Fire Prevention conducted a Fire and Life Safety Inspection of the facilities at Los Angeles Turf Club to be used for the 2010-2011 Main Meet.

It is requested that this letter be accepted as the report of that inspection. During this inspection no serious fire or life safety code violations were noted, and all permitted uses may continue.

In accordance with regulations as adopted by the California Horse Racing Board, this letter may be accepted as a fire clearance from this office for the 2010-2011 Main Meet at Los Angeles Turf Club, Arcadia, California.

Sincerely,

Mark Krikorian
Fire Marshal

cc: George Haines, General Manager, L.A.T.C.
Mary Saenz, Office Operations, L.A.T.C.
Jason Spetnagel, Director of Facilities & Grounds, L.A.T.C.
Ed Martinez, Asst. Facility Manager, L.A.T.C.
Jerry Gardner, Fire Safety Consultant, L.A.T.C.
Mike Miser, Fire Marshal, L.A.T.C.

Ref. No. 320006152370



Aon Reed Stenhouse Inc.
20 Bay Street
Toronto ON M5J 2N9
tel 416-868-5500 fax 416-868-5580

Re: Evidence of Insurance

California Horse Racing Board
Attention : Insurance Department
1010 Hurley Way
Sacramento, CA 95825
USA

Insurance as described herein has been arranged on behalf of the Insured named herein under the following policy(ies) and as more fully described by the terms, conditions, exclusions and provisions contained in the said policy(ies) and any endorsements attached thereto.

Insured

MI Developments Inc.

375 Magna Drive
Aurora, ON L4G 7L6

Coverage

Commercial General Liability	Insurer	Zurich American Insurance Company	
Policy #	GLO 9302183-07		
Effective	01-Apr-2009	Expiry	01-Jul-2010
Limits of Liability	Bodily Injury & Property Damage, Each Occurrence USD2,000,000 Policy may be subject to a general aggregate and other aggregates where applicable		
US Workers Comp/Employers Liability	Insurer	Liberty Mutual Insurance Company	
Policy #	WC1-B71-072827-030		
Effective	30-Apr-2010	Expiry	01-Jan-2011
Limits of Liability	Workers Compensation As per applicable Law		

THIS CERTIFICATE CONSTITUTES A STATEMENT OF THE FACTS AS OF THE DATE OF ISSUANCE AND ARE SO REPRESENTED AND WARRANTED ONLY TO THE INSURED. OTHER PERSONS RELYING ON THIS CERTIFICATE DO SO AT THEIR OWN RISK.

Aon Reed Stenhouse Inc.

Dated : 29-April-2010
Issued By : Basu, Arindam
Tel : 416 868 5742

THE POLICY CONTAINS A CLAUSE THAT MAY LIMIT THE AMOUNT PAYABLE
OR, IN THE CASE OF AUTOMOBILE INSURANCE,

THE POLICY CONTAINS A PARTIAL PAYMENT OF LOSS CLAUSE



Duke Racing Selections
c/o Harry Acquarelli
6632 West 87th Street
Los Angeles, CA 90045

(CHRB-25A and CHRB-87 on file with CHRB.)

Today's Racing Digest, Inc.
Jason Karches
2080 Las Palmas Drive
Carlsbad, CA 92009

(Exempt from CHRB-25A and CHRB-87)

Triangle Turf Winners
William Archer
1 Scott Street
Gardnerville, NY 89410

(CHRB-25A and CHRB-87 on file with CHRB.)

15. ON-TRACK ATTENDANCE/FAN DEVELOPMENT

A. Describe any promotional plans:

The State of Our State

Santa Anita agrees with the California Horse Racing Board that our first responsibility is to Promote The Sport of Horse Racing. For us, this is not just a slogan, but how we choose to do business. For all the betting permeations that now produce the majority of total handle, we still strongly believe that everything begins with the live show. Live racing is still our best hope to create a new generation of fans. That is why we have invested millions into remodeling Santa Anita over the last ten years. If the intention is to Do The Right Thing and Promote The Sport of Horse Racing, it is in the best interest of racing in metropolitan Los Angeles and the state of California to showcase thoroughbred racing at Santa Anita. Here's why:

Location, Facility and Staff

There is no more beautiful place to watch a horse race than Santa Anita Park. Not just in California. Not just in America. There really is no more beautiful place in the world. International and domestic visitors to the last two Breeders' Cups reveled in the spectacular setting, citing this as a perfect spot to watch the world's greatest horses. In person or on television, there is no place as naturally appealing as Santa Anita. As one horseman visiting from England for the 2009 Breeders' Cup marveled, "walking in here just puts a smile on your face and gets the whole day off on the right foot. There's no place like it."

The New York based multiple stakes winning trainer, Kieran McLaughlin, raved about his experiences at Santa Anita, both on and off the track, after visiting here for the Breeders' Cup.

And Bill Farrish, Chairman of Breeders' Cup, Ltd said, "Santa Anita is one of the world's great racing venues, an outstanding facility with a great tradition."

The 2009 Breeders' Cup during the Oak Tree meet was presented and managed by Santa Anita staff working with Breeders' Cup staff. The Breeders' Cup was nominated as one of the Top Five Sports Events of the Year by the Sports Business Journal. The 2009 Breeders' Cup also placed second amongst the Top Ten Sports Events of the year in Los Angeles as determined in voting by the prestigious Los Angeles Sports Council.

Making California Racing Better, introducing Preakness 5.5

Magna International Developments is utilizing its various properties to create a spectacular bonus program that is tied directly to the Triple Crown and will benefit Santa Anita, its fans, trainers, jockeys and owners. The connections of a horse who wins the Grade II Robert B. Lewis or the Grade II San Felipe Stakes, then goes on to win the Santa Anita Derby AND the MID owned Preakness Stakes will be the recipients of a \$5 million bonus to the owner and a \$50,000 bonus to the trainer. A \$100,000 jockey bonus will be awarded by Amtote, another MID company. The winner of the Grade III El

Camino Real Derby at Golden Gate Fields who then goes on to win the Grade I Santa Anita Derby and the Grade I Preakness Stakes is also eligible for the same Preakness 5.5 bonus program. (In Florida, the connections of a winner of either the Grade III Holy Bull Stakes or the Grade II Fountain of Youth who goes on to win the Grade I Florida Derby and the Preakness Stakes is eligible for the same bonus). Additionally, MID's Express Bet company will reward a \$500,000 owner's bonus and a \$50,000 trainer bonus to the connections of a horse who runs in one of the qualifying races, but doesn't win, but goes on to win the Santa Anita Derby or the Florida Derby and the Preakness Stakes.

...and Black Eyed Susan 2.2

A similar bonus will be in effect leading to the Black Eyed Susan at Pimlico. For California horsemen to qualify for this bonus, a 3-year-old filly must win the Las Virgenes on February 5 plus the Santa Anita Oaks on March 5, then the Gulfstream Park Oaks on April 2 and the Black Eyed Susan on May 20. The winning bonus is \$2 million to the owner and \$200,000 to the trainer. Consolation bonuses will also be awarded.

New State of the Art Dirt Racetrack

By installing a new track at Santa Anita beginning with December 26, 2010, it is our hope that the natural dirt surface will be attractive to both horsemen and bettors and will lead to larger fields and greater handle.

The Big Ticket Payday

Santa Anita is prepared to propose a spectacular new wager with life changing, lottery style carryovers and payoffs. The wager, called the Quad is a weekend wager that would begin with a guaranteed million dollar pool and grow from there as players participate. To win, a ticket must have the winning numbers of four straight superfectas.

Post Parade to Victory Over Cancer

This is what we have agreed to with City of Hope: For a \$25 contribution, we are inviting Los Angeles area racing fans and members of the industry to take a quarter of a mile walk down the historic Santa Anita stretch. Of course, people can donate more. In particular, we want to offer this opportunity to those fans that love our sport, but never dreamt that they could have the chance to step onto the track and walk the length of the stretch on a live racing day. For a \$25 donation, they can. They can walk with their friends. They can make signs. They can take pictures that they will cherish for a lifetime. It's a simple route. They would start at the top of the stretch and end at the finish line, turn right and be directed out through the hallowed Santa Anita winner's circle. The Walk would be scheduled toward the later races, most likely following the last main track race. Santa Anita staffing and City of Hope volunteers will organize the event.

City of Hope has agreed to help us turn the infield into a walk up Wellness Center that would provide health information, blood pressure checks, bone marrow screening and breast cancer awareness updates.

We will be encouraging individuals, teams, cancer survivors and their families to take the Walk. Through heavy promotion, direct mail, publicity campaigns and advertising, we believe that we can create a unique celebratory event that will be good for City of Hope and good for all of us in California racing. City of Hope will reach out to their large constituency of donors and subscribers to invite them to Walk, too. We are asking for the enthusiastic participation of the CTT and the TOC and the CHRB and the CTBA, as individuals and as organizations. We will invite our sponsors, our sister racetracks, our vendors and suppliers, and our trainers, jockeys, their wives, husbands and partners to take that Walk on behalf of finding cures for Women's Cancers.

The City of Hope's official color for their Women's Cancer Women's Cures program is purple and we would like to make that the official color of the Post Parade to Victory Walk.

Our goal is simple. We want California Horse Racing to make a significant contribution to the Women's Cancer Women's Cures program. And to generate a tremendous amount of good will, positive publicity and coverage for California racing...and to draw a large crowd to the track on this day.

Expanded Asian Outreach

The city of Arcadia, less than 10 minutes from Pasadena and twenty minutes from downtown Los Angeles, is surrounded by communities of multiple ethnicities, a melting pot that offers fresh marketing opportunities. For the 2011 racing season, Santa Anita has solicited proposals to increase its Asian marketing outreach and to make a further effort to reach out to our neighbors. (See Exhibit A)

Social Networking

Whether you're visiting our comprehensive website, whether you're Twittering or LinkedIn, on Facebook or My Space or E-mail is about as social as you care to get, Santa Anita wants to reach you. (See Exhibit B)

Mainstream Television Advertising

We're proud to produce award winning television commercials that are worthy of playing in prime time as well as fringe time in Los Angeles. In recent years, we have spent the majority of our advertising budget targeting television viewers. Included in this packet is a DVD that showcases our message and the quality of our spots. The first displays our human athletes as heroes, the second discusses how to pick a winner and the third takes into account that many of us were introduced to racing by an older mentor. This is high quality work. These three thirty second spots indicate the kind of advertising that Santa Anita will always aim to present when promoting racing in California. (See Exhibit C, the accompanying DVD)

Group Events

Enticing groups to Santa Anita has been one of the track's key successes over many decades. We manage to deliver over 2,000 groups and 80,000 unique visitors, many of whom have never previously visited a racetrack. A spectacular setting, a choice of food from gourmet dining to hot dogs and beer and the chance to throw two bucks on a horse every thirty minutes makes for a compelling day out for any group looking to have a good time. This has always been a marketing priority for Santa Anita. Members of each group receive bounce back passes to return on their own and are added to our Direct Mail customer base (See Exhibit D)

Live Entertainment

A new series of concerts on the Sirona's stage is designed to put younger people back into the development pipeline. These would start in March and run through the spring, always after the final race is over. Acts would be booked that have strong local followings. The track would again establish partnerships with popular radio stations that have previously delivered large audiences. The infield would be used for larger events working closely with the City of Arcadia.

Family events would include Snow Day, in which the infield would be covered with 200 tons of snow for children that have never seen snow; a massive infield Easter Egg Hunt; Family Fun Days with carnival games, a playground, the horse Seabiscuit, pony rides, Budweiser Clydesdales, petting zoo, etc. (see Exhibit E)

Santa Anita and Disney Corp were planning to partner at the Oak Tree meet to promote the new horseracing movie, Secretariat, based on the life and times of the 1973 Triple Crown winner. We've now moved into discussions with Disney to have a similar day tied to the DVD of the film to be released early next year.

Food Truck Festival

We are working to line up a number of L.A. area food trucks for a special infield event. The traveling food trucks solicit their customers through twitter, e-mails, instant messages and text messages to a network of foodies in metropolitan Los Angeles. For a lot of food truck fanatics, this might be their first visit to Santa Anita or any racetrack.

Zenyatta Farewell

Last year we held a special day and salute to Zenyatta under the assumption that she was retiring. It was a solid day, so we plan to ask the Mosses if she would parade one more time so that her fans can say goodbye in January.

Bark at the Park

This has been a popular event at some minor league baseball parks. Basically, we will choose a day and invite racing fans to bring their dogs to the infield and build contests and special events.

Film, Television and Photo Shoots

The spectacular setting of Santa Anita Park has been chosen as the backdrop for the highly anticipated new HBO series, LUCK, which is shooting now and will begin airing in 2011. In 2002, the track was transformed back to 1934 for filming of the Academy Award nominated Seabiscuit. Additionally, these high profile films, broadcast series and commercials have been shot at Santa Anita: Movies; Public Enemies, Finding Amanda, Bobby; (television) 90210, Brothers and Sisters, Cold Case, Jockeys, The Closer, Two and a Half Men, Pushing Daisies; (commercials) Aleve, Allstate, AT and T, Claritin, Disney, Geico, Mercedes Benz, Miller High Life, Sentient Flight Group, Timex and Vitamin Water. (See Exhibit F)

Sponsorship

Mainstream sponsors as partners tell the world that your facility and horseracing are legitimate players in sports and entertainment. Our current and/or recent partners include San Manuel Indian Bingo and Casino, Las Vegas Hilton, Budweiser, Grey Goose, Pepsi Cola, Emirates, Maker's Mark, Sierra Chevrolet, Heineken, Barrett's Equine, Los Alamitos, Welk Resorts, Dave and Buster's, Rusnak Auto and the Daily Racing Form. (See Exhibit G)

Good Neighbor Policy

Santa Anita and the Westfield Santa Anita shopping mall will co-promote (a to be determined) number of special Santa Anita Women's Days in the mall's center court meeting place.

New Fans Outreach AND Rewarding the Faithful

Making Big Days Bigger

Big stakes race days deserve respect and special attention and, at Santa Anita, we aim very high on our showcase dates. Our philosophy is to not only promote big race days, but to protect them with ancillary events that will build a crowd, increase wagering and send people home having had a good time at the track. Done right, marketing, advertising and promotion can make a good day great by attracting a combination of core, loyal horseplayers, casual fans who come only on big days and curious new customers who might not have come for the races without the ancillary event, but have the potential to be converted into fans. (See Exhibit H)

Taking Care of Existing Fans

Santa Anita created the equivalent of the first frequent flyer program for horse racing back in 1995 and it has been the gold standard ever since. The Thoroughbreds Club offers a tiered pricing structure that lowers the cost of admission based on a fan's total amount of visits. The more often you come, the less you pay. In addition to giveaway days aimed at the general public, special promotional giveaway days are held several times a season exclusively for Thoroughbreds.

We communicate on a personal level with each one through monthly newsletters chock full of special offers. As for our most frequent customers, we have created a rich program that provides a higher level of bonus gifts to those who have increased their visits and attained their goals. In addition, in coordination with the California Marketing Committee, we reward our best betting customers with financial incentives based on monthly play. Additionally, these are the players who most appreciate weekly handicapping contests with good prize money. (See Exhibit J)

Opportunity

Under the right circumstances and with a determined effort to put our best foot forward, we are looking ahead to a solid meet beginning the day after Christmas. MID at Santa Anita believes in innovative marketing, intelligent advertising and stepping up to help ourselves.

B. Number of hosts and hostesses employed for meeting:

- 1. Patron Service Representatives (through Group Sales) 1-4 per day, depending on total groups' bookings by day, that offers handicapping assistance for newcomers.
- 2. Patron Service Representatives (through Operations) 4-12 per day, depending on needs.
- 3. Hosts & Hostesses, 15 weekdays, 18-20 weekends

C. Describe facilities set aside for new fans:

- 1. Newcomers' Seminar offers a daily handicapping seminar one hour before first post (locations vary).
- 2. Baldwin Terrace which over looks the Top O' the Stretch from the Mezzanine level hosts the Jim

Quinn All-Day Seminar's.

3. Fans Forum located in the East Paddock Gardens hosts a handicapping seminar every Saturday and Sunday.

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

Fans: General maintenance and cleaning of the facility as needed.
 Horsemen: Renovation of race track.
 Facilities in the restricted areas: Continuing repair program to improve overall conditions.

16. SCHEDULE OF CHARGES

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

Admission (general)	\$ 5.00	
Admission (clubhouse)	\$ 8.50	
Admission (turf club)	\$ 20.00	
Reserved seating (clubhouse)	\$ 5.00	Reserved seating (general) Free (Sold on premium days only.)
	\$ 7.50	(Daily box seat, sold every day.)
Parking (general)	\$ 4.00	
Parking (preferred)	\$ 6.00	
Parking (valet)	\$ 10.00	
Programs (on-track)	\$ 2.25	
(off-track)	\$ 2.25	

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

Turf Club Season admission:	\$ 685	One Card
	\$1,075	Two Cards
Season Box Seat:	\$ 350	per seat

D. Describe any "package" plans such as combined parking, admission and program: N/A

17. JOCKEYS/DRIVERS' QUARTERS

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

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

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

Same amenities as above, but in separate quarters.
 They share food and beverage service area.

18. BACKSTRETCH EMPLOYEE HOUSING

- A. Inspection of backstretch housing will be completed prior to the beginning of the race meet.
- B. Number of rooms used for housing on the backstretch of the racetrack: 445
- C. Number of restrooms available on the backstretch of the racetrack:
29 Restrooms (116 toilets, 99 lavatories, 45 urinals, 64 showers)
- D. Estimated ratio of restroom facilities to the number of backstretch personnel: 47

19. TRACK SAFETY

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

5,200

 feet.
- B. Describe the type(s) of materials used for the inner and outer railings of the race course, the type of inner railing supports (i.e., metal gooseneck, wood 4" x 4" uprights, offset wood 4" x 4" supports, etc.), the coverings, if any, on the top of the inner railing, and the approximate height of the top of the inner railing from the level of the race course.

Inside rail of the main track has metal goosenecks with a 6 inch aluminum rail and covering. Main track outside rail is a 4 inch round rail on a metal gooseneck. Turf Course has metal gooseneck with a 4 inch round rail with safety netting. The outside turf rail is a 2 inch metal rail.

- C. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474:
George Haines, President & General Manager
- D. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474. On file
- E. If the association is requesting approval to implement alternate methodologies to the provisions of Article 3.5, Track Safety Standards, pursuant to CHRB Rule 1471, attach a Certificate of Insurance for liability insurance which will be in force for the duration of the meeting specified in Section 2. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of liability insurance. Additionally, the CHRB must be listed as additionally insured on the liability policy at a minimum amount of \$3 million per incident. The liability insurance certificate must be on file in the CHRB headquarters office prior to the conduct of any racing. N/A

20. DECLARATIONS

- A. All labor and lease agreements and concession and service contracts necessary to conduct the entire meeting have been finalized except as follows (if no exceptions, so state): No exceptions.
- B. Attach each horsemen's agreement pursuant to CHRB Rule 2044. Pending
- C. Attach a lease agreement permitting the association to occupy the racing facility during the entire term of the meeting. (In the absence of either a lease agreement or a horsemen's agreement, a request for an extension pursuant to CHRB Rule 1407 shall be made). N/A
- D. All service contractors and concessionaires have valid state, county or city licenses authorizing each to engage in the type of service to be provided and have valid labor agreements, when applicable, which remain in effect for the entire term of the meeting except as follows (if no exceptions, so state):
No exceptions.
- E. Absent natural disasters or causes beyond the control of the association, its service contractors, concessionaires or horsemen participating at the meeting, no reasons are believed to exist that may result in a stoppage to racing at the meeting or the withholding of any vital service to the association except as follows (if no exceptions, so state): No exceptions.

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

21. CERTIFICATION BY APPLICANT

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

George Haines

Print Name



Signature

President

Print Title

September 27, 2010

Date

STAFF ANALYSIS

November 9, 2010

Issue: APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE PACIFIC RACING ASSOCIATION AT GOLDEN GATE FIELDS (PROPOSED) DECEMBER 26, 2010 THROUGH JUNE 12, 2011.

Pacific Racing Association (PRA) filed its application to conduct a thoroughbred horse racing meeting at Golden Gate Fields (GGF):

- December 26, 2010 through June 12, 2011, or 104 days, 1 day less than 2010. The association proposes to race a total of 888 races, or 8.54 races per day. In 2010 PRA raced 8.52 races per day with an average of 6.71 runners per race during the 2010 winter/spring meet. The (actual) average daily purse for the 2010 winter/spring race meeting was \$144,858.08. The (estimated) average daily purse for this meet is \$165,652.14.

The Board at its July 22, 2010, meeting adopted a motion to extend the existing licenses of the Los Angeles Turf Club, the PRA, and XpressBet (XB) advance deposit wagering (ADW) until December 26, 2010, and the existing waiver of Business and Professions Code sections 19483 and 19484, prohibiting common ownership, until September 16, 2010, in order for their parent company MI Developments (MID), to prepare and submit to the Board, on or before September 1, 2010, a comprehensive plan setting forth its intended business practices and procedures for operation of the Santa Anita Race Track and GGF thoroughbred horse racing venues with the utilization of XB as an ADW platform, all under common ownership. (At its August 10, 2010, regular meeting, the Board extended the date of the waiver to September 23, 2010).

At its September 23, 2010, regular meeting the Board deferred the MID waiver request of Business and Professions code sections 19483 and 19484. The Board asked MID management to return to the October 2010 Board meeting with a written document addressing such issues as financials, settlement with Southern California Off Track Wagering, Inc. and Northern California Off Track Wagering Inc., track maintenance and how a future waiver would be handled if MID sells any of its California holdings.

- The race dates are proposed dates. The Board has not allocated 2011 race dates.
- The California Authority of Racing Fairs (CARF) is in agreement with the proposed race dates submitted by PRA.

December - 2010						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

January - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23/30	24/31	25	26	27	28	29

February - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28					

March - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

April - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

May - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

June - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

- o Racing 4 to 5 days per week. Racing Thursday through Sunday January, February, March, April and June. Racing Wednesday through Sunday December 2010 and May 2011. With the exception of racing on Mondays January 17, February 21, May 30th and Wednesday June 8th.
- o 8 races weekdays and 9 on weekends and holidays. If horse population permits may run additional races, not to exceed an 8.54 average per day for the race meeting. Administrative approval will be requested if plans develop to exceed this amount.
- o First post 12:45 p.m. daily with the following exceptions:
 - o Sunday, December 26, 2010 (Opening Day) - 12:15p.m
 - o Saturday, January 29, 2011 (Sunshine Millions) - 12:00p.m.
 - o Sunday, February 6, 2011 (Super Bowl) - 11:15a.m.
 - o Saturday, March 5, 2011 (Santa Anita Big Cap) - 12:15p.m.
 - o Saturday, April 2, 2011 (Santa Anita Derby) - 12:15p.m.
 - o Saturday, May 7, 2011 (Kentucky Derby) - 11:45 a.m.
 - o Saturday, May 21, 2011 (Preakness) - 11:45 a.m.
 - o Saturday, June 11, 2011 (Belmont Stakes) - 11:45 a.m.
 - o Request the option to change post times to coordinate north/south signals.

- Wagering program will use CHRB and ARCI rules.
 - Early wagering will not be offered.
- ADW providers are Xpressbet, Youbet, TwinSpires and TVG.

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

Summary of Business and Professions Code section 19604

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

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

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

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

2011 documents needed to comply with Business and Professions Code section 19604 have not been received. PRA's ADW provider's licenses expire December 31, 2010. New contracts are being negotiated.

- Simulcasting conducted with out-of-state racing jurisdictions pursuant to Business and Professions Code section 19602; and with authorized locations throughout California.
- Request Patrick Kealy be appointed horse identifier pursuant to CHRB Rule 1525, Racing Officials Appointed by the Board.
- Track safety inspection has been requested and will be completed before the race meeting begins.
- Inspection of backstretch worker housing has been requested and will be completed before the race meeting begins.

Specific information still needed to complete this application:

1. Pertinent contract and/or agreements required pursuant to Business and Professions Code section 19604 that allows PRA's designated ADW providers to accept wagers on races conducted in and outside of California for the applied license term.
2. Horsemen's agreement.

3. California Thoroughbred Trainers agreement.

Specific information, which will need updating during the proposed race dates:

1. Berkeley fire clearance (expires January 14, 2010).
2. Updated Workers' Compensation Insurance Policy (expires January 1, 2011).
3. 2010 vanning and stabling contract (expires December 31, 2010).

RECOMMENDATION:

Pending action by the Board regarding a finding pursuant to Business and Professions Code sections 19483 and 19484, that MID's ownership of Santa Anita Park Race Track, GGF and Xpressbet better serves the purposes of horse racing law, staff recommends that the application for license not be heard until the outstanding documents have been received.

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

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

1. APPLICANT ASSOCIATION

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

Pacific Racing Association
1100 Eastshore Highway
Berkeley, California 94710
Phone (510) 559-7300 Administration Fax (510) 559-7464

B. Breed of horse: TB QH H

C. Racetrack name: Golden Gate Fields

D. Attach a certified check payable to the Treasurer of the State of California in the amount of \$10,000 as deposit for license fees pursuant to B&P Code Section 19490. On file with the Board.

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

2. DATES OF MEETING

A. Inclusive dates for the entire meeting: December 26, 2010 through June 12, 2011

B. Actual dates racing will be held: December 26, 29-31; January 1-2, 6-9, 13-16, 17, 21-23, 27-30; February 3-6, 10-13, 17-20, 21, 25-27; March 3-6, 10-13, 17-20, 24-27, 31; April 1-3, 7-10, 14-17, 21-24, 28-30; May 1, 4-8, 11-15, 18-22, 25-29, 30; June 2-5, 8-12.

C. Total number of days or nights of racing: 104 days

D. Days or nights of the week races will be held:

Wed - Sun Tues - Sat Other (specify)

Exceptions:

Racing Mondays January 17, 2011, February 21, 2011, and May 30, 2011.

Dark on Wednesdays January 5, January 12, January 19, January 26, February 2, February 9, February 16, February 23, March 2, March 9, March 16, March 23, March 30, April 6, April 13, April 20, April 27, and June 1; Dark on Thursdays January 20 and February 24.

E. Number of days or nights of racing per week: 4 day race weeks in January, February, March, and April; 5 day race weeks in May and June except as set forth in Item D above.

CHRB CERTIFICATION

Application received: 10/19/10
Deposit received:
Reviewed: *apa*

Hearing date: 11/9/10
Approved date:
License number:

3. RACING PROGRAM

A. Total number of races: 888

B. Number of races for each day or night: 8.54 will be the average throughout the meet; we propose to conduct 8 races on weekdays and 9 races on weekends and holidays. If the horse population permits, we may run additional races as long as we do not exceed an average of 8.54 races per day for the meet. If we plan to exceed this amount, we will request administrative approval.

C. Total number of stakes races: 10
(7 Non-Overnight Stakes, 3 Overnight Stakes)

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

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

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

- Race 1 12:45 p.m.
- Race 2 1:15 p.m.
- Race 3 1:45 p.m.
- Race 4 2:15 p.m.
- Race 5 2:45 p.m.
- Race 6 3:15 p.m.
- Race 7 3:45 p.m.
- Race 8 4:15 p.m.
- Race 9 4:45 p.m.
- Race 10 5:15 p.m. (When applicable)

Exceptions:

Sunday, December 26, 2010	Opening Day	12:15 p.m.
Saturday, January 29, 2011	Sunshine Millions	12:00 noon
Sunday, February 6, 2011	Super Bowl	11:15 a.m.
Saturday, March 5, 2011	Santa Anita Big Cap	12:15 p.m.
Saturday, April 2, 2011	Santa Anita Derby	12:15 p.m.
Saturday, May 7, 2011	Kentucky Derby	11:45 a.m.
Saturday, May 21, 2011	Preakness	11:45 a.m.
Saturday, June 11, 2011	Belmont Stakes	11:45 a.m.

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

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

Golden Gate Fields Winter/Spring 2010-2011
Stakes Schedule (Pending TOC Approval)

9/17/2010

December 26, 2010 - June 12, 2011

Stakes Race	Purse	Distance	Date	Closes	104 Days Nom	Entry
Silveyville (CA) 3 Yo's & Up <i>Overnight Stake</i>	\$50,000 A Inc \$25,000 CBRF	1 1/16 (T)	Sun, Dec 26	Sat, Dec 18	None	\$50
California Oaks Fillies, 3 Yo	\$100,000 G	1 1/16	Sat, Jan 1	Sat, Dec 18	\$50	\$1,000
California Derby 3 Yo's	\$100,000 G	1 1/16	Sat, Jan 15	Sat, Jan 8	\$50	\$1,000
El Camino Real Derby GIII 3 Yo's	\$200,000 G	1 1/8	Sat, Feb 12	Sat, Feb 5	\$50	\$2,000
Golden Poppy Fillies, 3 Yo	\$75,000 G	1 1/16 (T)	Sat, Apr 16	Sat, Apr 8	\$50	\$750
Work The Crowd (CA) F&M 4 Yo's & Up <i>Overnight Stake</i>	\$50,000 A Inc \$25,000 CBRF	1 M (T)	Sat, Apr 23	Sat, Apr 16	None	\$50
San Francisco Mile GII 4 Yo's & Up	\$150,000 G	1 M (T)	Sat, Apr, 30	Sat, Apr 23	\$50	\$1,500
Alcatraz 3 Yo's	\$75,000 G	1 1/16 (T)	Sat, May 14	Sat, May 7	\$50	\$750
Berkeley GIII 4 Yo's & Up	\$100,000 G	1 1/16	Mon, May 30	Sat, May 23	\$50	\$1,000
Lost In The Fog 2 Yo's <i>Overnight Stake</i>	\$50,000 A	5 Furlongs	Sat, Jun 11	Sat, Jun 4	None	\$50

4. RACING ASSOCIATION

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

B. Complete the applicable subsection and attached Addendum, Background Information and Ownership. On file.

C. CORPORATION

- 1. Registered name of the corporation: Pacific Racing Association
- 2. State where incorporated: California
- 3. Registry or file number for the corporation: Federal ID #94-1585367
California ID #173-1919-5
- 4. Names of all officers and directors, titles, and the number of shares of the corporation held by each:
 - George Haines, President
 - Scott Fischer, Vice-President Finance and Operations and Director
 - Jane Lynn, Secretary and Director
 - Frank DeMarco Jr., Vice-President Regulatory Affairs and Assistant Secretary
 - Gina Lavo, Contoller
 - Peter W. Tunney, Executive Vice-President
 - Robert Hartman, General Manager
 - Calvin Rainey, Vice-President and Assistant General Manager
 - The officers of the Pacific Racing Association hold zero shares.
- 5. Names (true names) of all persons, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the corporation and the number of shares held by each: MII Developments Investments, Inc.
- 6. Number of outstanding shares in the corporation: 100,000 Authorized Shares; 69,347 Common Shares issued to MII Developments Investments, Inc.
- 7. Are the shares listed for public trading? Yes No
If yes, on what exchange and how is the stock listed:
- 8. Name of the custodian of the list of shareholders and/or the transfer agent for the share holdings of the corporation: Not applicable.
- 9. If more than 50% of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity: Magna International Developments Investments, Inc.
- 10. Attach the most recent audited annual financial statement for the licensee, including balance sheet and profit and loss statement, and a copy of a report made during the preceding 12 months to shareholders in the corporation and/or the Securities and Exchange Commission and/or the California Corporations Commission. The licensee may submit the audited consolidated annual financial statements of its parent owner if the parent owner is a publicly traded company and guarantees the obligations of the licensee. MID financial statement on file with the Board.

D. LLC

- 1. Registered name of the LLC: Not applicable
- 2. State where articles of organization are filed: Not applicable
- 3. Registry or file number for the LLC: Not applicable

4. Names of all officers and directors, titles, and the number of shares of the LLC held by each:
Not applicable
5. Names (true names) of all members, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the LLC and the number of shares held by each:
6. Are the shares listed for public trading? Yes No
If yes, on what exchange and how is the stock listed:
7. If more than 50% of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity: Not applicable
8. Attach the most recent audited annual financial statement for the licensee, including balance sheet and profit and loss statement, and a copy of a report made during the preceding 12 months to shareholders in the LLC and/or the Securities and Exchange Commission and/or the California Corporations Commission. Not applicable

E. OTHER

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

F. Management and Staff

1. Name and title of the managing officer and/or general manager of the association and the name and title of all department managers and staff, other than those listed in 10B, who will be listed in the official program:
 George Haines, President
 Scott Fischer, Vice-President Finance and Operations
 Frank DeMarco, Jr., Vice-President Regulatory Affairs and Assistant Secretary
 Jane Lynn, Secretary
 Robert Hartman, General Manager
 Peter W. Tunney, Executive Vice-President
 Calvin Rainey, Vice-President, Assistant General Manager
 Adam Njaa, Controllor
 Jerry Aldoroty, Director of Hospitality and Sales
 Bryan Wayte, Manager of Mutuels
 Tom Ferrall, Publicity Manager
 Merry Scalzo, Director of Operations
 Kristin Finkel, Director of Marketing
 T.W. Johnson, Security Manager
 Michael Wrona, Announcer
 Juan Meza, Track Superintendent
 Richard Somers, Price Maker
 William Vassar, Track Photographer
 Aaron Vercruysse, Simulcast Coordinator
 Robert Hemmer, Operations Manager
 David Seftel, M.D., Track Physician
2. Name and title of the person(s) authorized to receive notices on behalf of the association and the mailing address of such person(s) if other than the mailing address of the association:
 Robert Hartman, General Manager

5. PURSE PROGRAM

A. Purse distribution: *Prior meet actual represents 12/26/09-6/13/10 (105 Days)*

- 1. All races other than stakes:
 Current meet estimate: \$14,295,840.00
 Prior meet actual: \$12,521,385.00

Average Daily Purse (5A1 ÷ number of days):
 Current meet estimate: \$137,460.00
 Prior meet actual: \$119,251.29

- 2. Overnight stakes: (Doesn't include the \$25,000 provided by CBRF)
 Current meet estimate: \$100,000.00
 Prior meet actual: \$74,250.00

Average Daily Purse (5A2 ÷ number of days):
 Current meet estimate: \$961.54
 Prior meet actual: \$707.14

- 3. Non-overnight stakes:
 Current meet estimate: \$800,000.00
 Prior meet actual: \$638,100.00

Average Daily Purse (5A3 ÷ number of days):
 Current meet estimate: \$7,692.31
 Prior meet actual: \$6,077.14

B. Stakes races:

- 1. Purse distribution for all stakes races:
 Current meet estimate: \$900,000.00
 Prior meet actual: \$712,350.00

Average Daily Purse (5B1 ÷ number of days):
 Current meet estimate: \$8,653.85
 Prior meet actual: \$6,784.29

- 2. Percentage of the purse distribution for all stakes races that will be distributed for California-bred stakes races:
 Current meet estimate: 11.0%
 Prior meet actual: 3.5%

Average Daily Purse (5B2 ÷ number of days):
 Current meet estimate: .106%
 Prior meet actual: .033%

- C. Funds to be generated for all California-bred incentive awards:
 Current meet estimate: \$1,363,064.00
 Prior meet actual: \$1,376,169.94
- D. Payment to each recognized horsemen's organization contracting with the association and the name(s) of the organization(s):
 Recognized Horsemen's Organization
- | Current meet estimate: | | Prior meet actual: | |
|-------------------------|---------------------|-------------------------|---------------------|
| TOC (NTRA Contribution) | \$275,436.93 | TOC (NTRA Contribution) | \$247,138.40 |
| TOC | \$157,392.53 | TOC | \$141,221.94 |
| CTT (Administration) | \$ 78,696.27 | CTT (Administration) | \$ 70,610.97 |
| CTT (Pension) | <u>\$157,392.53</u> | CTT (Pension) | <u>\$141,221.94</u> |
| Total | \$668,918.26 | Total | \$600,193.25 |
- E. Amount from all sources to be distributed in the form of purses or other benefits to horsemen (5A+5C+5D):
 Current meet estimate: \$17,227,822.26
 Prior meet actual: \$15,210,098.19
- Average Daily Purse (5E ÷ number of days):
 Current meet estimate: \$165,652.14
 Prior meet actual: \$144,858.08
- F. Purse funds to be generated from on-track handle and intrastate off-track handle:
 Current meet estimate: \$11,799,455.00
 Prior meet actual: \$10,754,534.14
- Average Daily Purse (5F ÷ number of days):
 Current meet estimate: \$113,456.30
 Prior meet actual: \$102,424.14
- G. Purse funds to be generated from interstate handle:
 Current meet estimate: \$3,742,199.00
 Prior meet actual: \$3,131,580.32
- Average Daily Purse (5G ÷ number of days):
 Current meet estimate: \$35,982.68
 Prior meet actual: \$29,824.57
- H. Bank and account number for the Paymaster of Purses' purse account:
 Wells Fargo Bank - Account # On File
- I. Name, address and telephone number of the pari-mutuel audit firm engaged for the meeting:
 Bowen & McBeth, 10722 Arrow Route, Suite 110, Rancho Cucamonga, California 91730,
 (909) 944-6465

NOTICE TO APPLICANT: All funds generated and retained from on-track pari-mutuel handle which are obligated by law for distribution in the form of purses, breeders' awards or other benefits to horsemen, shall not be deemed as income to the association; shall not be transferred to a parent corporation outside the State of California; and shall, within 3 calendar days following receipt, be deposited in a

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

6. STABLE ACCOMMODATIONS

- A. Number of usable stalls available for racehorses at the track where the meeting is held: 1325
- B. Minimum number of stalls believed necessary for the meeting: 2000
- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers: 680
- D. Name and location of each off-site auxiliary stabling area and the number of stalls to be maintained at each site: Pleasanton - 680 Stalls
- E. Attach each contract or agreement between the association and the person(s) furnishing off-site stabling accommodations for eligible racehorses that cannot be provided stabling on-site. On file.

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

- F. Total number of usable stalls made available on-site for the 1986 meeting: 1405
- G. Estimated cost to provide off-site stalls for this meeting. Show cost per day per stall:
Stabling costs for this meet: \$1,267,000.00
Stabling costs per day per stall: \$10.30
- H. Estimated cost to provide vanning from off-site stalls for this meeting. Show fees to be paid for vanning per-horse:
Vanning fees for this meet: \$119,600.00 Vanning fee per horse: \$115.00

7. PARI-MUTUEL WAGERING PROGRAM

- A. Pursuant to B&P Code Section 19599, and with the approval of the CHRB, associations may elect to offer wagering programs using CHRB Pari-mutuel Rules, the Association of Racing Commissioners International (RCI) Uniform Rules of Racing, Chapter 9, Pari-mutuel Wagering, or a combination of both. Please complete the following schedule for the types of wagering other than WPS and the minimum wager amount for each:
Use DD for daily double, E for exacta (special quinella), PK3 for pick three, PK4 for select four, PNP for pick (n) pool, PPN for place pick (n), Q for quinella, SF for superfecta, TRI for trifecta, and US for unlimited sweepstakes (pick 9).

	TYPE OF WAGERS	APPLICABLE RULES
Example Race:	\$1 E; \$1 Double	CHRB #1959; RCI #VE
Race #1	\$2 DD*; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$1 PPN%; \$.10 SF#; \$.50 PNP!	CHRB#1957; 1959; 1958; 1977; 1979; 1976.8; 1979.1; 1976.9
Race #2	\$2 DD*; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$1 PPN%; \$.10 SF#; \$.50 PNP!	CHRB#1957; 1959; 1958; 1977; 1979; 1976.8; 1979.1; 1976.9
Race #3	\$2 DD*; \$2 PNP@; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10SF#; \$1 PPN%; \$.50 PNP!	CHRB#1957; 1976.9; 1959; 1958; 1977; 1979; 1979.1; 1976.8; 1976.9
Race #4	\$2 DD*; \$2 PNP@; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10 SF# \$1 PPN%; \$.50 PNP!	CHRB#1957; 1976.9; 1959; 1958; 1977; 1979; 1979.1; 1976.8; 1976.9
Race #5	\$2 DD*; \$2 PNP@; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10 SF# \$1 PPN%; \$.50 PNP!; Super H5^^	CHRB#1957; 1976.9; 1959; 1958; 1977; 1979; 1979.1; 1976.8; 1976.9; ARCI #004-105
Race #6	\$2 DD*; \$2 PNP@; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10 SF# \$1 PPN%; \$.50 PNP!	CHRB#1957; 1976.9; 1959; 1958; 1977; 1979; 1979.1; 1976.8; 1976.9
Race #7	\$2 DD*; \$2 PNP@; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10 SF# \$1 PPN%; \$.50 PNP!	CHRB#1957; 1976.9; 1959; 1958; 1977; 1979; 1979.1; 1976.8; 1976.9
Race #8	\$2 DD*; \$2 PNP@; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10 SF# \$1 PPN%; \$.50 PNP!	CHRB#1957; 1976.9; 1959; 1958; 1977; 1979; 1979.1; 1976.8; 1976.9
Race #9	\$2 DD*; \$2 PNP@; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10 SF# \$1 PPN%; \$.50 PNP!	CHRB#1957; 1976.9; 1959; 1958; 1977; 1979; 1979.1; 1976.8; 1976.9
Race #10	\$2 DD*; \$2 PNP @; \$1 E; \$2 Q; \$1 PK3+; \$1 TRI++; \$.10 SF# \$1 PPN%; \$.50 PNP!	CHRB#1957; 1976.9; 1959; 1958; 1977; 1979; 1979.1; 1976.8; 1976.9

* - \$2 Daily Double on all races

@ - \$2 Pick 6 on last six races

+ - \$1 Pick 3 on every race

++ - \$1 Trifecta on every eligible race

- \$.10 cent Superfecta on all eligible races

% - \$1 Place Pick All on all races carded

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

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

B. Maximum carryover pool to be allowed to accumulate before its distribution OR the date(s) designated for distribution of the carryover pool: June 12, 2011 for the period of December 26, 2010 through June 12, 2011.

C. List any options requested with regard to exotic wagering: 2 Tier – 70%/30% split
\$2 Pick (n) Pool (Pick 6) will be offered on the final six races of each card, with 70% to the major pool or carryover, and 30% to the minor pool.

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

E. Type(s) of pari-mutuel or totalizator equipment to be used by the association and the simulcast organization, name of the person(s) supplying equipment, and expiration date of the service contract:
Scientific Games Racing, LLC, Bill Huntley, Expires: September 2012

8. ADVANCE DEPOSIT WAGERING (ADW)

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

Xpressbet
YouBet
TwinSpires
TVG

ADW contracts expire on December 31, 2010; New contracts are currently being negotiated.

9. SIMULCAST WAGERING PROGRAM

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

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

Northern California

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

Southern California

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

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

Pacific Racing Association/Golden Gate Fields

December 26, 2010 through June 12, 2011

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

<u>OUT-OF-STATE TRACK</u>
AQUEDUCT
ARLINGTON
BELMONT
CALDER RACECOURSE
CHURCHILL DOWNS
FAIRGROUNDS
GULSTREAM PARK
HAWTHORNE RACECOURSE
KEENELAND
LAUREL
LONE STAR PARK
PIMLICO
OAKLAWN
PORTLAND MEADOWS
SUNLAND PARK
TAMPA BAY DOWNS
TURF PARADISE
TURFWAY PARK
<u>INTERNATIONAL TRACK</u>
WOODBINE
HASTINGS
SAN ISIDRO
MARONAS

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

American Tab, OH	Hinsdale Greyhound Park, NH	Rosecroft Raceway, MD
Arapahoe Park, CO	Hoosier Park, IN	Royal Beach Casino
Arima Race Club	Horsemen's Park, NE	Royal River Racing
Arlington International Race Course, IL	Indiana Downs, IN	Ruidoso Downs, NM
Atlantic City Casino Assn., NJ	International Racing Group	Sam Houston, TX
Atlantic City Race Course, NJ	Jackson Harness Raceway, MI	Saratoga Raceway, NY
Atokad Downs, NE	John Martin's Manor Restaurant	Scarborough Downs, ME
Balmoral Park, IL	Keeneland Association, KY	Scioto Downs, OH
Beulah Park, OH	Kentucky OTB	Seabrook Greyhound
Birmingham Race Course, AL	Lebanon Raceway, OH	Shoreline Star Greyhound Park
Blue Ribbon Downs, OK	Les Bois/Idaho	Skydancer Casino
Bluffs Run Greyhound	Lewiston Raceway Inc., ME	Southland, AR
Buffalo Raceway, NY	Lien Games, Inc., ND	Sports Center
Calder Race Course, FL	Lein Games, LLC	Sports Creek Raceway, MI
Canadian Associations	Lincoln Greyhound	Stables
Canterbury Park, MN	Lodge Belmont Greyhound Park	State Fair Park, NE
Capital District OTB	Lone Star, TX	Suffolk District OTB
Capital Sports Ply, Ltd, Australia	Louisiana Downs, LA	Suffolk Downs, MA
Casino Association	Manor Downs	Sunland Park, NM
Catskills OTB	Maryland Jockey Club, MD	Sunray Park, NM
Charlestown Race Course, VA	Maywood	Tampa Bay Downs, FL
Chester Downs & Marina LLC	Meadowlands	Tauton Dog Track, Inc.
Choctaw Racing Services, LLC, OK	Meadowlands The	Thistledown Racing, OH
Churchill Downs, KY	Meskwaki Casino	Timeout Lounge
Coeur d'Alene Greyhound, ID	Millers OTB	Tioga Downs
Coeur d'Alene Casino, ID	Mohegun Sun	Tri-State Racetrack & Gaming Center, WV
Colonial Downs, VA	Monmouth Park, NJ	Turfway Park, KY
Columbus Races, NE	Montana OTB, MT	TVG
Comanche Nation	Monticello Raceway, NY	Turf Paradise, AZ
Connecticut OTB, CT	Mount Pleasant Meadows, MI	Valley Greyhound Park
Corpus Christi Greyhound Track, TX	Mountaineer Park, WV	Vernon Downs, NY
Crystal Palace	Nevada Indian Casinos	Western Fair Raceway
Dairyland Greyhound Park, WI	Nevada Pari-Mutuel Association, NV	Western Regional OTB
Darwin All Sports	New Mexico	Wheeling Downs, WV
Delaware Park, DE	New York City Off-Track Betting, NY	Wichita Greyhound Park, KS
Delta Downs	New York Racing Association, NY	Will Rogers Downs, OK
Downs at Albuquerque, NM	Newport Jai Alai, FL	Wonderland Greyhound Park, MA
Elite Turf Club	North Dakota Horse Park, ND	Woodlands, KS
Ellis Park, KY	Northfield Park, OH	Wyoming OTB, WY
Emerald Downs, WA	Northville Racing Corp., MI	XpressBet, Inc., CA
Equus St. Thomas Racing, Inc.	Oaklawn Park, AR	Yonkers Raceway, NY
European Simulco, Austria	Ocean Downs, MD	YouBet
Evangeline Downs, LA	Oneida Bingo and Casino	Zia Park, NM
Evansville OTB	Penn National Race Course, PA	
Fair Meadows	Philadelphia Park, PA	Separate Pools:
Fairgrounds Race Course, LA	Plainfield Greyhound Park, NJ	Caymanas
Finger Lakes Race Track, NY	Plainridge Racecourse, MA	Hipodromo Presidente Remon, Panama
Fonner Park, NE	Poconos	LVDC (NV)
Foxwoods	Pojoaque	MIR/Caliente
Freehold Raceway, NJ	Portland Meadows, OR	
Geneva Lakes	Prairie Meadows, IA	
Gillespie County Downs	Raceway Park, OH	
Great Lakes Downs, MI	Racing & Gaming Services, British WI	
Greentrack	Red River Casino	
Gulf Greyhound, TX	Remington Park, OK	
Gulfstream Park, FL	Retama Park, TX	
Harrington Raceway	Riders Up OTB	
Hawthorne	River Downs, OH	
Hazel Park, MI	Rockingham Park, NH	

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

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

THOROUGHBRED SIMULCAST RACES TO BE IMPORTED

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

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

QUARTER HORSE SIMULCAST RACES TO BE IMPORTED

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

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

HARNESS SIMULCAST RACES TO BE IMPORTED

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

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

OTHER BREED SIMULCAST RACES TO BE IMPORTED

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

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

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

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

proceeds, such amounts that are retained or obligated from off-track simulcast wagering, interstate and out-of-state wagering for purses, breeders' awards or other benefits to horsemen. (See Notice to Applicant, Section 5.)

10. CHARITY RACING DAYS

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

NOTICE TO APPLICANT: Net proceeds from charity racing days shall be paid to the designated and approved distributing agent within 180 days following the conclusion of the association's race meeting in accordance with the provisions of B&P Code Section 19555. Thereafter, the distributing agent shall distribute not less than 90% of the aggregate proceeds from such charity racing days within 12 calendar months after the last day of the meeting during which the charity racing days were conducted and shall distribute the remaining funds as soon thereafter as is practicable. At least 20% of the distribution shall be made to charities associated with the horse racing industry in accordance with the provisions of B&P Code Section 19556(b).

11. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT

- A. Racing officials nominated:

Association Veterinarian(s)	Heather Kerr, D.V.M (Track Veterinarian)
	TBD, D.V.M. (CHRB Veterinarian)
	Diane Isbell, D.V.M. (Examining Veterinarian)
Clerk of Scales	Ken Sjordal
Clerk of the Course	Tina Walker
Film Specialist	Ross Allardyce
Horse Identifier	Patrick Kealy
Horseshoe Inspector	Butch Fyellingness
Paddock Judge	Linda Anderson
Patrol Judges	Tammy McDuffie-Morris & Joshua Wyatt
Placing Judges	Ella Robinson & Myra Troske
Starter	Todd Stephens
Timer	Richard Somers

- B. Management officials in the racing department:

Director of Racing	Sean Greely
Racing Secretary	Sean Greely
Assistant Racing Secretary	C. Gregory Brent, Jr.
Associate Racing Secretary	David Jerkens
Paymaster of Purses	Patricia Prospero
Others (identify by name and title)	
Main Track Superintendent	Juan Meza
Turf Track Superintendent	Calvin Rainey
Price Maker	Richard Somers
Stable Superintendent	Carrie Fawcett

- C. Name, address and telephone number of the reporter employed to record and prepare transcripts of hearings conducted by the stewards: Christine Niccoli
Niccoli Reporting Service, 619 Pilgrim Drive, Foster City, CA 94404-1707, (650) 573-9339
- D. Photographic device to be used for photographing the finish of all races, name of the person supplying the service, and expiration date of the service contract:
Plusmic Corp., USA, Bill O'Brien, Expires: December 31, 2010; will forward renewal contract to Board upon receipt.
- E. Photo patrol video equipment to be used to record all races, name of the person supplying the service, and expiration date of the service contract. Specify the number and location of cameras for dirt and turf tracks.
Pegasus Communications, Inc, Jim Porep, Jr., System maintained in house, Equipment contract expires: March 5, 2013
- F. Type of electronic timing device to be used for the timing of all races, name of the person supplying the service, and expiration date of the service contract:
Electronic timer is installed and maintained by on-site staff.

12. SECURITY CONTROLS

- A. Name and title of the person responsible for security controls on the premises. Include an organizational chart of the security department and a list of the names of security personnel and contact telephone numbers.
T.W. Johnson, Security Manager is responsible for security on site.
Security Department organizational chart is attached.
Security Department phone number (510) 559-7370
Stable Security phone number (510) 559-7533
T.W. Johnson cell phone number (510) 418-3161
- B. Estimated number of security guards, gatemen, patrolmen or others to be engaged in security tasks on a regular full-time basis: 29
1. Attach a written plan for enhanced security for graded/stakes races, and races of \$100,000 or more, to include the number of security guards in the restricted areas during a 24-hour period and a plan for detention barns. Attached
 2. Detention Barns:
 - A. Attach a plan for use of graded stakes or overnight races.
6 hour surveillance prior to race in Graded Stakes with purses of \$100,000 or over
24 hour surveillance in detention barn for Trainers with high-test results and repeat offenders
 - B. Number of security guards in the detention barn area during a 24-hour period.
Four Security Guards
 - C. Describe number and location of surveillance cameras in detention barn area.
Attached

Attachment to Golden Gate Fields License I Application
11 (E):

Track Camera Equipment:

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

7/8 Pole

3/8 Pole

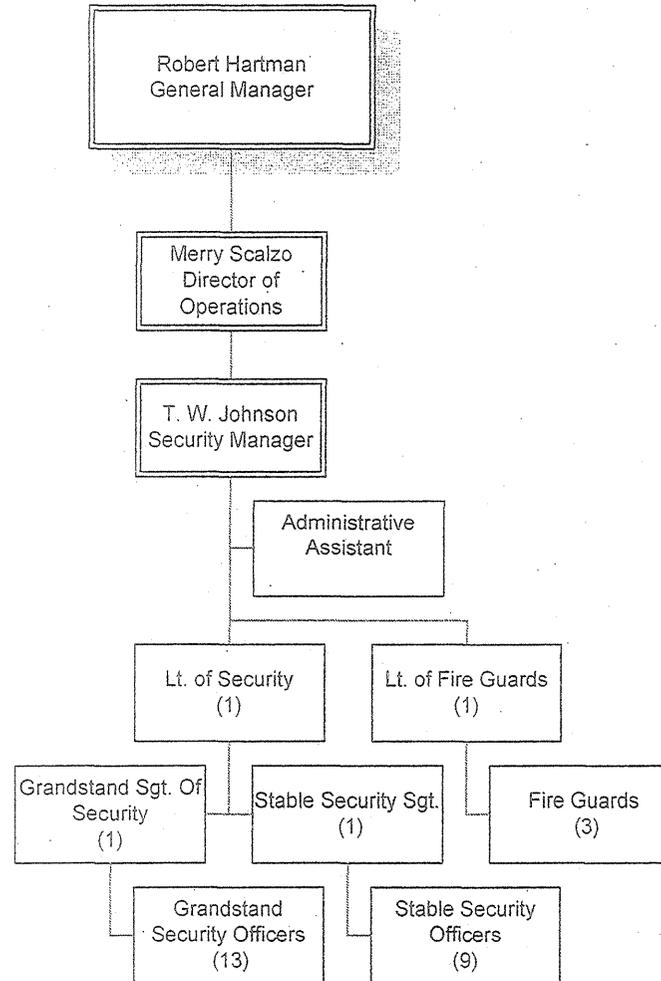
1/4 Pole

Paddock

Starting Gate

(2) Pan Cameras on Roof

GOLDEN GATE FIELDS 2010
SECURITY DEPARTMENT ORGANIZATIONAL CHART
ATTACHMENT 12A



Attachment to Golden Gate Fields License Application
12B (1) and 12B (2):

SECURITY CONTROLS

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

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

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

Attachment to Golden Gate Fields License Application
12B (2) and 12C (1):

Detention Barn Surveillance:

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

The camera equipment is connected to a digital recording system which is kept in a secured area with a power back-up in place.

Stable Gate Surveillance:

Cameras are strategically placed to monitor all activities at the Main Stable Gate and the Horsemen Walk-In Gate.

3. TCO2 Testing:

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

Pre-race TCO2 testing will be performed for all races and a minimum of one-third of the horses in any race will be randomly chosen for TCO2 testing (See attached). All horses in any stake race will be pre-race tested for TCO2.

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

24 Hour detention and video surveillance prior to the race

C. Plan for detention barns for repeat offenders.

Assigned to detention barns with 24 hour surveillance

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

As needed per the direction of CHRB staff

C. Describe the electronic security system:

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

Attached

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

13. EMERGENCY SERVICES

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

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

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

Pleasanton – American Medical Response, 640-143rd Ave., San Leandro, CA 94577, 510-895-7600

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

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

Dr. David Seftel

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

1. Name address and emergency telephone number of hospital located within 1.5 miles of the racetrack, which whom an agreement is in place to provide emergency medical services:

N/A

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

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

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

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

Roy Roenbeck, Director of Safety and Compliance.

Calvin Rainey, Assistant General Manager, serves as Assistant Safety Manager.

GOLDEN GATE FIELDS
ATTACHMENT 12B (3)
TCO₂ TESTING

Pre-race TCO₂ testing will be performed for all races and a minimum of one-half of the horses in any race will be randomly chosen for TCO₂ testing:

HORSES IN RACE	MINIMUM NUMBER TESTED
3	2
4	2
5	3
6	3
7	4
8	4
9	5
10	5
11	6
12	6
13	7
14	7

EXHIBIT A

Track is entitled to perform physiological tests consisting of the taking of blood samples from owners' horses entered in races to be conducted at the 2009/2010 race meets. It is the understanding of the parties that such samples will be tested for bicarbonate levels. Trainers of horses showing a total carbon dioxide (TCO₂) of 37 millimoles per liter of plasma or more, and owners' horses within their control, will be subject to the following:

- 1st Incidence - For the first test that results in a total carbon dioxide (TCO₂) of 37 millimoles per liter of plasma or more, the registered trainer of such horse shall have his/her barn, and all owners' horses stabled therein, subject to surveillance for a period of 45 days from the date set by the TCO₂ Committee. Such surveillance may include, but not be limited to, the placing of surveillance cameras with recording devices in any location within that barn that TRACK deems necessary and appropriate to ensure the integrity of racing. Additionally, owners' horses entered by said trainer anytime within a period of 30 days from the date set by the TCO₂ Committee, will be quarantined to a Protection Barn beginning at noon on the day before said horse is scheduled to compete. The costs of such quarantine/surveillance including, but not limited to, \$150.00 for security and \$25.00 for stall renovation per horse/entrant for stall renovation, per day, being born by the trainer or owner of such horse.

- B. 2nd Incidence - For the second test that results in a total carbon dioxide (TCO₂) of 37 millimoles per liter of plasma or more, which occurs within three years of a prior incidence, the registered trainer of such horse shall have his/her barn, and all owners' horses stabled therein, under surveillance for a period of 75 days from the date set by the TCO₂ Committee. Such surveillance may include, but not be limited to, the placing of surveillance cameras with recording devices in any location within that barn that TRACK deems necessary and appropriate to ensure the integrity of racing. Additionally, owners' horses entered by said trainer anytime within a period of 60 days from the date set by the TCO₂ Committee, will be quarantined to a Protection Barn beginning at noon the day before said horse is scheduled to compete. The costs of such quarantine/surveillance including, but not limited to, \$150.00 for security and \$25.00 for stall renovation per horse/entrant for stall renovation, per day, being born by the trainer or owner of such horse.
- C. 3rd Incidence - For the third test that results in a total carbon dioxide (TCO₂) of 37 millimoles per liter of plasma or more, which occurs within three years of a prior incidence, the registered trainer of such horse shall have his/her barn, and all owners' horses stabled therein, under surveillance for a period of 105 days from the date set by the TCO₂ Committee. Such surveillance may include, but not be limited to, the placing of surveillance cameras with recording devices in any location within that barn that TRACK deems necessary and appropriate to ensure the integrity of racing. Additionally, owners' horses entered by said trainer anytime within a period of 90 days from the date set by the TCO₂ Committee, will be quarantined to a Protection Barn beginning at noon the day before said horse is scheduled to compete. The costs of such quarantine/surveillance including, but not limited to, \$150.00 for security and \$25.00 for stall renovation per horse/entrant for stall renovation, per day, being born by the trainer or owner of such horse.

Track further agrees that it shall enforce these penalties when imposed as a result of similar contract provisions with other racing associations in California. By way of example only, Track agrees that should any horse running at its meet be subject to detention barn confinement as the result of a positive at another association, Track will continue to require detention barn confinement for the remainder of said 30 day period. Also by way of example, should a trainer have a TCO₂ positive or positives at a race meet other than its own and a subsequent positive at Track's race meet or at another associations meet, Track will enforce paragraph B, and may, at its discretion, enforce paragraph C above as though the original positive(s) had taken place at its meet.



Description of GGF Medical Clinic (Live Racing)

Services (Mission)

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

Staffing

- Physician Medical Director ("Track Physician");
- Full-time Medical Assistant;
- Part-time Medical Assistant "Intern".

Equipment

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

Availability

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

EMERGENCY MEDICAL PROCEDURES

FOR ON-TRACK INJURY TO JOCKEYS

"FIRST RESPONSE"

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



"ON-SITE EVALUATION"

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



"INJURY TREATMENT"

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

In consultation with the Track Physician, an "Accident/Injury Investigation Report" must be completed by track management following completion of the above-noted procedures.

(REV 1.0, JUNE 2007)

PROCEDIMIENTOS MÉDICOS EN EMERGENCIAS PARA LESIONES DE JOCKEYS EN LA PISTA

"PRIMERA RESPUESTA"

- En caso de accidente, los comisarios y/o escoltas deberán contactar inmediatamente al Médico de Pista ("Jockey Abajo") usando el canal de radio n°7 (*salvo que el Médico de Pista sea testigo directo del accidente*);
- La Ambulancia para Humanos de GGF (con personal de emergencias médicas contratado por GGF) y el Médico de Pista (transportado a través del camión de "chase" o "Vet" de GGF) deberá acudir en forma inmediata al lugar del accidente;
- Los médicos que asistan deberán estar equipados con soporte vital cardíaco avanzado (ACLS) y otros equipos y elementos necesarios para el tratamiento médico;
- El Médico de Pista hará una "evaluación en el lugar" de las lesiones del jockey.



"EVALUACIÓN EN EL LUGAR"

- En base a la "evaluación en el lugar" de lesiones por parte del Médico de Pista, se tomará una decisión acerca de si tratar al jockey lesionado en el lugar o pedir transporte de emergencia médica para un tratamiento en un hospital o centro de salud;
 - Si se considera suficiente el tratamiento en el lugar, la Ambulancia para Humanos de GGF trasladará al jockey lesionado directamente a la Clínica Médica de GGF; o,
 - Si se considera necesario un tratamiento fuera del lugar, se usará el "911" para pedir una ambulancia del Departamento de Bomberos de la Ciudad de Albany (*un camión del Departamento de Bomberos también acudirá*).



"TRATAMIENTO DE LA LESIÓN"

- Si el jockey lesionado recibe tratamiento en la Clínica Médica de GGF, el Médico de Pista será el que proporcione atención primaria a menos que (o hasta que) el Médico de Pista dé de alta al paciente en base a su juicio médico;
- Si se requiere que acuda la ambulancia del Departamento de Bomberos de la Ciudad de Albany, el jockey lesionado será transferido a esta ambulancia (*acompañado por el Médico de Pista*) en cualquiera de los siguientes lugares para luego ser trasladado a un hospital local;
 - Si se considera que las lesiones son menos severas, el jockey será trasladado por la Ambulancia Humana de GGF a una ubicación fuera de la pista para ser recogido por la ambulancia del Departamento de Bomberos de la Ciudad de Albany; o,
 - Si se considera que las lesiones son severas y no puede moverse al jockey, la ambulancia del Departamento de Bomberos Ciudad de Albany será conducida por el personal de seguridad de GGF directamente sobre la pista para recoger al paciente.

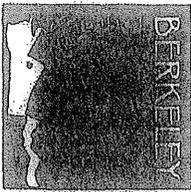
- H. Attach a fire clearance from the fire authority having jurisdiction over the premises.
Berkeley fire clearance valid through January 14, 2011; will forward the 2011 Berkeley fire clearance upon receipt before 1/14/11.
Albany fire clearance attached.
- I. Name of the workers' compensation insurance carrier for the association and the number of the insurance policy (if self-insured, provide details): Liberty International - #WC1-B71-072827-036
- J. Attach a Certificate of Insurance for workers' compensation coverage. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of insurance that secures the liability of the association for payment of workers' compensation. Workers' Compensation certificate of insurance is attached; valid through January 1, 2011; will forward the renewal certificate to the Board upon receipt.

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

14. CONCESSIONAIRES AND SERVICE CONTRACTORS

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

Tip Sheets	Jack's Blue Card, 127 Sun Avenue, Hayward, CA 94544
Armored Car Services	Loomis Armored Car, P.O. Box 44196, San Francisco, CA 94144
Track Physician	Dr. David Seftel, Conocen Corp., 20066 Austin Lane, Castro Valley, CA 94546
Official Program	Del Mar Graphics, 1100 Eastshore Highway, Albany, CA 94706
Jockey's Laundry	F. Lorene Dutton, Bailey's Mobile Laundry, 3263 Vineyard Ave., Pleasanton, CA 94566
Starting Gate	Mike Costello, United Puett Starting Gate Co., P.O. Box 18, S. Salem, NY 10590
Track Photographer	Bill Vassar, Vassar Photography, 1167 Sapphire Drive, Livermore, CA 94550



Department of Fire and Emergency Services
Division of Fire Prevention

Date: 14 January 2010

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

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

On January 14, 2010 the Berkeley Fire Prevention Division conducted an annual inspection of the Golden Gate Field Horse Stables. This inspection will be valid through January 14, 2011. Our fire life safety report indicates that there are no outstanding violations noted or corrections need to be made at this time.

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

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

A handwritten signature in black ink, appearing to read "Stan Fernandez". The signature is fluid and cursive.

Stan Fernandez
Fire Inspector / Investigator



FIRE DEPARTMENT
FIRE PREVENTION BUREAU

22 October 2010

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

Dear Mr. Rainey,

The Albany Fire Prevention Bureau will conduct a Fire and Life Safety inspection under the Fire Prevention Code, NFPA 1, and the Fundamental Requirements listed in the *Life Safety Code*, NFPA 101, Chapter 2, the 2007 California Fire Code and California Code of Regulations. All areas of Golden Gate Fields Race Track, within the jurisdiction of the Albany Fire Department shall be inspected. Areas include the Administration Offices, kitchens, public areas and non-public areas of the Club House & Turf Club, public areas and non-public areas of A & B Decks, snack shops on all levels, underground level, Jockeys building, Corporation Yard and the Equine Hospital.

GENERAL

These buildings are generally in good condition. Housekeeping in the public and non-public areas are well maintained, fire extinguishers, exit/panic hardware, egress doors, exit signs and emergency illumination devices shall remain in operational condition. All Fire & Life Safety requirements shall be maintained.

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

Conditional Fire Clearance

Conditional fire clearance is granted to Golden Gate Fields/ Pacific Racing Association for the December 26, 2010 – June 12, 2011. During the course of the December 2010 – June 2011

13 02

Racing Season, the Albany Fire Prevention Bureau will conduct periodic Fire & Life Safety Inspections. If a flagrant Fire or Life Safety violation is discovered during GGF's December 26, 2010 – June 12, 2011 racing season, their fire clearance shall be revoked.

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

Sincerely,



Brian J. Crudo
Battalion Chief/Fire Marshal

cc: Marc McGinn, Fire Chief
Colleen Germek, C.H.R.B.
Peter Tunney, Executive Vice-President, GGF
Robert Hartman, General Manager, GGF
Merry Scalzo, Director of Operations, GGF
Roy Roenbeck, Director of Safety and Compliance, GGF

Ref. No. 320006152370

CERTIFICATE OF INSURANCE

Aon Reed Stenhouse Inc.
20 Bay Street
Toronto ON M5J 2N9
tel 416-868-5500 fax 416-868-5580

Re: Evidence of Insurance

California Horse Racing Board
Attention : Insurance Department
1010 Hurley Way
Sacramento, CA 95825
USA

Insurance as described herein has been arranged on behalf of the Insured named herein under the following policy(ies) and as more fully described by the terms, conditions, exclusions and provisions contained in the said policy(ies) and any endorsements attached thereto.

Insured

MI Developments Inc. a/o Pacific Racing Association a/o
Golden Gate
375 Magna Drive
Aurora, ON L4G 7L6

Coverage

Commercial General Liability	Insurer	Zurich American Insurance Company	
Policy #	GLO 9302183-07		
Effective	01-Apr-2009	Expiry	01-Jul-2010
Limits of Liability	Bodily Injury & Property Damage, Each Occurrence USD2,000,000 Policy may be subject to a general aggregate and other aggregates where applicable		
US Workers Comp/Employers Liability	Insurer	Liberty Mutual Insurance Company	
Policy #	WC1-B71-072827-030		
Effective	30-Apr-2010	Expiry	01-Jan-2011
Limits of Liability	Workers Compensation As per applicable Law		

THIS CERTIFICATE CONSTITUTES A STATEMENT OF THE FACTS AS OF THE DATE OF ISSUANCE AND ARE SO REPRESENTED AND WARRANTED ONLY TO THE INSURED. OTHER PERSONS RELYING ON THIS CERTIFICATE DO SO AT THEIR OWN RISK.

Aon Reed Stenhouse Inc.

Dated : 29-April-2010
Issued By : Basu, Arindam
Tel : 416 868 5742

THE POLICY CONTAINS A CLAUSE THAT MAY LIMIT THE AMOUNT PAYABLE
OR, IN THE CASE OF AUTOMOBILE INSURANCE,

THE POLICY CONTAINS A PARTIAL PAYMENT OF LOSS CLAUSE

15. ON-TRACK ATTENDANCE/FAN DEVELOPMENT

A. Describe any promotional plans:

The tentative 2010-2011 promotional/giveaway schedule is listed below (subject to change).

December 26, 2010 - Opening Day

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.

December 29, 2010

- Direct Mail Offer – Fans on GGF Mailing List will receive two complimentary Turf Club Admission Passes and Valet Parking.

December 30, 2010

- Direct Mail Offer – Fans on GGF Mailing List will receive two complimentary Turf Club Admission Passes and Valet Parking.
- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

December 31, 2010

- Direct Mail Offer – Fans on GGF Mailing List will receive two complimentary Turf Club Admission Passes and Valet Parking.

January 1, 2011 – New Year's Day, California Oaks

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.
- Winner of the California Oaks will qualify for the Black-Eyed Susan 2.2MM Bonus Program if wins the Santa Anita Oaks.

January 2, 2011

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.

January 6, 2011

- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

January 7, 2011

- Day on Us - Fans on ½ GGF Mailing List will receive two Complimentary Turf Club Admission Passes, Valet Parking, Complimentary Racing Form and a Program.

January 8, 2011

- Day on Us - Fans on ½ GGF Mailing List will receive two Complimentary Turf Club Admission Passes, Valet Parking, Complimentary Racing Form and a Program.

January 9, 2011

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.

January 13, 2011

- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

January 15, 2011 – Cal Derby Day, 70th Anniversary

- ¼ Zip Sweatshirt Giveaway where all fans will receive one giveaway item with paid admission while supplies last.

January 16, 2011

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.

January 21, 2011

- Day on Us - Fans on ½ GGF Mailing List will receive two Complimentary Turf Club Admission Passes, Valet Parking, Complimentary Racing Form and a Program.

January 22, 2011

- Day on Us - Fans on ½ GGF Mailing List will receive two Complimentary Turf Club Admission Passes, Valet Parking, Complimentary Racing Form and a Program.

January 23, 2011

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.

January 27, 2011

- Direct Mail Offer – Fans on GGF Mailing List will receive two complimentary Turf Club Admission Passes and Valet Parking.
- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

January 28, 2011

- Direct Mail Offer – Fans on GGF Mailing List will receive two complimentary Turf Club Admission Passes and Valet Parking.

January 29, 2011 - Sunshine Millions

- Mystery Mutuel Voucher – Fans on GGF Mailing List will receive a complimentary voucher.

January 30, 2011

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.

February 3, 2011

- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

February 6, 2011 - Super Bowl Sunday

- TV Giveaway- Drawing contest to win a 42" flat screen television after each race.
- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.

February 10, 2011

- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

February 12, 2011 – El Camino Real Derby

- Shirt Giveaway where all fans will receive one giveaway item with paid admission while supplies last.
- Winner of the El Camino Real Derby will qualify for the Preakness 5.5MM Bonus Program if wins the Santa Anita Derby.

February 13, 2011

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.

February 17, 2011

- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

February 19, 2011

- Day on Us - Fans on GGF Mailing List will receive two Complimentary Turf Club Admission Passes, Valet Parking, Complimentary Racing Form and a Program.

February 20, 2011 – Chinese New Year Celebration

- Day on Us - Fans on GGF Mailing List will receive two Complimentary Turf Club Admission Passes, Valet Parking, Complimentary Racing Form and a Program.
- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.
- Mystery Mutuel Voucher – Fans on GGF Mailing List will receive a complimentary voucher.

February 21, 2011 – Presidents' Day

- Day on Us - Fans on GGF Mailing List will receive two Complimentary Turf Club Admission Passes, Valet Parking, Complimentary Racing Form and Program.

February 27, 2011

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.

March 3, 2011

- Direct Mail Offer – Fans on GGF Mailing List will receive two complimentary Turf Club Admission Passes and Valet Parking.
- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

March 4, 2011

- Direct Mail Offer – Fans on GGF Mailing List will receive two complimentary Turf Club Admission Passes and Valet Parking.

March 5, 2011

- Mystery Mutuel Voucher – Fans on GGF Mailing List will receive a complimentary voucher.

March 6, 2011

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.

March 12, 2011

- Day on Us - Fans on 1/3 GGF Mailing List will receive two Complimentary Turf Club Admission Passes, Valet Parking, Complimentary Racing Form and a Program.

March 13, 2011

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.

March 19, 2011

- Day on Us - Fans on 1/3 GGF Mailing List will receive two Complimentary Turf Club Admission Passes, Valet Parking, Complimentary Racing Form and a Program.

March 20, 2011

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.

March 26, 2011

- Day on Us - Fans on 1/3 GGF Mailing List will receive two Complimentary Turf Club Admission Passes, Valet Parking, Complimentary Racing Form and a Program.

March 27, 2011

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.

March 31, 2011

- Direct Mail Offer – Fans on GGF Mailing List will receive two complimentary Turf Club Admission Passes and Valet Parking.
- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

April 1, 2011

- Direct Mail Offer – Fans on GGF Mailing List will receive two complimentary Turf Club Admission Passes and Valet Parking.

April 2, 2011 – Santa Anita Derby

- Mystery Mutuel Voucher – Fans on GGF Mailing List will receive a complimentary voucher.

April 3, 2011

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.

April 7, 2011

- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

April 9, 2011

- Wiener Nationals where Dachshunds race in-between our live races throughout the day.

April 10, 2011

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.

April 14, 2011

- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

April 17, 2011

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.

April 21, 2011

- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

April 24, 2011 - Easter

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.
- Family Day and Brunch in the Turf Club.

April 28, 2011

- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

April 30, 2011 – San Francisco Mile

- Giveaway where all fans will receive one giveaway item with paid admission while supplies last.

May 1, 2011

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.

May 4, 2011

- Direct Mail Offer – Fans on GGF Mailing List will receive two complimentary Club House Admission Passes and Valet Parking.

May 5, 2011 – Cinco de Mayo

- Direct Mail Offer – Fans on GGF Mailing List will receive two complimentary Club House Admission Passes and Valet Parking.
- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.
- Cinco de May specials.

May 6, 2011 – Kentucky Oaks

- Direct Mail Offer – Fans on GGF Mailing List will receive two complimentary Club House Admission Passes and Valet Parking.

May 7, 2011 – Kentucky Derby

- Mystery Mutuel Voucher – Fans on GGF Mailing List will receive a complimentary voucher.
- Hat Contest where the fan with the best Kentucky Derby hat will win a prize.

May 8, 2011 – Mother’s Day

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.
- Live Entertainment – Fans will enjoy the excitement of “Pride & Joy” performing throughout the race day.

May 12, 2011

- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

May 15, 2011

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.
- Live Entertainment – Fans will enjoy the excitement of “Pop Fiction” performing throughout the race day.

May 18, 2011

- Direct Mail Offer – Fans on GGF Mailing List will receive two complimentary Club House Admission Passes and Valet Parking.

May 19, 2011

- Direct Mail Offer – Fans on GGF Mailing List will receive two complimentary Club House Admission Passes and Valet Parking
- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

May 20, 2011

- Direct Mail Offer – Fans on GGF Mailing List will receive two complimentary Club House Admission Passes and Valet Parking.

May 21, 2011 – Preakness Stakes

- Mystery Mutuel Voucher – Fans on GGF Mailing List will receive a complimentary voucher.

May 22, 2011

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.
- Live Entertainment – Fans will enjoy the excitement of “Love Fool” performing throughout the race day.

May 26, 2011

- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

May 29, 2011

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.
- Live Entertainment – Fans will enjoy the excitement of “Busta Groove” performing throughout the race day.

May 30, 2011 – Memorial Day

- Folding Chair Giveaway where all fans will receive one giveaway item with paid admission while supplies last.
- Family Day – Pony Rides, Petting Zoo, Face Painters, and Bounce Jumps.
- Live Entertainment – Fans will enjoy the excitement of “Busta Groove” performing throughout the race day.

June 2, 2011

- Direct Mail Offer – Fans on GGF Mailing List will receive two complimentary Club House Admission Passes and Valet Parking.

June 2, 2011

- Direct Mail Offer – Fans on GGF Mailing List will receive two complimentary Club House Admission Passes and Valet Parking.
- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

June 3, 2011

- Direct Mail Offer – Fans on GGF Mailing List will receive two complimentary Club House Admission Passes and Valet Parking.

June 4, 2011

- Mystery Mutuel Voucher – Fans on GGF Mailing List will receive a complimentary voucher.

June 5, 2011

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.
- Live Entertainment – Fans will enjoy the excitement of “The Cheeseballs” performing throughout the race day.

June 9, 2011

- Senior Thursday – Seniors 62 and Older will receive FREE Club House or FREE Grandstand Admission with a THOROUGHBREDS card.

June 11, 2011 – Belmont Stakes

- Wine Festival – A variety of wineries from Napa, Sonoma and the Central Coast will be onsite for sampling California wine and new varietals from their vineyards. Fans participating in the event will receive a complimentary wine glass with admission into the festival.

June 12, 2011 – Closing Day

- \$1 Day – Fans will receive \$1 General Admission, \$1 General Parking, \$1 Program, \$1 Hot Dog, \$1 Soda, and \$1 Beer.
- Live Entertainment – Fans will enjoy the excitement of “Tainted Love” performing throughout the race day.

B. Number of hosts and hostesses employed for meeting:

4 Customer Service Representatives

5 Group Sales Representatives

Thoroughbred Club Members

General Admission:		Club House Admission:	
1-3 Visits	\$3.00	1-3 Visits	\$4.00
4-8 Visits	\$2.50	4-8 Visits	\$3.50
9-15 Visits	\$2.00	9-15 Visits	\$3.00
16-20 Visits	\$1.50	16-20 Visits	\$2.50
Over 20 Visits	\$1.00	Over 20 Visits	\$2.00
		Reserved seating	Free

Thoroughbred Club Prepaid Admissions

Valid during live and ITW

TB Club Members can purchase a minimum of 30 Prepaid G/A admissions @ \$1.75 each

TB Club Members can purchase a minimum of 15 Prepaid C/H admissions @ 3.50 each

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

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

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

17. JOCKEYS/DRIVERS' QUARTERS

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

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

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

Fifteen by twenty foot room accessed from a community hallway. The room has a television and bed with an attached shower room, sink and toilet.

18. BACKSTRETCH EMPLOYEE HOUSING

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

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

5,280

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

20. DECLARATIONS

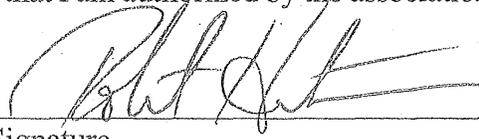
- A. All labor and lease agreements and concession and service contracts necessary to conduct the entire meeting have been finalized except as follows (if no exceptions, so state): No exceptions.
- B. Attach each horsemen's agreement pursuant to CHRB Rule 2044.
CTT Agreement to be forwarded to the Board upon receipt.
TOC Agreement to be forwarded to the Board upon receipt.
- C. Attach a lease agreement permitting the association to occupy the racing facility during the entire term of the meeting. (In the absence of either a lease agreement or a horsemen's agreement, a request for an extension pursuant to CHRB Rule 1407 shall be made). Not applicable.
- D. All service contractors and concessionaires have valid state, county or city licenses authorizing each to engage in the type of service to be provided and have valid labor agreements, when applicable, which remain in effect for the entire term of the meeting except as follows (if no exceptions, so state): No exceptions.
- E. Absent natural disasters or causes beyond the control of the association, its service contractors, concessionaires or horsemen participating at the meeting, no reasons are believed to exist that may result in a stoppage to racing at the meeting or the withholding of any vital service to the association except as follows (if no exceptions, so state): No exceptions.

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

21. CERTIFICATION BY APPLICANT

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

Robert Hartman
Print Name


Signature

General Manager
Print Title

10/15/10
Date

STAFF ANALYSIS
November 9, 2010

Issue: APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE CALIFORNIA EXPOSITION AND STATE FAIR DECEMBER 30, 2010 THROUGH JUNE 18, 2011

The California Exposition and State Fair (Cal Expo) filed its application to conduct a harness horse racing meeting at Cal Expo:

- December 30, 2010 through June 18, 2011, or 75 days, 5 days more than it raced during the same period in 2010. The association proposes to race a total of approximately 900 races. The (actual) average daily purse for the 2010 meet during the same time period is \$42,279. The (estimated) average daily purse for this meet is \$41,100.
- The race dates proposed are the dates allocated:

December - 2010						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25 H
26	27	28	29	30	31	

January - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
						1 H
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

February - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28					

March - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

April - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

May - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

June - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

- Racing 3 nights per week, Thursday through Saturday.
- The California Exposition and State Fair requests the authorization to request administrative approval from the CHRB for additional racing dates (not to exceed 4 nights per week) or a reduction of racing dates dependent upon the number of available

racehorses.

- First post 5:45 p.m. daily.
 - The association requests authorization to alter post times as needed to compliment Los Alamitos, night thoroughbred and imported race schedules.
- Wagering program will use CHRB and ARCI rules.
 - Early wagering will begin at 10:00 a.m. each day.
- Advance Deposit Wagering (ADW) providers are Youbet, Xpressbet, TwinSpires and TVG.

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

Summary of Business and Professions Code section 19604

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

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

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

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

Documents received in compliance with Business and Professions Code section 19604:

- A copy of the license agreement between ODS Technologies, L.P. dba TVG Network and Cal State Fair (Sacramento) dba Cal Expo has been provided to CHRB.
- Simulcasting conducted with out-of-state racing jurisdictions pursuant to Business and Professions Code section 19602; and with authorized locations throughout California.
- Request Carl Sobey is appointed as horse identifier pursuant to CHRB Rule 1525.
- Track safety inspection has been requested and will be completed before the race meeting begins.

- Inspection of backstretch worker housing has been requested and will be completed before the race meeting begins.

Specific information still needed to complete this application includes:

1. Pertinent contract and/or agreements required pursuant to Business and Professions Code section 19604 that allows Cal Expos designated ADW providers to accept wagers on races conducted in and outside of California for the applied license term.
2. Fire clearance
3. Final stake schedule

RECOMMENDATION:

Staff recommends that the application for license not be heard until the outstanding items have been received.

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

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

1. APPLICANT ASSOCIATION

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

California Exposition & State Fair
1600 Exposition Blvd.
Sacramento, CA 95815

B. Breed of horse: TB QH H

C. Racetrack name: Cal Expo

D. Attach a certified check payable to the Treasurer of the State of California in the amount of \$10,000 as deposit for license fees pursuant to B&P Code Section 19490. On File

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

2. DATES OF MEETING

A. Inclusive dates for the entire meeting: December 30, 2010 through June 18, 2011

B. Actual dates racing will be held:

December 2010 - 30, 31

January 2011- 1, 6, 7, 8, 13, 14, 15, 20, 21, 22, 27, 28, 29

February 2011- 3, 4, 5, 10, 11, 12, 17, 18, 19, 24, 25, 26

March 2011- 3, 4, 5, 10, 11, 12, 17, 18, 19, 24, 25, 26, 31

April 2011- 1, 2, 7, 8, 9, 14, 15, 16, 21, 22, 23, 28, 29, 30

May 2011- 5, 6, 7, 12, 13, 14, 19, 20, 21, 26, 27, 28

June 2011- 2, 3, 4, 9, 10, 11, 16, 17, 18,

C. Total number of days or nights of racing: 75 nights

D. Days or nights of the week races will be held:

Wed - Sun Tues - Sat Other (specify)

Thursday, Friday, and Saturday nights

CHRB CERTIFICATION

Application received: 10/20/10
Deposit received:
Reviewed: *ap*

Hearing date: 11/9/10
Approved date:
License number:

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

3 nights per week

We respectfully request the authorization to request administrative approval from the CHRB for additional racing dates (not to exceed 4 nights per week) or a reduction of racing dates dependent upon the number of available racehorses.

3. RACING PROGRAM

A. Total number of races:

Approximately 900 (average of 12 per night)

B. Number of races for each day or night:

Thursday- 9 to 12

Friday- 12 to 15

Saturday- 12 to 15

Above estimated number of races does not include non-betting or qualifying races that may occur prior to the first race of any racing program.

C. Total number of stakes races:

16

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

A draft California Sires Stakes schedule is attached. We are awaiting final approval with purse information from the California Sires Stakes Committee.

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

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

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

Attached

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

4. RACING ASSOCIATION

A. Association is a: Corporation (complete subsection C)

LLC (complete subsection D)

Other (specify, and complete subsection E)

B. Complete the applicable subsection and attached Addendum, Background Information and Ownership.

C. CORPORATION

1. Registered name of the corporation:

DRAFT

**California Standardbred Sires Stakes
2011 Racing Schedule
CAL EXPO**

April 2011 through May 2011

DATE	WEEK	TRACK	DIVISION	TYPE	Est. Purse
April 8	15	Cal Expo	3 YO FILLY TROT	STK	\$15,000
April 8	15	Cal Expo	3 YO FILLY PACE	STK	\$15,000
April 9	15	Cal Expo	3 YO COLT TROT	STK	\$15,000
April 9	15	Cal Expo	3 YO COLT PACE	STK	\$15,000
April 22	17	Cal Expo	3 YO FILLY TROT	STK	\$15,000
April 22	17	Cal Expo	3 YO FILLY PACE	STK	\$15,000
April 23	17	Cal Expo	3 YO COLT TROT	STK	\$25,000
April 23	17	Cal Expo	3 YO COLT PACE	STK	\$25,000
May 6	19	Cal Expo	3 YO FILLY TROT	STK	\$15,000
May 6	19	Cal Expo	3 YO FILLY PACE	STK	\$15,000
May 7	19	Cal Expo	3 YO COLT TROT	STK	\$15,000
May 7	19	Cal Expo	3 YO COLT PACE	STK	\$15,000
May 21	21	Cal Expo	3 YO FILLY TROT	STK	\$15,000
May 21	21	Cal Expo	3 YO FILLY PACE	STK	\$15,000
May 21	21	Cal Expo	3 YO COLT TROT	STK	\$25,000
May 21	21	Cal Expo	3 YO COLT PACE	STK	\$25,000

Post Time Schedule- Cal Expo Harness Meet

- Race 1- 5:45 PM
- Race 2- 6:05 PM
- Race 3- 6:25 PM
- Race 4- 6:45 PM
- Race 5- 7:05 PM
- Race 6- 7:25 PM
- Race 7- 7:45 PM
- Race 8- 8:05 PM
- Race 9- 8:25 PM
- Race 10- 8:45 PM
- Race 11- 9:05 PM
- Race 12- 9:25 PM
- Race 13- 9:45 PM
- Race 14- 10:05 PM
- Race 15- 10:25 PM

Respectfully request authorization to alter post time schedule as needed to compliment Los Alamitos, Night Thoroughbred, and imported race schedule.

2. State where incorporated:
3. Registry or file number for the corporation:
4. Names of all officers and directors, titles, and the number of shares of the corporation held by each:
5. Names (true names) of all persons, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the corporation and the number of shares held by each:
6. Number of outstanding shares in the corporation:
7. Are the shares listed for public trading? Yes No
If yes, on what exchange and how is the stock listed:
8. Name of the custodian of the list of shareholders and/or the transfer agent for the share holdings of the corporation:
9. If more than 50% of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity:
10. Attach the most recent audited annual financial statement for the licensee, including balance sheet and profit and loss statement, and a copy of a report made during the preceding 12 months to shareholders in the corporation and/or the Securities and Exchange Commission and/or the California Corporations Commission. The licensee may submit the audited consolidated annual financial statements of its parent owner if the parent owner is a publicly traded company and guarantees the obligations of the licensee.

D. LLC

1. Registered name of the LLC:
2. State where articles of organization are filed:
3. Registry or file number for the LLC:
4. Names of all officers and directors, titles, and the number of shares of the LLC held by each:
5. Names (true names) of all members, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the LLC and the number of shares held by each:
6. Are the shares listed for public trading? Yes No
If yes, on what exchange and how is the stock listed:
7. If more than 50% of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity:
8. Attach the most recent audited annual financial statement for the licensee, including balance sheet and profit and loss statement, and a copy of a report made during the preceding 12 months to shareholders in the LLC and/or the Securities and Exchange Commission and/or the California Corporations Commission.

E. OTHER: FAIR- CALIFORNIA EXPOSITION & STATE FAIR

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

F. Management and Staff

1. Name and title of the managing officer and/or general manager of the association and the name and title of all department managers and staff, other than those listed in 10B, who will be listed in the official program:

Norbert Bartosik-	General Manager
David Elliott-	Director of Racing
Kate Phariss-	Racing Supervisor
Glen Harris-	Mutuel Manager
Scott Ehrlich-	Announcer
J. R. Williams-	Track Superintendent
2. Name and title of the person(s) authorized to receive notices on behalf of the association and the mailing address of such person(s) if other than the mailing address of the association:

Norbert Bartosik, General Manager/CEO
David Elliott, Director of Racing

5. PURSE PROGRAM

- A. Purse distribution: Based on estimates from 12/30/10 through 6/18/11 (75 days)
Based on actuals from 12/26/2009 through 6/19/2010 (80 days)

1. All races other than stakes:

Current meet estimate: \$2,544,600
Prior meet actual: \$2,827,325

Average Daily Purse (5A1 ÷ number of days):
Current meet estimate: \$33,930
Prior meet actual: \$35,342
2. Overnight stakes: None

Current meet estimate:
Prior meet actual:

Average Daily Purse (5A2 ÷ number of days):
Current meet estimate:
Prior meet actual:
3. Non-overnight stakes: None

Current meet estimate:
Prior meet actual:

Average Daily Purse (5A3 ÷ number of days):
Current meet estimate:
Prior meet actual:

B. Stakes races: Final amount to be determined by California Harness Horsemen's Association/California Standardbred Sires Stakes Committee

1. Purse distribution for all stakes races:

Current meet estimate: \$280,000

Prior meet actual: \$280,000

Average Daily Purse (5B1 ÷ number of days):

Current meet estimate: \$3,733

Prior meet actual: \$3,500

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

Current meet estimate: 100%

Prior meet actual: 100%

Average Daily Purse (5B2 ÷ number of days):

Current meet estimate: \$3,733

Prior meet actual: \$3,500

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

Current meet estimate: \$100,700

Prior meet actual: \$107,370

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

Recognized Horsemen's Organization- California Harness Horsemen's Association

Current meet estimate:

Prior meet actual:

Total- \$157,222

Total- \$167,704

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

Current meet estimate: \$3,082,522

Prior meet actual: \$3,382,399

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

Current meet estimate: \$41,100

Prior meet actual: \$42,279

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

Current meet estimate: \$2,550,295

Prior meet actual: \$2,823,038

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

Current meet estimate: \$34,004

Prior meet actual: \$35,288

- G. Purse funds to be generated from interstate handle:
 Current meet estimate: \$252,227
 Prior meet actual: \$279,202

Average Daily Purse (5G ÷ number of days):
 Current meet estimate: \$3,363
 Prior meet actual: \$3,490

- H. Bank and account number for the Paymaster of Purses' purse account: Bank of the West Account Number(s) (Commissions, Trust-Purses) will be furnished under separate cover upon request.
- I. Name, address and telephone number of the pari-mutuel audit firm engaged for the meeting:
 Disher Accountancy Corporation, 1816 Maryal Dr., Sacramento, CA 95864 916-482-4224

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

6. STABLE ACCOMMODATIONS

- A. Number of usable stalls available for racehorses at the track where the meeting is held: 1,024
- B. Minimum number of stalls believed necessary for the meeting: 600
- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers: N/A
- D. Name and location of each off-site auxiliary stabling area and the number of stalls to be maintained at each site: N/A
- E. Attach each contract or agreement between the association and the person(s) furnishing off-site stabling accommodations for eligible racehorses that cannot be provided stabling on-site. N/A

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

- F. Total number of usable stalls made available on-site for the 1986 meeting:

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

7. PARI-MUTUEL WAGERING PROGRAM

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

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

Proposed Wagering Format

The following CHRB wagering rules will be in affect, upon approval, during the 2011 Cal Expo harness racing meet.

Type		Rule Number
Exacta	(1E)	1959
Quinella	(2Q)	1958
Trifecta	(1TRI)	1979
Daily Double	(1DD)	1957
Superfecta	(.10SF)	1979.1
Pentafecta	(.50 PF)	ARCI 004-105
PK 3	(1PK3)	1977
PK 4	(1PK4)	1976.9

- Race 1: 1DD, .10 SF, 1E, 1 TRI,
 Race 2: .10 SF, 1E, 1 TRI, 1PK 4
 Race 3: .10 SF, 1E, 1 TRI, 1PK3
 Race 4: .10 SF, 1E, 1 TRI, 1PK3
 Race 5: .10 SF, 1E, 1 TRI, 1PK3
 Race 6: .10 SF, 1E, 1 TRI, 1PK4 or 1PK3
 Race 7: .10 SF, 1E, 1 TRI, 1PK4 or 1PK3
 Race 8: .10 SF, 1E, 1 TRI, 1PK4 or 1PK3
 Race 9: .10 SF, 1E, 1 TRI, 1PK4 or 1PK3
 Race 10: .10 SF, 1E, 1 TRI, 1PK4 or 1PK3
 Race 11: .10 SF, 1E, 1 TRI, 1PK4 or 1PK3
 Race 12: .10 SF, 1E, 1 TRI, 1PK4 or 1PK3
 Race 13: .10 SF, 1E, 1 TRI, 1 PK3 on 15 race card
 Race 14: .10 SF, 1E, 1 TRI, 1DD on 15 race card
 Race 15: .10 SF, 1E, 1 TRI,

- B. Maximum carryover pool to be allowed to accumulate before its distribution OR the date(s) designated for distribution of the carryover pool: June 18, 2011
- C. List any options requested with regard to exotic wagering: We respectfully request the authority to offer Pik 3 and Pik 4 wagers on different races dependent upon the number of races carded for each night. We will only offer a maximum of three Pik 4 wagers on any racing night. We will offer an early (Races 1 and 2) Daily Double and a late Daily Double on the last two races of any card.
- D. Will "advance" or "early bird" wagering be offered? Yes No
If yes, when will such wagering begin: 10:00 AM
- E. Type(s) of pari-mutuel or totalizator equipment to be used by the association and the simulcast organization, name of the person(s) supplying equipment, and expiration date of the service contract:
Scientific Games/Sportech, September 2012
8. **ADVANCE DEPOSIT WAGERING (ADW)**

- A. Identify the ADW provider(s) to be used by the association for this race meeting:
YouBet, XPressBet, Twin Spires, and TVG

9. **SIMULCAST WAGERING PROGRAM**

- A. Simulcast organization engaged by the association to conduct simulcast wagering:
SCOTWINC
- B. Attach the agreement between the association and simulcast organization permitting the organization to use the association's live audiovisual signal for wagering purposes and providing access to its totalizator for the purpose of combining on-track and off-track pari-mutuel pools.
On file with the CHRB
- C. California simulcast facilities the association proposes to offer its live audiovisual signal:
All CHRB licensed California simulcast wagering facilities, card rooms, Indian Gaming establishments, mini satellites, and racetracks.
- D. Out-of-state wagering systems the association proposes to offer its live audiovisual signal:
Attached
- E. Out-of-state wagering systems that will combine their pari-mutuel pools with those of the association:
Attached
- F. For THOROUGHBRED racing associations, list the host track from which the association proposes to import out-of-state and/or out-of-country thoroughbred races. Include the dates imported races will be held, and whether or not a full card will be accepted. If the full card will not be imported, state "selected feature and/or stakes races":

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

THOROUGHBRED SIMULCAST RACES TO BE IMPORTED

Name of Host Track	Race Dates	Full Card or Selected Feature and/or Stakes Races
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- G. For QUARTER HORSE racing associations, list the host track from which the association proposes to import out-of-state and/or out-of-country quarter horse races. Include the dates imported races will be held, and whether or not a full card will be accepted. If the full card will not be imported, state

ITEM 9E

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

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

Schedule V

OUT OF STATE SIMULCAST WAGERING LOCATIONS

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

“selected feature and/or stakes races”:

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

HARNESS SIMULCAST RACES TO BE IMPORTED

<u>Name of Host Track</u>	<u>Race Dates</u>	<u>Full Card or Selected Feature and/or Stakes Races</u>
Balmoral Park	TBD	Selected Feature
The Meadowlands	TBD	Selected Feature and Full Card on specific days allowed by statute
Mohawk Raceway	TBD	Selected Feature
Northfield Park	TBD	Selected Feature
Pompano Park	TBD	Selected Feature
Maywood Park	TBD	Selected Feature
The Meadows	TBD	Selected Feature
Yonkers Raceway	TBD	Selected Feature
Pocono Downs	TBD	Selected Feature
Hoosier Park	TBD	Selected Feature
Harrington Raceway	TBD	Selected Feature
Woodbine Racecourse	TBD	Selected Feature

<u>Name of Host Track</u>	<u>Race Dates</u>	<u>Full Card or Selected Feature and/or Stakes Races</u>
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- I. For ALL racing associations, list imported simulcast races the association plans to receive which use breeds other than the breed of the majority of horses racing at its live horse racing meeting. Include the name of the host track, the dates imported races will be held, and how many races will be imported:

OTHER BREED SIMULCAST RACES TO BE IMPORTED

<u>Name of Host Track</u>	<u>Breed of Horse</u>	<u>Race Dates</u>	<u>Number of Races to be Imported</u>
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- J. For ALL racing associations, if any out-of-state or out-of-country races will commence outside of the time constraints set forth in B&P Code Sections 19596.2 and 19596.3, attach a copy showing the agreement by the appropriate racing association(s).

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

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

10. CHARITY RACING DAYS

- A. Name and address of the distributing agent (charity foundation) for the net proceeds from charity racing days held by the association: Friends of the California State Fair, 1600 Exposition Blvd., Sacramento, CA 95815
- B. Names and addresses of the trustees or directors of the distributing agent:
 Friends of the California State Fair
 1600 Exposition Blvd.
 Sacramento, CA 95815
- | | |
|-----------------|--------------------|
| Mark Kramer | President |
| Anne Jones | Vice President |
| Dan Arriola | Treasurer |
| Pam Howard | Secretary |
| Harry Moos | Executive Director |
| Romaine Bubnes | Trustee |
| Joe Cruz | Trustee |
| Mike Evans | Trustee |
| Joy Evans | Trustee |
| Carla Knee | Trustee |
| Linda Lopez | Trustee |
| Sue McKeever | Trustee |
| Dixie Van Allen | Trustee |
- C. Dates the association will conduct races as charity racing days OR:
- D. Will the association pay the distributing agent an amount equal to the maximum required under B&P Code Section 19550(b)? Yes

NOTICE TO APPLICANT: Net proceeds from charity racing days shall be paid to the designated and approved distributing agent within 180 days following the conclusion of the association's race meeting in accordance with the provisions of B&P Code Section 19555. Thereafter, the distributing agent shall distribute not less than 90% of the aggregate proceeds from such charity racing days within 12 calendar months after the last day of the meeting during which the charity racing days were conducted and shall distribute the remaining funds as soon thereafter as is practicable. At least 20% of the distribution shall be made to charities associated with the horse racing industry in accordance with the provisions of B&P Code Section 19556(b).

11. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT

- A. Racing officials nominated:
- | | |
|------------------------------|--------------------|
| Association Veterinarian(s)- | Dr. Henry Cook |
| Clerk of Scales- | N/A |
| Clerk of the Course- | Patricia Peterson |
| Film Specialist- | Kathy Poor |
| Horse Identifier- | Carl Sobey |
| Horseshoe Inspector- | John Walker |
| Paddock Judge- | Walter Petersen |
| Patrol Judge- | Bill Vallandingham |
| Placing Judges- | Kathy Poor |
| Starter- | Bill Vallandingham |
| Timer- | Kathy Poor |

- B. Management officials in the racing department:
- | | |
|-------------------------------------|---------------|
| Director of Racing- | David Elliott |
| Racing Supervisor- | Kate Phariss |
| Racing Secretary- | Fred Kuebler |
| Assistant Racing Secretary- | Joe Nefsky |
| Paymaster of Purses- | Donna Newman |
| Others (identify by name and title) | |
- C. Name, address and telephone number of the reporter employed to record and prepare transcripts of hearings conducted by the stewards:
Wendy Frazier Reporting, 13136 Ivey Rd., Herald, CA 95638 916-956-3914
- D. Photographic device to be used for photographing the finish of all races, name of the person supplying the service, and expiration date of the service contract:
Plusmic Corp USA, CDV-210 System-Bill O'Brien- Contract expiration 12/24/2011
- E. Photo patrol video equipment to be used to record all races, name of the person supplying the service, and expiration date of the service contract. Specify the number and location of cameras for dirt and turf tracks.
Pegasus Communications- Jim Porep, President Contract expiration 12/24/2011
Cameras (6)- Upper Pan, Lower Pan, 1/8 Pole Tower Head-On, 5/8 Pole Tower Head-On, Paddock, Winners Circle/Finish Line Ground Level
- F. Type of electronic timing device to be used for the timing of all races, name of the person supplying the service, and expiration date of the service contract:
In house owned electronic timing device maintained and serviced by Pegasus Communications.
Contract expires 12/24/2011.

12. SECURITY CONTROLS

- A. Name and title of the person responsible for security controls on the premises. Include an organizational chart of the security department and a list of the names of security personnel and contact telephone numbers. Chief Robert Craft, 916-263-3000/3120, Organizational chart attached.
- B. Estimated number of security guards, gatemen, patrolmen or others to be engaged in security tasks on a regular full-time basis: 18
1. Attach a written plan for enhanced security for graded/stakes races, and races of \$100,000 or more, to include the number of security guards in the restricted areas during a 24-hour period and a plan for detention barns. N/A
 2. Detention Barns:
 - A. Attach a plan for use of graded stakes or overnight races.
 - B. Number of security guards in the detention barn area during a 24-hour period.
 - C. Describe number and location of surveillance cameras in detention barn area.

Detention Barn-

The Cal Expo detention barn is located adjacent to the Test Barn at the south end of the Cal Expo Barn area.

The detention barn will be used in the following events:

1. The stewards request that any trainers horses in to go be held in the detention barn
2. The association upon receiving findings of TCO2 levels of 37 millimoles per liter of plasma or more, shall require all horses in to go trained by the offending trainer to be housed in the detention barn for a period of not less than 8 hours prior to post time of each horse.
3. All California Sires Stakes horses shall be housed in the detention barn for a period of not less than 6 hours prior to their California Sires Stakes race.

The detention barn will have one security officer assigned whenever the detention barn is being utilized. The security officer will be on duty before any horse arrives to serve detention and will not be relieved from duty until all horses have left the detention barn.

There will be a surveillance camera installed at the entrance/exit of the detention barn. The monitor will be placed in the guard shack adjacent to the entrance of the detention barn.

3. TCO2 Testing:

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

Pre Race- 12 to 24 horses will be selected by random for pre race blood testing

Post Race- The winner of each race plus seven random selections from each program will be tested.

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

Any TCO2 positive tests will result in the sanctions and penalties outlined by the CHRB.

Any horse whose TCO2 levels are in excess of permitted levels mandated by the CHRB shall in addition be subject to race out of the detention barn for every start the horse makes for 3 starts after the post race positive result. The trainer of record shall have \$200 deducted from their paymaster account for each of the 3 starts the horse races out of the detention barn. All horses must report to and be located in the detention barn by 12:00 Noon each racing day they are assigned.

C. Plan for detention barns for repeat offenders.

If a trainer receives multiple, more than one, high TCO2 test results, all horses in to go that are listed under the care of that trainer shall all serve time in the detention barn for 30 days from 12:00 Noon until the time that horse is scheduled to go to the paddock.

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

There are 10 Gateman positions that can be assigned to the TCO2 program with no more than 2 gatemens serving at one time in the detention barn.

C. Describe the electronic security system:

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

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

D. For night racing associations. Describe emergency lighting system:

Generator lights are placed in strategic locations around the racetrack and the starting gate lights will be used for the safe exit of all racing participants should a power outage occur.

13. EMERGENCY SERVICES

- A. Name, address and emergency telephone number of the ambulance service to be used during workouts and the running of the races:
American Medical Response, 1779 Tribute Rd., Sacramento, CA 95815 916-563-0600
- B. Name, address and emergency telephone number of the ambulance service to be used during workouts at auxiliary sites: N/A
- C. Describe the on-track first aid facility, including equipment and medical staffing:
Mobile on track first aid facility staffed by two Emergency Medical Technicians and/or Paramedics
- D. Name and emergency telephone number of the licensed physician on duty during the race meeting:
(If quarter horse racing association see D(1): N/A

1. Name address and emergency telephone number of hospital located within 1.5 miles of the racetrack, which whom an agreement is in place to provide emergency medical services: N/A

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

UC Davis Medical Trauma Center-
 2730 Stockton Blvd., Sacramento
 Specializing as a Level 1 Trauma Center
 916-734-2011

Kaiser Permanente Hospital
 2025 Morse Ave
 Sacramento, CA
 Specializing in orthopedic and cardiac

3 Miles

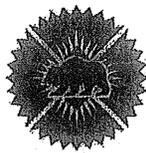
treatment 916-973-6600

2 miles

Sutter Memorial Hospital-
 5151 F Street, Sacramento
 Specializing in cardiac treatment
 916-733-1000
 1 ½ miles

Mercy General Hospital
 4001 J. Street, Sacramento
 Specializing in cardiac treatment
 916-453-4428
 1 ½ miles

- F. Attach, in English and Spanish, the emergency medical plan procedures that will be posted in each jockey's room to be used in the event of an on-track injury to a jockey/driver: Attached
- G. Name of health and safety manager and assistant manager responsible for compliance of health and safety provisions pursuant to B& P Code 19481.3(d): David Elliott, Kate Phariss
- H. Attach a fire clearance from the fire authority having jurisdiction over the premises. Inspection scheduled for November 2, 2010.
- I. Name of the workers' compensation insurance carrier for the association and the number of the insurance policy (if self-insured, provide details): Self insured through California Fairs Services Authority, certificate on file with CHRB.



CAL EXPO

EMERGENCY MEDICAL PROCEDURES FOR ON TRACK INJURY TO DRIVERS

"FIRST RESPONSE"

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

"ON SITE EVALUATION"

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

"INJURY TREATMENT"

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

CALIFORNIA EXPOSITION & STATE FAIR

P.O. Box 15649 • Sacramento, CA 95852-1649

State of California • Arnold Schwarzenegger, Governor

PRECUDIOS DE EMERGENCIA PARA MANEJADORES

“PRIMERA RESPUESTA”

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

“EVALUACION AL INSTANTE”

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

“ATENCION AL ACIDENTADO”

- El accidentado sera tratado de inmediato por (EMT).
- Si es demasiado grave el accidente sera transportado por ambulancia al hospital.

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

- J. Attach a Certificate of Insurance for workers' compensation coverage. The CHRB is to be named ¹⁶⁻²⁴ as a certificate holder and given not less than 10 days' notice of any cancellation or termination of insurance that secures the liability of the association for payment of workers' compensation.
Attached

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

14. CONCESSIONAIRES AND SERVICE CONTRACTORS

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

15. ON-TRACK ATTENDANCE/FAN DEVELOPMENT

- A. Describe any promotional plans:

Cal Expo will continue the following promotions:

1. Free Admission- General and Clubhouse
2. Free Parking- General and Preferred
3. \$3 Thursdays- Food Special for \$3 with happy hour from 6:00 to 8:30 PM
4. \$2 Fridays- Food Special for \$2 with happy hour from 6:00 to 8:30 PM
5. \$1 Saturdays- \$1 Hot Dogs, Beer, and Soda and additional dinner special in Clubhouse
6. 15% takeout on Pik 4 wagers on Saturday nights
7. Guaranteed Pik 4 Pool of \$10,000 on Saturday nights
8. Handicapping Contests on and off track
9. Proposed 0% takeout on Pik 4 wagers on specific days
10. Starting Gate ride giveaways

- B. Number of hosts and hostesses employed for meeting: 3

- C. Describe facilities set aside for new fans: Information booth and kiosk

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

1. Horsemen- Refurbishment of 3 barns- \$115,000 Barns A, B, and C
2. Fans- None in addition to facility renovation
3. Facilities in the restricted areas- New State Vet office in Vet Barn completed

July 1, 2010

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

Re: California Exposition & State Fair
1600 Exposition Blvd.
Sacramento, CA 95815

Please be advised that the California Exposition & State Fair is a member of the California Fair Services Authority (CFSA), and participates in the following self-insurance and loss pooling programs which are administered by CFSA:

II. WORKERS' COMPENSATION AND EMPLOYERS' LIABILITY

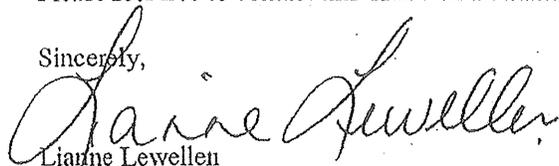
- A. Primary Coverage \$500,000 self-insured retention California Fair Services Authority
Coverage continuous until cancelled
- B. Excess Coverage (a) Workers' Compensation: Statutory Limit in excess of \$500,000
(b) Employers' Liability: \$4,500,000 in excess of \$500,000
Coverage provided by CSAC Excess Insurance Authority
Term: 07/01/2010 to 07/01/2011

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

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

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

Sincerely,


Lianne Lewellen
Risk Analyst

16. SCHEDULE OF CHARGES

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

Admission (general)- \$0
 Admission (clubhouse)- \$0
 Reserved seating (general)- N/A
 Reserved seating (clubhouse)- N/A
 Parking (general)- \$0
 Parking (preferred)-\$0
 Parking (valet)-\$0
 Programs (on-track)- \$3.50
 (off-track)- \$4.00

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

None

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

Group sales program including admission, parking, dinner, programs, winners circle photo, and starting gate ride varies in price from \$15.00 to \$30.00 per person dependent upon menu choice

17. JOCKEYS/DRIVERS' QUARTERS

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

<input checked="" type="checkbox"/>	Corners (lockers and cubicles)	How many	<input type="text" value="46"/>
<input checked="" type="checkbox"/>	Showers	<input checked="" type="checkbox"/>	Steam room, sauna or steam cabinets
<input type="checkbox"/>	Masseur	<input checked="" type="checkbox"/>	Food/beverage service
		<input checked="" type="checkbox"/>	Lounge area
		<input type="checkbox"/>	Certified platform scale

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

Same type/separated quarters

18. BACKSTRETCH EMPLOYEE HOUSING

A. Inspection of backstretch housing will be completed by Carol Nolan prior to the beginning of the race meet.

B. Number of rooms used for housing on the backstretch of the racetrack: 104

C. Number of restrooms available on the backstretch of the racetrack: 8

D. Estimated ratio of restroom facilities to the number of backstretch personnel: 1/50

19. TRACK SAFETY

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

B. Describe the type(s) of materials used for the inner and outer railings of the race course, the type of inner railing supports (i.e., metal gooseneck, wood 4" x 4" uprights, offset wood 4" x 4" supports, etc.), the coverings, if any, on the top of the inner railing, and the approximate height of the top of the inner railing from the level of the race course.

Inner rail is replaced by pylons; outer rail is a Steriline Aluminum Racing Safety Rail in full compliance with CHRB regulations.

- C. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474: David Elliott and Kate Phariss
- D. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474. Attached
- E. If the association is requesting approval to implement alternate methodologies to the provisions of Article 3.5, Track Safety Standards, pursuant to CHRB Rule 1471, attach a Certificate of Insurance for liability insurance which will be in force for the duration of the meeting specified in Section 2. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of liability insurance. Additionally, the CHRB must be listed as additionally insured on the liability policy at a minimum amount of \$3 million per incident. The liability insurance certificate must be on file in the CHRB headquarters office prior to the conduct of any racing.

20. DECLARATIONS

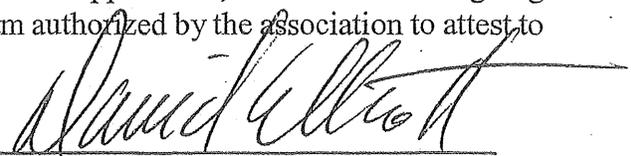
- A. All labor and lease agreements and concession and service contracts necessary to conduct the entire meeting have been finalized except as follows (if no exceptions, so state): No Exceptions
- B. Attach each horsemen's agreement pursuant to CHRB Rule 2044. On file
- C. Attach a lease agreement permitting the association to occupy the racing facility during the entire term of the meeting. (In the absence of either a lease agreement or a horsemen's agreement, a request for an extension pursuant to CHRB Rule 1407 shall be made). N/A
- D. All service contractors and concessionaires have valid state, county or city licenses authorizing each to engage in the type of service to be provided and have valid labor agreements, when applicable, which remain in effect for the entire term of the meeting except as follows (if no exceptions, so state): No Exceptions
- E. Absent natural disasters or causes beyond the control of the association, its service contractors, concessionaires or horsemen participating at the meeting, no reasons are believed to exist that may result in a stoppage to racing at the meeting or the withholding of any vital service to the association except as follows (if no exceptions, so state): No Exceptions

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

21. CERTIFICATION BY APPLICANT

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

David Elliott
Print Name


Signature

Print Title
Director of Racing

October 15, 2010
Date

STAFF ANALYSIS
November 9, 2010

Issue: APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF LOS ALAMITOS QUARTER HORSE RACING ASSOCIATION AT LOS ALAMITOS JANUARY 1, 2011 THROUGH DECEMBER 18, 2011.

Los Alamitos Quarter Horse Racing Association (LAQHRA) filed its application to conduct a quarter horse racing meeting at Los Alamitos.

- January 1, 2011 through December 18, 2011, or 151 days, 52 days less than the 2010 allocated race dates. The association proposes to race a total of 1,500 races. The (estimated) average daily purse for the 2010 meet is \$99,151. The (estimated) average daily purse for this meet is \$103,887. The 2010 meet has not been completed.
- The race dates proposed are the dates the Board allocated.

January - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23/30	24/31	25	26	27	28	29

February - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28					

March - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

April - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

May - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

June - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

July - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24/31	25	26	27	28	29	30

August - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25 H	26	27
28	29	30	31			

September - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	

October - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23/30	24/31	25	26	27	28	29

November - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			

December - 2011						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

- Racing 3 nights per week, Wednesday through Sunday, except February 6, 2011. Seven to 15 live races per night and 8 to 16 simulcast races.
 - LAQHRA proposes to begin its Friday programs with simulcast races, while the Saturday and Sunday programs would be a blend of live and simulcast racing dependent on thoroughbred associations scheduling throughout the year.
- First live post 7:00 p.m. Friday and Saturday; 5:30 p.m. Sunday.
 - During Del Mar and Fairplex - Sunday first live post will be determined by the number of races run at those meets.
 - During Hollywood Park (HP) - Los Alamitos will conduct its races between HP races.
- Wagering program will use CHRB and ARCI rules.
 - Early wagering will start at 9:30 a.m. Friday, Saturday and Sunday.
- Advance Deposit Wagering (ADW) providers are TVG.

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

Summary of B&P code 19604

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

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

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

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

Documents received in compliance with Business and Professions code 19604:

- A copy of the license agreement between ODS Technologies, L.P. dba TVG Network and Los Alamitos Quarter Horse Racing Association has been provided to CHRB.
- Simulcasting conducted with out-of-state racing jurisdictions pursuant to Business and Professions Code Section 19602; and with authorized locations throughout California.
- Request that Juan Garcia is appointed horse identifier pursuant to CHRB Rule 1525.
- Track safety inspection has been requested and will be completed before the race meeting begins.

- Inspection of backstretch worker housing has been requested and will be completed before the race meeting begins.

Specific information still needed to complete this application:

1. Horsemen's agreement.

Specific information which will need updating during the proposed race dates:

1. Fire Clearance (expires March 12, 2011).
2. Workers Compensation (expires January 1, 2011).

RECOMMENDATION:

Staff recommends that the application for license not be heard until the outstanding items have been received.

If the application is considered for approval, staff recommends a contingent approval pending the submission of outstanding items. Including, requiring the applicant to return before the Board to report on the status of the outstanding documents.

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

1. APPLICANT ASSOCIATION

- A. Name, mailing address, telephone and fax numbers of association:
Los Alamitos Quarter Horse Racing Association
4961 Katella Ave.
Los Alamitos, CA 90720 714-820-2800 main 714-820-2820 fax
- B. Breed of horse: TB QH H
- C. Racetrack name: Los Alamitos Race Course
- D. Attach a certified check payable to the Treasurer of the State of California in the amount of \$10,000 as deposit for license fees pursuant to B&P Code Section 19490.

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

2. DATES OF MEETING

- A. Inclusive dates for the entire meeting: January 1, 2011 through December 18, 2011.
- B. Actual dates racing will be held:
- | | |
|--|--|
| January 1-2, 7-9, 14-16, 21-23, 28-30 (14) | July 1-3, 8-10, 15-17, 22-24, 29-31(15) |
| February 4-5 11-13, 18-20, 25-27 (11) | August 5-7, 12-14, 19-21, 26-28 (12) |
| March 4-6, 11-13, 18-20, 25-27 (12) | September 2-4, 9-11, 16-18, 23-25, 30 (13) |
| April 1-3, 8-10, 15-17, 22-24, 29-30 (14) | October 1-2, 7-9, 14-16, 21-23, 28-30 (14) |
| May 1, 6-8, 13-15, 20-22, 27-29 (13) | November 4-6, 11-13, 18-20, 25-27 (12) |
| June 3-5, 10-12, 17-19, 24-26 (12) | December 2-4, 9-11, 16-18 (9) |
- C. Total number of days or nights of racing: 151
- D. Days or nights of the week races will be held:
 Wed - Sun Tues - Sat Other (specify) Friday through Sunday
- E. Number of days or nights of racing per week: 3 nights, except February 6, 2011.

3. RACING PROGRAM

- A. Total number of races: 1,500 live and 1,608 simulcast = 3,108
- B. Number of races for each day or night: 7-15 live, 8-16 incoming simulcast

CHRB CERTIFICATION

Application received: 10/11/10
Deposit received: 10/11
Reviewed: *apa*

Hearing date: 11/9/10
Approved date:
License number:

- C. Total number of stakes races: 83
- D. Attach a listing of all stakes races and indicate the date to be run and the added money or guaranteed purse for each. Note the races that are designated for California-bred horses.
- E. Will provisions be made for owners and trainers to use their own registered colors?
 Yes No If no, what racing colors are to be used:
- F. List all post times for the daily racing program:

Race	Friday	Saturday	Sunday	Sunday-Del Mar/Fairplex
1	7:00	7:00	5:30	6:30
2	7:25	7:25	5:55	6:55
3	7:50	7:50	6:20	7:20
4	8:15	8:15	6:45	7:45
5	8:40	8:40	7:10	8:10
6	9:05	9:05	7:35	8:35
7	9:30	9:30	8:00	9:00
8	9:55	9:55	8:25	9:25
9	10:20	10:20	8:50	9:50
10	10:45	10:45	9:15	10:15
11	11:10	11:10	9:40	10:40
12		11:35	10:05	11:05
13		11:59	10:30	11:30
14			10:55	
15			11:20	

First live race Friday scheduled for 7:00pm, Saturday 7:00pm and Sunday 5:30pm.

EXCEPTIONS: During Del Mar and Fairplex meets our Sunday first live post will be determined by the number of races run at Del Mar or Fairplex. It is the intention of LAQHRA to conduct simulcast wagering on no more than eight to sixteen out of state races per racing program, and to adjust our post times to avoid "triple overlap" situations.

At present LAQHRA proposes to begin its Friday programs with simulcast races, while the Saturday and Sunday programs would be a blend of live and simulcast racing dependent on thoroughbred association scheduling throughout the year.

LAQHRA will attempt to schedule post times at least 10 minutes apart from any overlapping thoroughbred races conducted by California racing associations whenever possible.

Friday evenings when Hollywood Park is racing, LAQHRA will conduct its races between the Hollywood Park races until the conclusion of that program.

Incoming simulcast races will be scheduled before and during our live racing program.

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

4. RACING ASSOCIATION

QUARTER HORSE
STAKES ADDED MONEY
2011

DATE	STAKES	Actual PURSES	Estimated PURSES	Difference
1/1/2011	Holiday Handicap		20,000	
1/8/2011	Charger Bar Handicap		100,000	
1/14/2011	Barbara B		20,000	
1/15/2011	Cypress Handicap		25,000	
2/4/2011	Denim N Diamonds		25,000	
2/18/2011	Winter Derby		100,000	
2/19/2011	Winter Championship		150,000	
2/26/2011	Maiden Stakes		30,000	
3/6/2011	Moonshiner Handicap		20,000	
3/11/2011	Ivan Ashment		25,000	
3/12/2011	Katella Handicap		25,000	
4/8/2011	El Primero		35,000	
4/9/2011	La Primera		35,000	
4/15/2011	La Pacifica		25,000	
4/16/2011	Miss Princess		35,000	
4/22/2011	Dillingham		25,000	
4/23/2011	Kaweah Bar		25,000	
5/21/2011	Kindergarten		35,000	
6/5/2011	James Smith		20,000	
6/10/2011	Claiming Futurity		25,000	
6/18/2011	Vessels Maturity		150,000	
6/25/2011	Ed Burke Million Futurity		250,000	
6/25/2011	Ed Burke Juvenile		30,000	
7/2/2011	Vandy's Flash		25,000	
7/3/2011	Independence Day		25,000	
7/30/2011	Governors Cup Futurity		125,000	
7/30/2011	Governors Cup Derby		100,000	
7/30/2011	california Championship Night -see next page		-	(A)
8/14/2011	Pat Hyland		25,000	
8/19/2011	Merial Distaff		7,500	
8/20/2011	B of A Challenge		15,000	
8/21/2011	Adequan Regional Challenge		5,000	
8/26/2011	Pfizer Challenge		5,000	
8/26/2011	John Deere Juvenile		7,500	
8/27/2011	Golden State Derby		50,000	
8/28/2011	Sgt Pepper Feature		25,000	
9/9/2011	Go Man Go		100,000	
9/17/2011	Mildred Vessels		150,000	
9/30/2011	PCQHRA Derby		50,000	
9/30/2011	Blane Schvaneveldt		40,000	
10/1/2011	PCQHRA Futurity		50,000	
10/7/2011	Autumn Handicap		25,000	

10/8/2011 Boniface Invitational	150,000	
10/22/2011 Wild West Futurity	20,000	
10/28/2011 Golden State Million Fut	100,000	
10/28/2011 Golden State Juvenile	30,000	
10/29/2011 B of A Championship		
10/29/2011 Merial Distaff		
10/29/2011 Red Cell Distance		
10/29/2011 Pfizer Starter		
10/29/2011 Adequan Derby		
10/29/2011 Ford Juvenile		
10/29/2011 Q Stakes	100,000	(B)
10/29/2011 John Deere Stakes		
10/29/2011 Nutrena Starter		
10/29/2011 AQHA Members Plus		
10/29/2011 Farnam Stakes		
10/29/2011 Evangeline Downs		
11/4/2011 Town Policy	25,000	
11/5/2011 Los Al Super Derby	250,000	
11/12/2011 Corona Chick	25,000	
11/18/2011 Z Wayne Griffin Trial	18,000	
11/26/2011 Las Damas	35,000	
12/9/2011 Los Al 2 Million Futurity	500,000	
12/9/2011 Los Al Juvenile Champ.	35,000	
12/10/2011 Champion of Champions	400,000	
12/11/2011 Paul B Ford Memorial	20,000	
12/16/2011 First Down Dash	35,000	
12/16/2011 So Cal Derby	35,000	
12/20/2009 Marathon National	35,000	
total	3,873,000	-

(A) Stakes funded by promotional funds not horsemen's purses

(B) Horsemen contribute \$100,000 from purses balance from corporate sponsors and racing association

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

B. Complete the applicable subsection and attached Addendum, Background Information and Ownership. ON FILE

C. CORPORATION

1. Registered name of the corporation: Horsemen's Quarter Horse Racing Association
2. State where incorporated: California
3. Registry or file number for the corporation: 3019242
4. Names of all officers and directors, titles, and the number of shares of the corporation held by each:
 Richard M. English Chairman
 Cathy Monji President/Director
 John Seibly Vice President/Director
 G. Michael Lyon Secretary
 Virginia Hyland Director Emeritus
 Edward C. Allred Director
 Daniel Castronova Director
 R. D. Hubbard Director
 Anthony Zidich Director
 Fred Scane Director
5. Names (true names) of all persons, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the corporation and the number of shares held by each:
 QUARTER HORSE RACING, INC. 100%
6. Number of outstanding shares in the corporation: 0
7. Are the shares listed for public trading? Yes No
 If yes, on what exchange and how is the stock listed:
8. Name of the custodian of the list of shareholders and/or the transfer agent for the share holdings of the corporation: Wagner, Kirkman, and Blaine
9. If more than 50% of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity:
 QUARTER HORSE RACING, INC
10. Attach the most recent audited annual financial statement for the licensee, including balance sheet and profit and loss statement, and a copy of a report made during the preceding 12 months to shareholders in the corporation and/or the Securities and Exchange Commission and/or the California Corporations Commission. The licensee may submit the audited consolidated annual financial statements of its parent owner if the parent owner is a publicly traded company and guarantees the obligations of the licensee. On file

D. LLC

1. Registered name of the LLC:
2. State where articles of organization are filed:
3. Registry or file number for the LLC:
4. Names of all officers and directors, titles, and the number of shares of the LLC held by each:

5. Names (true names) of all members, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the LLC and the number of shares held by each:
6. Are the shares listed for public trading? Yes No
If yes, on what exchange and how is the stock listed:
7. If more than 50% of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity:
8. Attach the most recent audited annual financial statement for the licensee, including balance sheet and profit and loss statement, and a copy of a report made during the preceding 12 months to shareholders in the LLC and/or the Securities and Exchange Commission and/or the California Corporations Commission.

E. OTHER

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

F. Management and Staff

1. Name and title of the managing officer and/or general manager of the association and the name and title of all department managers and staff, other than those listed in 10B, who will be listed in the official program:

Richard M. English	Chairman
Cathy Monji	President/Director
Robert Snyder	Controller
Michael Monji	Assistant General Manager
Frank Sherren	Plant Superintendent
Rick Castaneda	Director of Security
Howard Knuchell	Director of Operations
Robert DiGiovanni	Director of Mutuels
Ed Burgart	Track Announcer
Melodie Knuchell	Director Simulcasting/Nominations
Sherry Ray	Paymaster of Purses
Ken Walker	Director of Labor Relations

2. Name and title of the person(s) authorized to receive notices on behalf of the association and the mailing address of such person(s) if other than the mailing address of the association:
Cathy Monji, 4961 Katella Ave., Los Alamitos, CA 90720

5. PURSE PROGRAM

A. Purse distribution:

1. All races other than stakes:

Current meet estimate:	2011	\$10,570,000
Prior meet actual:	2010	\$10,622,254

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

Current meet estimate:	151	70,000
Prior meet estimate:	156	68,091

2. Overnight stakes:

Current meet estimate:	2011	N/A
Prior meet actual:	2010	N/A

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

Current meet estimate:	151	N/A
Prior meet estimate:	156	N/A

3. Non-overnight stakes:

Current meet estimate:	2011	\$ 3,873,000
Prior meet actual:	2010	\$ 3,615,761

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

Current meet estimate:	151	\$ 25,649
Prior meet estimate:	156	\$ 23,114

B. Stakes races:

1. Purse distribution for all stakes races:

Current meet estimate:	2011	\$ 3,873,000
Prior meet actual:	2010	\$ 3,615,761

Average Daily Purse (5B1 ÷ number of days):

Current meet estimate:	151	\$ 25,649
Prior meet estimate:	156	\$ 23,114

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

Current meet estimate:	2011	15%
Prior meet actual:	2010	15%

Average Daily Purse (5B2 ÷ number of days):

Current meet estimate:	150	.10%
Prior meet estimate:	156	.10%

- C. Funds to be generated for all California-bred incentive awards:
 Current meet estimate: 2011 \$ 780,000
 Prior meet actual: 2010 \$ 769,500
- D. Payment to each recognized horsemen's organization contracting with the association and the name(s) of the organization(s):

Recognized Horsemen's Organization

Current meet estimate: 2011 Prior meet actual: 2010

Total \$464,000 Total \$460,065

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

Current meet estimate: 2011 \$15,687,000
 Prior meet actual: 2010 \$15,467,580

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

Current meet estimate: 151 \$ 103,887
 Prior meet estimate: 156 \$ 99,151

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

Current meet estimate: 2011 \$12,080,000
 Prior meet actual: 2010 \$12,199,000

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

Current meet estimate: 151 \$ 80,000
 Prior meet estimate: 156 \$ 78,199

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

Current meet estimate: 2011 \$ 2,008,000
 Prior meet actual: 2010 \$ 1,900,000

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

Current meet estimate: 151 \$ 13,300
 Prior meet estimate: 156 \$ 12,100

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

Bank of the West Account #On File

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

Robert Passero, 230 Old Ranch Rd., Seal Beach, CA 90740

NOTICE TO APPLICANT: All funds generated and retained from on-track pari-mutuel handle which are obligated by law for distribution in the form of purses, breeders' awards or other benefits to horsemen, **shall not** be deemed as income to the association; **shall not** be transferred to a parent corporation outside the State of California; and **shall**, within 3 calendar days following receipt, be deposited in a segregated and separate liability account in a depository approved by the CHRB and shall be at the disposition of the Paymaster of Purses, who shall pay or distribute such funds to the persons entitled thereto. All funds generated from off-track simulcast wagering, interstate wagering, and out-of-state wagering which are obligated by law for distribution in the form of purses and breeders' awards, shall also be deposited within 3 calendar days following receipt, into such liability account. In the event the association is obligated to the payment of purses prior to those obligated amounts being retained from pari-mutuel wagering for such purpose, or as a result of

overpayment of earned purses at the conclusion of the meeting, the association shall transfer from its own funds such amounts as are necessary for the Paymaster of Purses to distribute to the horse owners statutorily or contractually entitled thereto. The association is entitled to recover such transferred funds from the Paymaster of Purses' account; and if insufficient funds remain in the account at the conclusion of the meeting, the association is entitled to carry forward the deficit to its next succeeding meeting as provided by B&P Code Section 19615(c) or (d). In the event of **underpayment** of purses which results in a balance remaining in the Paymaster of Purses' account at the conclusion of the meeting after distribution of amounts due to horsemen and breeders and horsemen's organizations, the association may carry forward the surplus amount to its next succeeding meeting; provided, however, that the amount so retained does not exceed an amount equivalent to the average daily distribution of purses and breeders' awards during the meeting. All amounts in excess shall be distributed retroactively and proportionally in the form of purses and breeders' awards to the horse owners and breeders having earned purses or awards during the conduct of the meeting.

6. STABLE ACCOMMODATIONS

- A. Number of usable stalls available for racehorses at the track where the meeting is held: 1428, growing to 1575-1625.
- B. Minimum number of stalls believed necessary for the meeting: 1428
- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers: 0
- D. Name and location of each off-site auxiliary stabling area and the number of stalls to be maintained at each site: N/A
- E. Attach each contract or agreement between the association and the person(s) furnishing off-site stabling accommodations for eligible racehorses that cannot be provided stabling on-site. N/A

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

- F. Total number of usable stalls made available on-site for the 1986 meeting: N/A
- G. Estimated cost to provide off-site stalls for this meeting. Show cost per day per stall: N/A
- H. Estimated cost to provide vanning from off-site stalls for this meeting. Show fees to be paid for vanning per-horse: N/A

7. PARI-MUTUEL WAGERING PROGRAM

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

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

	TYPE OF WAGERS	APPLICABLE RULES
Example Race:	\$1 E; \$1 Double	CHRB #1959; RCI #VE
Race #1	\$1E, \$1DD, \$1PNP, \$1 TRI, \$1SF,\$1PPN	CHRB 1959, 1957, 1976.9, 1979, 1979.1,1976.8
Race #2	\$1E, \$1PK3, \$1TRI, \$1SF	CHRB 1959, 1977, 1979, 1979.1
Race #3	\$1E, \$1PK3, \$1TRI, \$1SF	CHRB 1959, 1977, 1979, 1979.1
Race #4	\$1E, \$1PK3, \$1TRI, \$1SF, \$1DD	CHRB 1959, 1977, 1979, 1979.1,1957
Race #5	\$1E, \$1PK3, \$1TRI, \$1SF, \$2PNP6,\$1DD	CHRB 1959, 1977, 1979, 1979.1, 1976.9, 1957
Race #6	\$1E, \$1PK3, \$1TRI, \$1SF	CHRB 1959, 1977, 1979, 1979.1
Race #7	\$1E, \$1PK3, \$1TRI, \$1SF	CHRB 1959, 1977, 1979, 1979.1
Race #8	\$1E, \$1PK3, \$1TRI, \$1SF	CHRB 1959, 1977, 1979, 1979.1
Race #9	\$1E, \$1PK3, \$1TRI, \$1SF	CHRB 1959, 1977, 1979, 1979.1
Race #10	\$1E, \$1PK3, \$1TRI, \$1SF	CHRB 1959, 1977, 1979, 1979.1
Race #11	\$1E, \$1PK3, \$1TRI, \$1SF	CHRB 1959, 1977, 1979, 1979.1
Race #12	\$1E, \$1PK3, \$1TRI, \$1SF	CHRB 1959, 1977, 1979, 1979.1
Race #13	\$1E, \$1PK3, \$1TRI, \$1SF	CHRB 1959, 1977, 1979, 1979.1
Race #14	\$1E, \$1TRI, \$1SF, \$1DD	CHRB 1959, 1979, 1979.1, 1957
Race #15	\$1E, \$1TRI, \$1SF, \$1 SUPER HIGH FIVE	CHRB 1959, 1979, 1979.1, ARCI 004-105 pic(n)position (x) Pool method 3 (no minor pool with carryover)

1. Late daily double will always occur in the last two races of the race card.
2. If there are not enough horses carded in a race to offer a trifecta, we will offer a \$1 quinella, CHRB1958.
3. Late pick four will always be offered on the last four races of the race card, CHRB 1976.9.
4. Rolling pick three begins in the second race of each card and continues through the 3rd to last race of the card.
5. If a field should scratch down to 5 betting interests, LAQHRA requests administrative authority to cancel show wagering when necessary.
 - B. Maximum carryover pool to be allowed to accumulate before its distribution OR the date(s) designated for distribution of the carryover pool: December 18, 2011
 - C. List any options requested with regard to exotic wagering: N/A
 - D. Will "advance" or "early bird" wagering be offered? Yes No
If yes, when will such wagering begin:
Friday, Saturday, Sunday at 9:30am.
 - E. Type(s) of pari-mutuel or totalizator equipment to be used by the association and the simulcast organization, name of the person(s) supplying equipment, and expiration date of the service contract:
Scientific Racing Games, contact person: Terry McWilliams, contract expires 09/24/12

8. ADVANCE DEPOSIT WAGERING (ADW)

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

9. SIMULCAST WAGERING PROGRAM

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

- C. California simulcast facilities the association proposes to offer its live audiovisual signal:
- | <u>Northern California</u> | <u>Southern California</u> |
|---|--|
| Alameda County Fair, Pleasanton | Barona Casino, Lakeside |
| Bay Meadows | San Bernardino County Fair, Victorville |
| Big Fresno Fair, Fresno | Fantasy Springs Casino, (Cabazon), Indio |
| California State Fair \$ Expo, Sacramento | Del Mar Thoroughbred Club, Del Mar |
| Club One, Fresno | Hollywood Park, Inglewood |
| Golden Gate Fields, Albany | Desert Expo Centre, Indio |
| Kern County Fair, Bakersfield | The Farmers Fair, Perris |
| Monterey County Fair, Monterey | Antelope Valley Fair, Lancaster |
| San Joaquin County Fair, Stockton | Santa Barbara County Fair, Santa Maria |
| Santa Clara County Fair, San Jose | National Orange Show, San Bernardino |
| Solano County Fair, Vallejo | Fairplex Park, Pomona |
| Sonoma County Fair, Santa Rosa | Santa Anita, Arcadia |
| Stanislaus County Fair, Turlock | Viejas Casino & Turf Club, Alpine |
| Tulare County Fair, Tulare | Earl Warren Showgrounds, Santa Barbara |
| | Sycuan Gaming Center, El Cajon |
| | Ventura County Fair, Ventura |
| | Commerce Casino, City of Commerce |
- D. Out-of-state wagering systems the association proposes to offer its live audiovisual signal: Mexico (including Agua Caliente and related books, Juarez and related books, and Hipodromo de las Americas and related books); and those included in E.
- E. Out-of-state wagering systems that will combine their pari-mutuel pools with those of the association: The Caribbean Basin (Las Caymanas Park and various books on St. Marten, Jamaica, Barbados, and Trinidad); Dominican Republic (Hipodromo V. Centenario); Canada (Assiniboia Downs, Barrie Downs, Cloverdale Raceway, Dawartja Downs. Elmira Raceway, Flamboro Downs, Kawartha Dwns, Marquis Downs, Queensbury Downs, Rideau Carlton, Hippodromo l'Hippodrome de Montreal, Calgary Stampede, Hastings Park, Northland Park, Ontario Jockey Club, Stampede Park, Western Fair, Windsor Raceway, and others); Argentina (La Plata, San Ysidro, Palermo, and related books); Brazil (Jockey Club and related books); Columbia, (LosComuneros); Panama (Codere-PresidenteRemon); Sol Mutuel, Grenada, Uruguay (Maronas Racetrack); Venezuela (La Rinconada and related books); U.S. Virgin Islands (books); Puerto Rico (El Commandante), South Korea, South Africa.
- | | |
|--|---|
| America Tab-OR | Churchill Downs-KY |
| AmWest Entertainment-KY | Churchill Downs Sports Spectrum-KY |
| Arapahoe Park-CO | Cities of Gold, LVDC |
| Arima Race Club, Trinidad | Citizen Band Potawatomi Indian Tribe (LVDC) |
| Arlington International Race Course-IL | Colonial Downs-VA |
| Atlantic City Casino Assn.-NJ | Columbus Races-NE |
| Atlantis Paradise, LVDC | Connecticut OTB-CT |
| Avatar Ventures, LVDC | Corpus Christi Greyhound Track-TX |
| Balmoral Park-IL | Cypress Bayou Casino |
| BetPad, OR | Dairyland Greyhound Park-WI |
| Beulah Park-OH | Day At The Track, |
| Birmingham Race Course-AL | Delaware Park-DE |
| Blue Ribbon Downs-OK | Delta Downs-LA |
| Buffalo Trotting Association-NY | DGS Systems Corp, LVDC |
| Calder Race Course-FL | Dover Downs-DE |
| Capital Sports Pty-Australia | Downs at Albuquerque-NM |
| Canterbury Park-MN | Downs at Santa Fe |
| Capital District OTB-NY | Ebet |
| Catskill Off-Track, NY | Ellis Park-KY |
| Choctaw Racing Services, OK | Elite Turf Club, LVDC |

Emerald Downs, WA
 Eureka Downs, KS
 Euro Off-Track, Isle of Man
 Evangeline Downs-LA
 Fair Grounds Racecourse-LA
 Fair Meadows, IA
 Fairmount Park-IL
 Finger Lakes Race Track-NY
 Firelake Entertainment(LVDC) OK
 Fonner Park-NE
 Foxwoods Casino (LVDC)-CT
 Freehold Raceway-NJ
 Garden State Park-NJ
 Geneva Lakes Kennel Club-WI
 Great Lakes Downs-MI
 Greentrack-AL
 Gulf Greyhound Park
 Gulfstream Park-FL
 Harrington Raceway & Simulcast Facility-DE
 Hawthorne Race Course-IL
 Hazel Park-MI
 Hialeah Park-FL
 Hinsdale Greyhound Park, NH
 Hipica De Panama-MIR
 Holiday Beach Hotel (LVDC)-NV
 Hoosier Park-IN
 Indiana Downs, IN
 International All Sports, Australia
 International Racing Group, (IRG)
 Jackson Harness Raceway-MI
 Keeneland-KY
 Ladbroke at the Meadows-PA
 Lebanon Trotting Club-OH
 Lewiston OTB-ME
 Les Bois Park-ID
 Lien Games, ND
 Lodge At Belmont
 Lone Star Race Park-TX
 Louisiana Downs-LA
 Manor Downs-TX
 Maryland Jockey Club-MD
 Maywood Park-IL
 Meadowlands, NJ
 Megatote, LVDC
 Meskwaki Casino (LVDC)-NV
 Mobile Greyhound Park-AL
 Monmouth Park-NJ
 Montana Simulcast Partners (IMS)
 Monticello Raceway-NY
 Mountaineer Park-WV
 Mt. Pleasant Meadows-MI
 Multnomah Greyhound Park-OR
 Nassau Downs OTB-NY
 Nebraska State Fair Park-NE
 New Jersey Sports & Exposition
 New Mexico State Fair-NM
 New York City Off-Track Betting-NY
 New York Racing Association-NY
 Northfield Park-OH
 Northville Downs-MI
 Northville Racing Corp.-MI
 Northwest Racing Associates Ltd.(Emerald)

Oaklawn Park-AR
 Ocean Downs-MD
 Penn National Race Course-PA
 Philadelphia Park-PA
 Phumelela Gold, South Africa
 Plainridge Racecourse-MA
 Playfair Race Course-WA
 Pojoaque Pueblo Gaming, Inc. (LVDC)-OK
 Portland Meadows-OR
 Potawatomi Indian Tribe, WI
 Prairie Meadows-IA
 Prescott Downs-AZ
 Premier Turf Club-ND
 Raceway Park-OH
 Racing & Gaming Services, St Kitts
 Remington Park-OK
 Retama Park-TX
 Rillito Park-AZ
 River Downs-OH
 Rockingham Park-NH
 Ruidoso Downs-NM
 Running Aces Harness Park, MN
 Sam Houston Park-TX
 Sandy Downs, ID
 Saratoga Raceway-NY
 Schenectady OTB-NY
 Scioto Downs-OH
 Silks Corporation, N. Dakota Horse Park, ND
 Sol Mutuel Ltd, S. America
 Southland Greyhound Park-AR
 Spirit Mountain Casino (LVDC)-OR
 Sports Creek Raceway-MI
 Sportsman's Park-IL
 Suffolk Downs-MA
 Suffolk OTB, NY
 Sunland Park Racetrack-NM
 SunRay Park and Casino-NM
 Tampa Bay Downs-FL
 Television Games Network-CA
 The Downs @ Albuquerque
 The Lodge at Belmont, NH
 The Racing Channel,
 The Red Mile, KY
 The Stables (LVDC)-OK
 Thistledown Racing Club-OH
 TP Racing, LLLP (Turf Paradise)-AZ
 TRN International, PA
 Tucson Greyhound Park-AZ
 Turning Stone Casino-NY
 US Off-Track-OR
 Valley Race Park, TX
 Vernon Downs-NY
 Western Regional OTB-NY
 Wichita Greyhound Park-KS
 Will Rogers Downs-OK
 Wonderland Greyhound Park
 Woodlands-KS
 Wyoming OTB-WY
 Yavapai Downs, AZ
 Yonkers Raceway-NY
 Youbet-Tote Tasmania, Australia

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

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

THOROUGHBRED SIMULCAST RACES TO BE IMPORTED

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

QUARTER HORSE SIMULCAST RACES TO BE IMPORTED

Name of Host Track	Race Dates	Full Card or Selected Feature and/or Stakes Races
Delta Downs	April -July	Selected races
Sam Houston	June-September	Selected races
Prairie Meadows	July-September	Selected races
Remington Park	March-June	Selected races
Ruidoso Downs	May-September	Selected races
Fair Meadows/Tulsa	May-July	Selected races
Hoosier Park	September	Selected races
Red Mile	July-September	Selected races
Evangeline Downs	September-December	Selected races
Lone Star Park	October-December	Selected races
Canterbury Park	May-September	Selected races
Indiana Downs	May-July	Selected races
Portland Meadows	TBA	Selected races
Zia Park	TBA	Selected races

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

HARNESS SIMULCAST RACES TO BE IMPORTED

Name of Host Track	Race Dates	Full Card or Selected Feature and/or Stakes Races
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- I. For **ALL** racing associations, list imported simulcast races the association plans to receive which use breeds other than the breed of the majority of horses racing at its live horse racing meeting. Include the name of the host track, the dates imported races will be held, and how many races will be

OTHER BREED SIMULCAST RACES TO BE IMPORTED

Name of Host Track	Breed of Horse	Race Dates	Number of Races to be Imported
Balmoral	Standardbred	January-December	Selected races
Maywood	Standardbred	January-December	Selected races
Meadowlands	Standardbred	January - August; November - December	Selected races
Hawthorne	Standardbred	TBA	Selected races
Red Mile	Standardbred	September	Selected races
Scioto Downs	Standardbred	August	Selected races
Pompano Downs	Standardbred	October	Selected races
Dover Downs	Standardbred	TBA	Selected races
The Meadows	Standardbred	TBA	Selected races
Northfield Park	Standardbred	TBA	Selected races
Vernon Downs	Standardbred	TBA	Selected races
Mohawk Raceway	Standardbred	TBA	Selected races
Windsor Raceway	Standardbred	TBA	Selected races
Penn National	Standardbred	TBA	Selected races
Remington Park	Paint	TBA	Selected races
Emerald Downs	Tb, 4 ¼ furlong, \$5000 claimers or less	TBA	Selected races
Hastings	Tb, 4 ¼ furlong, \$5000 claimers or less	TBA	Selected races
Delta Downs	Tb, 4 ¼ furlong, \$5000 claimers or less	TBA	Selected races

- J. For ALL racing associations, if any out-of-state or out-of-country races will commence outside of the time constraints set forth in B&P Code Sections 19596.2 and 19596.3, attach a copy showing the agreement by the appropriate racing association(s). Agreements forwarded as needed.

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

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

10. CHARITY RACING DAYS

- A. Name and address of the distributing agent (charity foundation) for the net proceeds from charity racing days held by the association:
Los Alamitos Quarter Horse Charity Foundation, 4961 Katella Ave., Los Alamitos, CA 90720
- B. Names and addresses of the trustees or directors of the distributing agent:
Robert Main 4961 Katella Ave., Los Alamitos, CA 90720
Althea Miller 4961 Katella Ave., Los Alamitos, CA 90720
Charles Brain 4961 Katella Ave., Los Alamitos, CA 90720
- C. Dates the association will conduct races as charity racing days are:
September 9, September 16, September 23, October 7, October 14, 2011

- D. Will the association pay the distributing agent an amount equal to the maximum required under B&P Code Section 19550(b)? Yes

NOTICE TO APPLICANT: Net proceeds from charity racing days shall be paid to the designated and approved distributing agent within 180 days following the conclusion of the association's race meeting in accordance with the provisions of B&P Code Section 19555. Thereafter, the distributing agent shall distribute not less than 90% of the aggregate proceeds from such charity racing days within 12 calendar months after the last day of the meeting during which the charity racing days were conducted and shall distribute the remaining funds as soon thereafter as is practicable. At least 20% of the distribution shall be made to charities associated with the horse racing industry in accordance with the provisions of B&P Code Section 19556(b).

11. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT

A. Racing officials nominated:

Association Veterinarian(s)	Thomas A. Hackathorn, DVM
Clerk of Scales	Glen Miki
Film Specialist	Stewards
Horse Identifier	Juan Garcia
Horseshoe Inspector	James Stump
Paddock Judge	Louie Cacioppo
Patrol Judges	Louie Cacioppo
Placing Judges	Ed Reese, Geoff Waxler
Starter	John Baker
Timer	Geoff Waxler

B. Management officials in the racing department:

Director of Racing	Ron Church
Racing Secretary	Ron Church
Assistant Racing Secretary	Ed Reese
Paymaster of Purses	Sherry Ray
Others (identify by name and title)	

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

Barbara Weinstein, 9582 Hamilton Ave, STE 265, Huntington Beach, CA 92646 714 964-7102

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

Plusmic Corporation USA – Bill O'Brien 12/31/13.

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

Pegasus Communications - Jim Porep 12/26/11

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

Pegasus Communications - Jim Porep 12/26/11

12. SECURITY CONTROLS

- A. Name and title of the person responsible for security controls on the premises. Include an organizational chart of the security department and a list of the names of security personnel and contact telephone numbers.
Rick Castaneda-Director of Security 714-713-7728 cell
714-820-2663 office
- B. Estimated number of security guards, gatemen, patrolmen or others to be engaged in security tasks on a regular full-time basis: 30
1. Attach a written plan for enhanced security for graded/stakes races, and races of \$100,000 or more, to include the number of security guards in the restricted areas during a 24-hour period and a plan for detention barns. Not used at this time.
 2. Detention Barns: Not used at this time.
 - A. Attach a plan for use of graded stakes or overnight races.
 - B. Number of security guards in the detention barn area during a 24-hour period.
 - C. Describe number and location of surveillance cameras in detention barn area.
 3. TCO2 Testing:
 - A. Number of races to be tested, and number of horses entered in each race to be tested.
 - B. Plan for enhanced surveillance for trainers with high-test results.
 - C. Plan for detention barns for repeat offenders.
 - D. Number of security personnel assigned to the TCO2 program.
- C. Describe the electronic security system: Not used at this time.
1. Location and number of video surveillance cameras for the detention barn and stable gate.
- D. For night racing associations. Describe emergency lighting system: See attached.

13. EMERGENCY SERVICES

- A. Name, address and emergency telephone number of the ambulance service to be used during workouts and the running of the races:
Huntington Ambulance, PO Box 145, Sunset Beach, CA 90742 562-904-1550,
714-325-0363 cell -Stacy O'Brien
- B. Name, address and emergency telephone number of the ambulance service to be used during workouts at auxiliary sites: N/A
- C. Describe the on-track first aid facility, including equipment and medical staffing: Open during live racing hours with basic first aid supplies including an Automated External Defibrillator (AED), manned by two EMT's.

Organizational Chart 2010 / 2011
 Los Alamitos Race Course

Security Dept.

Captain of Security	Rick Castaneda	Office (714) 820-2663 Cell (714) 713-7728
Day Shift Sergeant	Keith Hicks	Office (714) 820-2664 Cell (714) 366-0579
Night Shift Sergeant		
Day Shift Security Officers	Bill Chavez Edgardo Castillo Gerardo Angel Deril Montgomery Bunthoeun Sos	Mainline Club House Pk Lot Desk Mezz
Night Shift Officers	Louie Reid Jackie Dixon Jose Murillo Gabriel Castellanos Henry Chambers Faatoulaina Tiatia Robert Edison	Desk Part Time 2 days a week Mainline Mezz PK Lot Paddock Club House Breaks
Stable Area Officers	Alex Pacheco Jorge Avina Jose Alvarez Ruben Silva Fernando Gomez	Day stable Night stable Split Shift Night Receiving Barn Graveyard
Off Hour Officers	Albert Cruz Sr. Luis Rivas Frank Wozniak	Grave Yard Split Shift Days

There are 20 security officers on staff during the racing season, and 2 supervisors.

Stable Gate Attendants

April Dudone	Swing Gate
laura Cunningham	Day East Gate
Mario Martinez	Spilt Shift
Arturo Sandoval	Night East Gate
Marco Avina	Grave yard Gate
Robert Garcia	Day Gate
Cheri Willett	Part Time 1 day Sunday Swing / Monday Grave

6 Stable Gate Attendants / 1 Part Time

Emergency Track Lighting System
Los Alamitos Race Course

The main race track lighting system is comprised of (970) 1000 watt 277 volt metal halogen light fixtures. The emergency lighting system is comprised of (305) 1500 watt quartz light fixtures. If the main system experiences a brief loss or interruption of power the metal halogen lights will fail. Due to the type of fixture they may take up to 20 minuets to reach full illumination. In the event of an interruption of this type the back-up emergency quartz lighting system automatically comes. This happens instantly and the back-up emergency system can remain on for up to 90 minutes.

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

1. Name address and emergency telephone number of hospital located within 1.5 miles of the racetrack, which whom an agreement is in place to provide emergency medical services:

Los Alamitos Medical Center	West Anaheim Medical Center
3751 Katella Ave	3033 West Orange Ave
Los Alamitos, CA	Anaheim, CA 92804
562-799-3212	714-827-3000

In case of a major accident/head injury they are routed to:

Long Beach Memorial	or	UCI
2801 Atlantic Ave		101 The City Dr
Long Beach, CA 90802		Orange, CA 92868
562-933-2000		714-456-7890

This will be determined by the Paramedics, not the race track or EMT's.

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

Same as D 1.

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

See attached.

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

Allie Rodriguez/FLSIG-safety manager
Frank Sherren-safety program director LARC

H. Attach a fire clearance from the fire authority having jurisdiction over the premises.
Our fire clearance inspection is conducted yearly in March, see attached.

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

Self Insured-Finish Line Self Insurance Group, certificate # On File
Administrator: Sig Solutions
PO Box 905
Seal Beach, Ca 90740

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

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



CERTIFICATE OF LIABILITY INSURANCE

17-23

DATE (MM/DD/YYYY)

10/1/2010

PRODUCER (415) 957-0600 FAX: (415) 957-0577 MOC Insurance Services License No. 0589960 44 Montgomery St., 17th Fl. San Francisco CA 94104	THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.												
INSURED Los Alamitos Race Course 4961 Katella Avenue Los Alamitos CA 90720	<table border="1"> <tr> <th>INSURERS AFFORDING COVERAGE</th> <th>NAIC #</th> </tr> <tr> <td>INSURER A: Finish Line SIG, Inc.</td> <td></td> </tr> <tr> <td>INSURER B: National Union Fire Ins Co of</td> <td></td> </tr> <tr> <td>INSURER C:</td> <td></td> </tr> <tr> <td>INSURER D:</td> <td></td> </tr> <tr> <td>INSURER E:</td> <td></td> </tr> </table>	INSURERS AFFORDING COVERAGE	NAIC #	INSURER A: Finish Line SIG, Inc.		INSURER B: National Union Fire Ins Co of		INSURER C:		INSURER D:		INSURER E:	
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INSURER A: Finish Line SIG, Inc.													
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INSURER D:													
INSURER E:													

COVERAGES

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

INSR ADD'L LTR INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YYYY)	POLICY EXPIRATION DATE (MM/DD/YYYY)	LIMITS
	GENERAL LIABILITY <input type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC				EACH OCCURRENCE \$ DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ PRODUCTS - COMP/OP AGG \$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS				COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN EA ACC AGG \$ AUTO ONLY: AGG \$
	EXCESS / UMBRELLA LIABILITY <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE DEDUCTIBLE RETENTION \$				EACH OCCURRENCE \$ AGGREGATE \$ \$ \$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory In NH) If yes, describe under SPECIAL PROVISIONS below Y/N <input checked="" type="checkbox"/> Y WC001				<input checked="" type="checkbox"/> WC STATU-TORY LIMITS <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
B	OTHER Excess Workers' Compensation WC09010549		1/1/2010	1/1/2011	

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS

Coverage extended as of start date below to employees assigned to
 Los Alamitos Race Course
 4961 Katella Avenue
 Los Alamitos, CA 90720
 Start Date: 1/1/10

CERTIFICATE HOLDER

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

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE
 S Przemielewski/SPR

Sara R. Przemielewski

In Case Of

↑ ACCIDENT ↑

(714) 562-8638 • (562) 926-8332

Valley

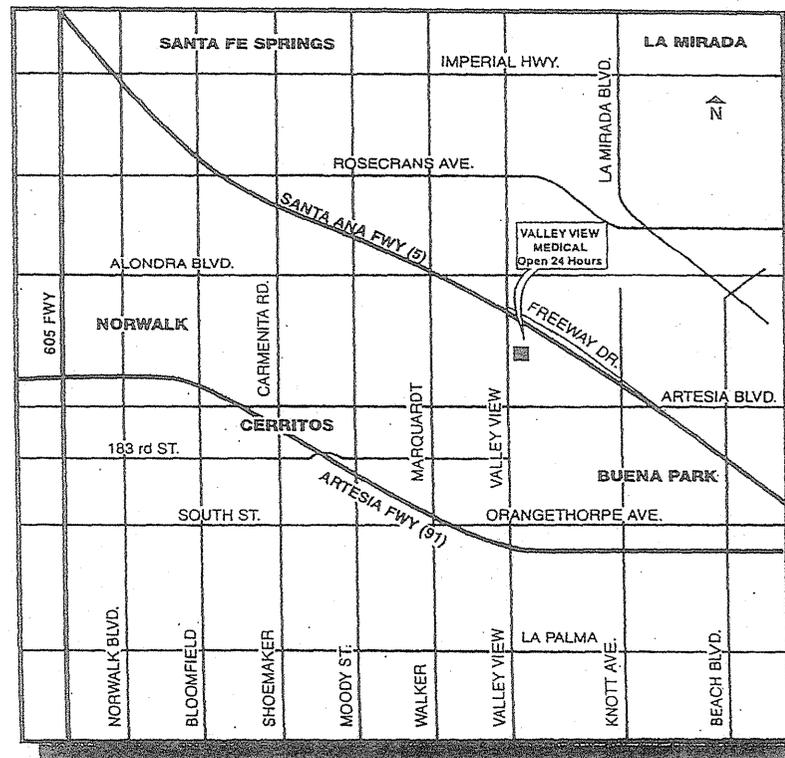
View

MEDICAL



16700 Valley View Ave., Suite 180
La Mirada, CA 90638

Located on Valley View Avenue between the
Santa Ana Fwy. (5) and Artesia Blvd.
Ground Floor of 4-Story Building. Next to Winchell's.

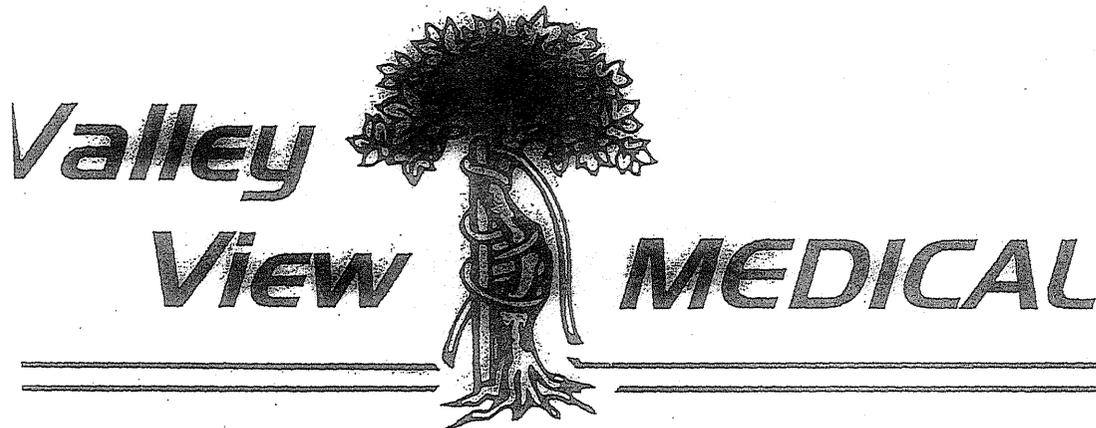


OPEN 24 HOURS • 7 DAYS

En Caso De

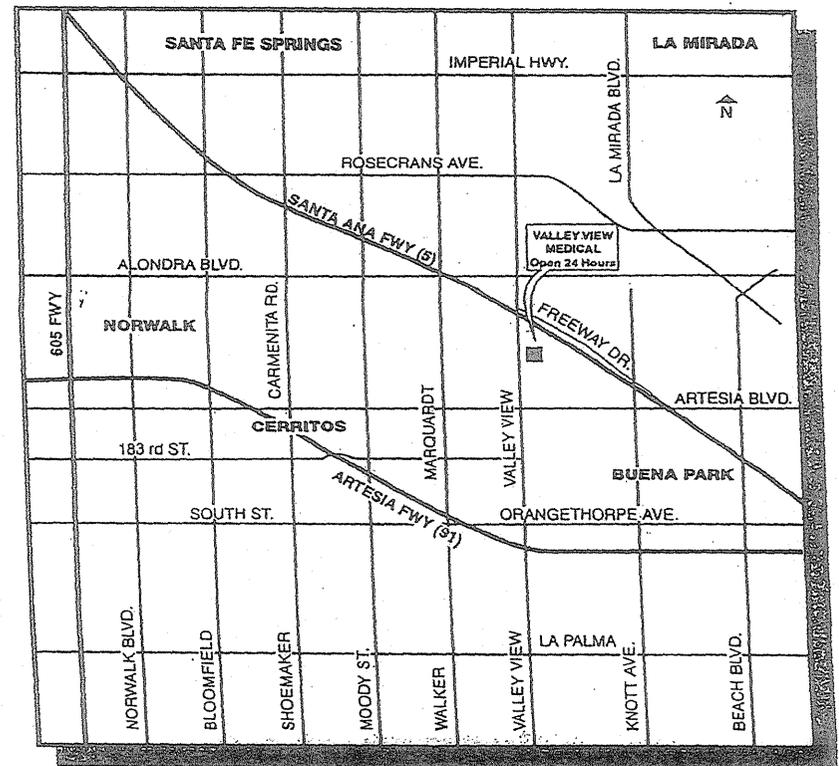
ACCIDENTE

(714) 562-8638 • (562) 926-8332



16700 Valley View Ave., Suite 180
La Mirada, CA 90638

Sobre La Valley View Avenue Entre El
Santa Ana Fwy. (5) y Artesia Blvd.
Primer Piso Del Edificio Adjunto a Winchell's.



ABIERTO 7 DIAS • LAS 24 HORAS



March 12, 2010

Los Alamitos Race Course
4961 Katella Av.
Los Alamitos, CA 90720
Attn: Frank Sherren

Dear Mr. Sherren,

This letter is in response to your request for a fire and life safety clearance at the above address. The annual inspections have been completed and I am pleased to report that there is a reasonable degree of fire and life safety present at this time.

If I can be of further assistance, please contact me at 714-229-8805.

Respectfully,

A handwritten signature in black ink, appearing to read "Antonio Aleman".

Antonio Aleman
Senior Fire Prevention Specialist

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

14. CONCESSIONAIRES AND SERVICE CONTRACTORS

Names and addresses of all persons to whom a concession or service contract has been given, **other than those already identified**, and the goods and/or services to be provided by each:
 Centaur Hot Walkers, Inc., 5761 Ridgeview Ave., Mira Loma, CA 91752

15. ON-TRACK ATTENDANCE/FAN DEVELOPMENT

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

16. SCHEDULE OF CHARGES

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

Admission (general)	3.00
Admission (clubhouse)	5.00/10.00 (Vessels club)
Reserved seating (general)	N/A
Reserved seating (clubhouse)	N/A
Parking (general)	Free
Parking (preferred)	3.00
Parking (premium)	8.00
Programs (on-track)	3.50
(off-track)	4.00

- B. Describe any "Season Boxes" and "Turf Club Membership" fees:
 See attached
- C. Describe any "package" plans such as combined parking, admission and program:
 N/A

17. JOCKEYS/DRIVERS' QUARTERS

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

<input checked="" type="checkbox"/> Corners (lockers and cubicles)	How many	<input type="text" value="70"/>
<input checked="" type="checkbox"/> Showers	<input checked="" type="checkbox"/> Steam room, sauna or steam cabinets	<input checked="" type="checkbox"/> Lounge area
<input checked="" type="checkbox"/> Masseur	<input checked="" type="checkbox"/> Food/beverage service	<input checked="" type="checkbox"/> Certified platform scale

CHRB LICENSE APPLICATION

ON TRACK ATTENDANCE/FAN DEVELOPMENT

A. Describe any promotional plans:

1. Los Alamitos conducts weekly Saturday handicapping contests, which are free to all patrons. Prizes of \$100 are presented to the top weekly handicapper. More than 120 patrons play the weekly contests.
2. Los Alamitos guarantees pools in the early Pick Four every racing night. Currently, Pick Four pools are guaranteed at \$50,000 on Thursdays and \$75,000 on Friday through Sunday.
 3. Los Alamitos employs a full time on-air satellite broadcaster in Chris Wade, who handicaps the nightly racing card. The show is beamed nationwide through the Los Alamitos satellite network.
4. Los Alamitos employs one part-time employee to assist patrons with their Racing Rewards card, which serves as the track's loyalty program. This program rewards its members with cash vouchers for playing the nighttime Los Alamitos racing program with a 1 percent return on their money wagered. In 2010, more than \$30,000 will be awarded to frequent players.
5. Los Alamitos' senior citizen admission prices are \$2 every single day. Los Alamitos also offers free grandstand admission and free general parking every Thursday night. More than 60% of the Los Alamitos parking lot is available at no charge as part of its free general parking area.
6. Los Alamitos provides Ed Burgart's tipsheet free on its website at www.losalamitos.com.
7. Los Alamitos offers a free nighttime pocket program, which can be downloaded at www.losalamitos.com.
8. Los Alamitos offers a free past performance lines for major Grade 1 races, which can be downloaded at www.losalamitos.com.
9. Los Alamitos markets its night program via the Mike Willman weekly radio shows and new for 2010, Los Alamitos started promoting in racing program in Northern California via the
10. Los Alamitos markets the night program on TVG with a 36-week advertising campaign throughout the year. Los Alamitos works closely with TVG to promote and encourage viewers to visit the racetrack. Vessels Club and general concession menu

items are often promoted on TVG to show fans what's available at the racetrack. Los Alamitos sponsors trivia and handicapping contest on TVGs with "Night At The Track" and "The Late Daily Double Show" packages offered as prizes.

11. The Replay Show is available on TVG mornings on a Friday through Monday basis.
12. Los Alamitos has made available online video of morning workouts of 2-year-olds. Horseplayers find this a useful tool, as they're able to dissect workouts of horses that have yet to make an official start.
13. Los Alamitos will conduct one statewide mailers featuring mystery mutuel vouchers. Each voucher is worth at least \$5. Vouchers in denominations of \$10, \$20, \$50, \$100, \$500, and \$1,000 are also mailed. In addition \$2,500 vouchers are mailed.
15. Family days at Los Alamitos will be held in mid-July with the running of the popular Wienerschnitzel Wiener National. One-hundred dachshunds compete for prize money and trophies. The annual event receives great pre and post event publicity on the television newscasts. The event annually attracts over 12,000 people, most of which get exposed to the excitement of horseracing for the first time. This event is now imitated by all of the fairs conducting live racing as well as Golden Gate Fields, which is now conducting about 3-4 of these events per year.
16. The Los Alamitos annual Halloween Carnival will be conducted in late fall. This event benefits a local charity, as well as the Los Alamitos Race Track Chaplaincy. A costume contest for kids and adults as well as a ton of carnival games are held in a safe, fun, and family oriented environment. This event provided first-time exposure of horseracing to thousands of families each year.
17. Premium item giveaway nights will be held in March, July, October, and December including a sweatshirt giveaway in the spring, t-shirt in July, blanket giveaway in October and calendar giveaway in December of 2011.
18. Three video-replay kiosks are available throughout the plant for the benefit of horsemen and fans. The touch-tone kiosks offer replays of the Los Alamitos races, plus selected tracks from around the nation, just minutes after the race has occurred.
19. Los Alamitos will continue its DVD Scrapbook program designed to reward racehorse owners at Los Alamitos. Every time a horse wins a race at Los Alamitos, the owner will receive one DVD - completely free - featuring the horse's winning performance. The DVD includes the post parade, warm-ups, race analysis, actual race, and winner's circle. This has received rave reviews across the board from owners and Los Alamitos Race Course sees it a nice goodwill gesture.
20. In addition to the on-track marketing, Los Alamitos is conducting the strongest marketing program of any southern California track for the benefit of its simulcast facilities. In 2011, Los Alamitos is scheduled to conduct nearly 50 handicapping contest

for cash prizes worth approximately \$22,000 – our biggest figure yet. Most handicapping contests are held in conjunction with a premium item giveaway, such as cap, t-shirt, long sleeve polo, or sweatshirt. Racing personality Les Onaka is on hand at each of the contests promoting the nighttime Quarter Horse signal via handicapping seminars and question and answer sessions. Los Alamitos currently conducts monthly handicapping contests at Commerce Casino. Other sites to host multiple events this year include Hollywood Park, Santa Anita, Surfside, Monterey, Santa Maria, Santa Barbara, Victorville, Lancaster, San Bernardino, Santa Clara and Ventura. Fan data is gathered at each location for future marketing use.

21. Los Alamitos added the HBO Boxing Series in 2010, a series of boxing telecasts that featured top boxers like Paul Williams, Amir Khan, Juan Manuel Marquez, etc. The telecasts have proved to be popular with the Hispanic audience at the track. The telecasts are offered throughout the entire track. Los Alamitos will look into adding Pay Per View shows on selected rooms in 2011.

22. The Los Alamitos Facebook currently has close to 5,000 friends, one of the largest numbers among Quarter Horse tracks in the nation. The page is updated daily and it featuring handicapping information, race videos, trainer interviews, stakes photos results, etc.

B. Number of hosts and hostesses employed for meeting:

Chris Wade serves as the racing analyst on the Los Alamitos racing broadcast. Wade provides expert handicapping information prior to each race. He provides racing fans with his Pick 4 suggestions, plus tips and hints on how to play the races at Los Alamitos. Several group directors work closely with parties to ensure a fun night at the races. Group parties have race named in their honor and the opportunity to visit the winner's circle for their race.

One information window is open day and night at Los Alamitos Race Course to answer any questions or inquiries about the track or horseracing in general. Fans can also pick up general information and pamphlets at the Racing Rewards Center and Vessels Club absolutely free.

C. Describe facilities set aside for new fans:

1. The newly revamped Finish Line Grill offers casual dining with Mexican food and Hamburgers cooked on an outdoor grill facing the finish line. New picnic tables have been set up outdoors, which are nightly advertised as the perfect place for new fans.
2. Los Alamitos opened a new gift shop in 2009 to great reviews. Fans now have access to new and always changing merchandise for customers of all ages.

Horsemen and fans are enjoying this expanded and improved shop that brings Los Alamitos to the level of the shops at Hollywood Park and Santa Anita.

3. Los Alamitos has two new terraces – one on the mezzanine level and another one on the Vessels Club level- that now bring fans closer to the racing action than ever before in those areas, while providing added comfort to these racing fans' overall experience at the track.

D. Describe any improvements to the physical facility in advance of the meeting that directly benefit horsemen and fans:

1. Los Alamitos is now capable of broadcasting HD signals.
2. Permanent message boards continue to operate; one in the infield, which is a full color 8 feet tall by 20 feet wide Daktronics board featuring the broadcast of the Los Alamitos races, prices, pools, and marketing billboards; and one on the main entrance to the track, a two-color board featuring the latest messages and track news to the 1,000s of motorists that make their way up and down Katella Avenue.
3. Brand new HD monitors have been installed in the main floor of the Grandstand & Upper Clubhouse in addition to those added to the Vessels Club Vista Terrace in 2009.
4. New photo finish camera has been installed. The new camera was the first of its kind in California and provides the best picture possible for the fans to view the photo finish.

THE VESSELS CLUB at LOS ALAMITOS RACE COURSE
Membership Form

17-32

Live Racing: Quarterhorse – January 1, 2011 to December 18, 2011 **Satellite Racing:** Year Round
 Membership in the Vessels Club includes all live and satellite racing conducted at Los Alamitos from January 1, 2011 through December 18, 2011 depending on the specific membership you choose. No outside food or beverages will be allowed in the Vessels Club. Rude, loud, unseemly behavior or profanity is not acceptable in the Vessels Club. Your signature below acknowledges that you have read, understood, and will abide by the rules of the Club including dress rules.

Signature of Member _____ Date _____

Please issue membership card(s) as follows: (PLEASE PRINT OR TYPE)

- | | | |
|----|----------------|-----------------------|
| | | <u>relation to me</u> |
| 1. | <u>My name</u> | _____ |
| 2. | _____ | _____ |
| 3. | _____ | _____ |
| 4. | _____ | _____ |

THIS SPACE FOR OFFICE USE ONLY	
Parking Sticker Number	Membership Card Number
_____	_____
_____	_____
_____	_____
Box # _____	_____

Residence _____ Street _____ City _____ State, Zip _____
 Business _____ Street _____ City _____ State, Zip _____
 Residence telephone _____ Business telephone _____

Mail credentials to: Res. _____ Bus. _____

MEMBERSHIP FEES:

- | | |
|--|------------|
| A. Vessels Executive \$3,000.00
Four membership cards - each valid for one admission, two premium parking stickers and guaranteed four seat table in the dining room.
Certain Limitations & Restrictions apply to this membership.
LARC has the right to use your reserved table if you have not contacted the Maitre'd by the running of the 1st live race. It is the responsibility of the Vessels Club member to contact the Maitre' d @714-820-2681. LARC also reserves the right to utilize any tables for special events. LARC will provide you with written notice one week prior to the special event. | \$3,000.00 |
| B. Vessels Private \$1,000.00
One membership card valid for one admission, one preferred parking sticker and an option to purchase one additional membership card for \$500.00. You will also receive 20 single Vessels Club passes, a Los Alamitos logo hat, a complimentary online subscription for 24 Los Alamitos programs, a subscription package on RaceReplays.com, an autographed 16x20 photo of any active Los Alamitos based jockey of your choice, a one-time 20% off coupon in the Los Alamitos Gift Shop with a minimum \$10.00 purchase and 10% off future purchases with membership card, exclusive invitations to Los Alamitos Member-Only events. Celebrate your birthday at Los Alamitos and receive 10 Vessels Club single passes for your friends valid only on your birthday, plus enjoy recognition in official program and message board. | \$1,000.00 |
| C. Vessels Annual \$500.00
One membership card valid for one admission to the Vessels Club during the 2011 Quarter Horse Meet. You will also receive 10 preferred single parking passes, 10 single Vessels Club passes, a complimentary online subscription for 12 Los Alamitos programs, a subscription package on RaceReplays.com, an autographed 8x10 photo of any active Los Alamitos based jockey of your choice and 10% off any purchase in the Los Alamitos Gift Shop with a minimum \$10.00 purchase, and exclusive invitations to Los Alamitos Member-Only events. | \$500.00 |
| D. Vessels Annual (Must have valid CHRB License) \$300.00
One membership card valid for one admission to the Vessels Club during the 2011 Quarter Horse Meet. | \$300.00 |

Membership Selection (circle one): **A** **B** **C** **D**
MAKE CHECK PAYABLE TO LOS ALAMITOS RACE COURSE
THIS SPACE FOR OFFICE USE ONLY

VESSELS PARKING	PAYMENT RECEIVED	CREDENTIALS ISSUED
Date _____	Date _____	Date _____
Amount _____	CHECK _____ CASH _____	MAIL _____
Card # _____	Amount _____ Rec. On _____	By _____

Vessels Club Single Admissions Offer

- | | | |
|----|---|----------|
| A. | 10 Admissions – Save \$15.00
<i>(Regular Price \$100.00)</i> | \$85.00 |
| B. | 25 Admissions – Save \$50.00
<i>(Regular Price \$250.00)</i> | \$200.00 |

We have added a spa therapy tub, new lounge/rec area, more lockers, and a new sleep room as part of a 1600 sq ft addition to the jockeys quarters.

- B. Describe the quarters to be used for female jockeys/drivers:
Separate quarters with cubicles, showers, steam box.

18. BACKSTRETCH EMPLOYEE HOUSING

- A. Inspection of backstretch housing will be completed prior to the beginning of the race meet.
- B. Number of rooms used for housing on the backstretch of the racetrack:
220 out of 344
- C. Number of restrooms available on the backstretch of the racetrack:
13
- D. Estimated ratio of restroom facilities to the number of backstretch personnel:
18/1

19. TRACK SAFETY

- A. Total distance of the racecourse - measured from the finish line counterclockwise (3' from the inner railing) back to the finish line: feet.
- B. Describe the type(s) of materials used for the inner and outer railings of the race course, the type of inner railing supports (i.e., metal gooseneck, wood 4" x 4" uprights, offset wood 4" x 4" supports, etc.), the coverings, if any, on the top of the inner railing, and the approximate height of the top of the inner railing from the level of the race course.
Inner rail is a metal slant rail with metal safety cover, 40" in height from track to top of rail.
Outer rail is a metal gooseneck with 6" X 4" metal tubing.
- C. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474:
Rick Hughes/Dennis Moore
- D. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474. On file
- E. If the association is requesting approval to implement alternate methodologies to the provisions of Article 3.5, Track Safety Standards, pursuant to CHRB Rule 1471, attach a Certificate of Insurance for liability insurance which will be in force for the duration of the meeting specified in Section 2. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of liability insurance. Additionally, the CHRB must be listed as additionally insured on the liability policy at a minimum amount of \$3 million per incident. The liability insurance certificate must be on file in the CHRB headquarters office prior to the conduct of any racing.

20. DECLARATIONS

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

- C. Attach a lease agreement permitting the association to occupy the racing facility during the entire term of the meeting. (In the absence of either a lease agreement or a horsemen's agreement, a request for an extension pursuant to CHRB Rule 1407 shall be made). On file
- D. All service contractors and concessionaires have valid state, county or city licenses authorizing each to engage in the type of service to be provided and have valid labor agreements, when applicable, which remain in effect for the entire term of the meeting except as follows (if no exceptions, so state):
No exceptions
- E. Absent natural disasters or causes beyond the control of the association, its service contractors, concessionaires or horsemen participating at the meeting, no reasons are believed to exist that may result in a stoppage to racing at the meeting or the withholding of any vital service to the association except as follows (if no exceptions, so state): No exceptions

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

21. CERTIFICATION BY APPLICANT

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

Edward C Allred
Print Name

Edward C. Allred
Signature

Owner - Director
Print Title

9/30/10
Date