

CALIFORNIA HORSE RACING BOARD

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REGULAR MEETING

of the **California Horse Racing Board** will be held on Thursday, **September 19, 2019**, commencing at **10:30 a.m.**, in the **Finish Line Room** at the **Los Alamitos Race Course, 4961 Katella Avenue, Los Alamitos, 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 August 22, 2019.**
2. **Executive Director's Report.**
3. Discussion and action by the Board regarding the **distribution of race day charity proceeds of the Los Alamitos Racing Association, from its 2018 race meetings, in the amount of \$7,717, to four beneficiaries.**
4. Discussion and action by the Board regarding **approval of an agreement, pursuant to Business and Professions Code section 19604(t) (5) (E)**, to alter the distribution of market access fees from California residents advanced deposit wagering (ADW) placed on all live and imported races hosted by the signatory racing associations, by the creation of an additional deduction to be used to fund a co-op marketing program.
5. Discussion and action by the Board on the **Application for License to Conduct a Horse Racing Meeting of the Del Mar Thoroughbred Club (T) at Del Mar**, commencing November 6, 2019 through December 3, 2019, inclusive.
6. Discussion and action by the Board regarding **approval of an agreement, pursuant to CHRB Rule 1581, Racing Secretary to Establish Conditions, between the Del Mar Thoroughbred Club (DMTC) and the Thoroughbred Owners of California (TOC), regarding entry conditions and specified drug substances or medications to be implemented by the DMTC at its November 6, 2019 through December 3, 2019 race meeting at the Del Mar Racetrack.**

7. Discussion and action by the Board regarding **approval of an agreement, pursuant to CHRB Rule 1581, Racing Secretary to Establish Conditions, between Watch and Wager LLC and the California Harness Horsemen Association (CHHA), regarding entry conditions and specified drug substances or medications to be implemented by Watch and Wager LLC at the Cal Expo Racetrack.**
8. Discussion and action by the Board regarding the **proposed amendment to CHRB Rule 1467, Paymaster of Purses**, to delete the option allowing thoroughbred horse owners to opt out of the 0.3 percent deduction to the California Retirement Management Account (CARMA), making the CARMA deduction mandatory.
9. Discussion and action by the Board regarding the **proposed amendment to CHRB Rule 1503, Qualifications for License as Trainer or Assistant Trainer**, to require that individuals hold an assistant trainer license in good standing, for at least one year as a prerequisite for a trainers license.
10. Report from the **Medication, Safety and Welfare Committee.**
11. Discussion and action by the Board regarding the proposed addition of **CHRB Rule 1503.5, Continuing Education for Trainers and Assistant Trainers**, to require continuing education as a condition of renewal of license for trainer and assistant trainer.
12. Report from the **Race Dates Committee.**
13. Discussion and action by the Board regarding **2020 unallocated Southern California race dates, including Quarter Horse dates.**
14. Discussion and action by the Board regarding allocation of **2020 Northern California race dates, including Harness race dates.**
15. **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.
16. **Closed Session:** For the purpose of receiving advice from counsel, considering pending litigation, reaching decisions on administrative licensing and disciplinary hearings, and personnel matters, as authorized by section 11126 of the Government Code.

- A. The Board may convene a Closed Session to confer with and receive advice from its legal counsel regarding the pending litigation described in the attachment to this agenda captioned "Pending Litigation," and as authorized by Government Code section 11126(e).
- B. The Board may convene a Closed Session to confer with and receive advice from its legal counsel regarding pending administrative licensing or disciplinary matters as authorized by Government Code section 11126(e).
- C. The Board may convene a Closed Session for the purposes of considering personnel matters as authorized by Government Code section 11126 (a).

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

CALIFORNIA HORSE RACING BOARD

Chuck Winner, Chairman
Madeline Auerbach, Vice Chairman
Dennis Alfieri, Member
Gregory L. Ferraro, DVM, Member
Fredric Maas, Member
Alex Solis, Member
Rick Baedeker, Executive Director
Jacqueline Wagner, Assistant Executive Director

PROCEEDINGS of the Regular Meeting of the **California Horse Racing Board** held at the **Del Mar Hilton, Derby Room, 15575 Jimmy Durante Blvd., Del Mar, California, on August 22, 2019.**

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

APPROVAL OF THE MINUTES OF JULY 18, 2019

Chairman Winner asked for approval of the minutes of the Regular Meeting of July 18, 2019. Commissioner Maas **motioned** to approve the minutes. Commissioner Solis **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Alfieri, Maas, Solis, Winner, Auerbach, Ferraro. Nay: None. Motion carried.

EXECUTIVE DIRECTOR'S REPORT.

Executive Director Rick Baedeker reported that the amendments to CHRB Rule 1581.1, Entries, and Rule 1597.5, Microchips Required for All Horses on Grounds, regarding the microchipping program would become effective October 1, 2019. Microchipping horses was no longer a CHRB program. It would have to be implemented and maintained by the associations and horsemen. Executive Director Baedeker reported that for the race meet at Golden Gate Fields ending in June 2019, total handle was up 7.3 percent, and average daily handle was up 8.4 percent, with one less day of racing than during the same period in 2018. There were 7.01 starters per race compared to 6.7 in 2018. He stated that the

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winter 2019 meet at Santa Anita had 81 racing days compared to 101 during the same period in 2018. Average daily handle was up 3.7 percent compared to 2018, and the average number of starters per event was down to 7.36 from 7.85. He said the Los Alamitos Thoroughbred Club had nine race days during its summer 2019 meet, compared to 12 race days during summer 2018. Average daily handle was up 25.45 percent, and the average number of starters per race was down to 6.5 from 6.9 in 2018. He stated that handle for the California State Fair and Exposition was down 7.01 percent in 2019 compared to 2018, with the same number of race days. He said that for the Alameda County Fair, total handle and average daily handle were each up 6.48 percent in 2019 compared to 2018, with the same average number of starters per race. He stated that the industry as a whole had 45 night and day programs in July 2019, compared to 48 in July 2018. Total handle was down 8.8 percent, and average daily handle was down 3.3 percent. He stated that for 2019 through July, there were 359 total programs versus 327 during the same period in 2018. There were 236 daytime programs and 123 nighttime programs. Average daily handle was down 1.9 percent.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE LOS ALAMITOS EQUINE SALE COMPANY, LLC'S REQUEST FOR AUTHORIZATION OF ITS 15TH ANNUAL QUARTER HORSE YEARLING AND MIXED STOCK SALE, PURSUANT TO CHRB RULE 1807, AUTHORIZED HORSE SALES.

Dino Perez, Pacific Coast Quarter Horse Racing Association (PCQHRA) stated PCQHRA was requesting approval of its annual Quarter horse sale. The sale would be held October 5 and 6, 2019 with 360 consignments; 90 percent yearlings and a few mares. Executive Director Rick Baedeker said out-of-competition testing was conducted on horses that

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were entered for sale. Commissioner Alfieri **motioned** to approve the PCQHRA equine quarter horse yearling and mixed stock sale. Commissioner Maas **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Ferraro, Auerbach, Winner, Solis, Maas, Alfieri. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE REQUEST FOR APPROVAL OF THE NOMINATED MEMBERS TO THE BOARD OF DIRECTORS OF THE CALIFORNIA THOROUGHBRED HORSEMEN'S FOUNDATION, INC., PURSUANT TO CHRB RULE 2049(a), DESIGNATION AND APPROVAL OF HORSEMEN'S WELFARE FUND.

Chairman Winner stated that the California Thoroughbred Horsemen's Foundation, Inc. (CTHF) nominated the following individuals for a two-year term: Thomas R. Bell, Ken Smole, Rick Gold, Damascus Castellanos, and Josh Rubinstein. Commissioner Alfieri **motioned** to approve the CTHF nomination of members to its Board of Directors. Vice-Chairman Auerbach **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Ferraro, Auerbach, Winner, Solis, Maas, Alfieri. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE PROPOSED AMENDMENT TO CHRB RULE 2049, DESIGNATION AND APPROVAL OF HORSEMEN'S WELFARE FUND, TO 1) INCREASE THE MAXIMUM NUMBER OF DIRECTORS OR TRUSTEES FROM NINE TO ELEVEN; 2) ELIMINATE THE REQUIREMENT THAT DIRECTORS OR TRUSTEES HAVE NO FINANCIAL INTEREST IN HORSE RACING AS A LICENSED OWNER, TRAINER OR ASSISTANT TRAINER AND ARE NOT A CURRENT MEMBER OF THE HORSEMEN'S ORGANIZATION AND 3) INCREASE THE TERM FOR DIRECTORS AND TRUSTEES FROM TWO TO THREE YEARS.

Cliff Goodrich, California Thoroughbred Horsemen's Foundation (CTHF), stated the CTHF believed it needed a larger board to help face its many challenges going forward. He said the CTHF looked at similar non-profits in the industry, and none of them included

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the restriction that directors or trustees had no financial interest in horse racing and not be current members of the horsemen's organization. He stated the CTHF would still certainly seek a mix of people, but historically people most interested in helping backstretch workers would come from within the industry. He said a director or trustee historically had two-year terms. This past summer was an example where five of CTHF's eight directors were up for reelection, which created instability. He said the California Thoroughbred Trainers and the Thoroughbred Owners of California had three-year terms, and he believed three-year terms would provide CTHF more stability. Jane Cartmill, concerned citizen, stated she was the former director of San Diego Animal Advocates and former president of the Board of Directors of Rancho Coastal Humane Society. She said she opposed the proposed amendment to Rule 2049 because she believed the directors and trustees of the CTHF must be as objective as possible with no investment in the industry and no conflict of interest. Mr. Goodrich said he was glad to hear the people who cared about the safety of the horses also cared about the workers. The people who loved the horses the most were the people who took care of them. Those were the people he represented, whose medical benefits were threatened by the activity and the lack of recognition of the steps the Board and the industry were taking to make things better for this industry. He said if the activists really cared about the workers, they would care about what CTHF did and the reasoning behind the proposed amendment. Vice-Chairman Auerbach **motioned** to direct staff to initiate a 45-day public comment period regarding the proposed amendment to Rule 2049. Chairman Winner **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Ferraro, Auerbach, Winner, Solis, Maas, Alfieri. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE SUBMISSION OF THE PROPOSED EMERGENCY ADDITION OF CHRB RULE 1435, SUSPENSION OF LICENSE TO CONDUCT A RACE MEETING, TO THE OFFICE OF ADMINISTRATIVE LAW, IN RESPONSE TO SENATE BILL 469, WHICH REQUIRES THE BOARD TO ADOPT EMERGENCY REGULATIONS TO IMPLEMENT BUSINESS AND PROFESSIONS CODE SECTION 19481.7.

Robert Brodnik, CHRB Staff Counsel, stated that the emergency addition of CHRB Rule 1435, Suspension of License to Conduct a Race Meeting, would create a process for the Board to follow to suspend a race meet license or place restrictions, if necessary, to protect the health and safety of the horse or rider. He said the process would begin with the filing of a petition to establish the necessity to act. The licensee, which would be the association, would be given 24 hours' notice. The Board would have five days to decide on any action to take. If the Board acted, it would be required to review its decision within 10 calendar days. Chairman Winner asked if the proposed regulation would have to be noticed to the public for 15 days. Mr. Brodnik said because it was an emergency regulation, it would be posted on the CHRB website for five working days, August 26-30, 2019. It would then be filed with the Office of Administrative Law (OAL), which would receive any public comments and have ten days to approve or disapprove the regulation. He stated if the Board approved the agenda item, the proposed regulation could be approved by OAL by September 13, 2019. Alida Baker, citizen, said she supported the proposed regulation. Ellen Erickson, concerned citizen, stated that the details regarding the implementation of Senate Bill (SB) 469 were unclear. Chairman Winner said the purpose of SB 469 was to give the Board more authority to act quickly. Commissioner Ferraro asked if under the proposed regulation, horses did not have to die before the Board could consider a track unsafe. Chairman Winner said yes. Liz Jacobelly, San Diego resident, stated that she encouraged the Board to use the authority granted by the

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proposed regulation, as the Legislature and Governor's Office were concerned about the continuing deaths of horses statewide. Vice-Chairman Auerbach **motioned** to approve the submission of the proposed emergency addition of CHRB Rule 1435 to OAL. Commissioner Solis **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Alfieri, Maas, Solis, Winner, Auerbach, Ferraro. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE PROPOSED AMENDMENT TO CHRB RULE 1588, HORSE INELIGIBLE TO START IN A RACE, TO PROVIDE THAT A HORSE THAT HAS NOT BEEN IN THE CARE OF A CHRB LICENSED TRAINER AND STABLED WITHIN AN INCLOSURE LICENSED BY THE BOARD FOR SEVEN (7) CONSECUTIVE DAYS PRIOR TO THE RACE IS INELIGIBLE TO START IN A RACE.

Robert Brodnik, CHRB Staff Counsel, stated the proposed amendment to Rule 1588, Horse Ineligible to Start in a Race, would require that horses scheduled to race be stabled within a CHRB inclosure and under the care of a licensed trainer for seven consecutive days before they raced. He said there would be some exceptions, such as horses being shipped in to race from another racing jurisdiction or with prior approval by the stewards. He stated he believed the intent of the proposed amendment would help mitigate or deter medication violations. Chairman Winner said it was a very important amendment because it would limit the ability of so-called day-trainers or owners to bring horses into the racing facility for one day, only to hand them over to a program trainer. Dr. Rick Arthur, CHRB Equine Medical Director, said he agreed with Chairman Winner. He stated there had been numerous violations where horses had been shipped in, and the trainer admitted after a drug positive that they had no care and custody of the horse. The trainer did not know how the horse was cared for prior to seeing the horse on race day. Commissioner Maas

motioned to direct staff to initiate a 45-day public comment period regarding the proposed amendment to Rule 1588. Commissioner Alfieri **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Alfieri, Maas, Solis, Winner, Auerbach, Ferraro. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD REGARDING THE PROPOSED AMENDMENT TO **CHRB RULE 1866, VETERINARIAN'S LIST**, TO REQUIRE A HORSE THAT RECEIVES INTRA-ARTICULAR THERAPY BE PLACED ON THE VETERINARIAN'S LIST AND TO REVISE THE NUMBER OF HOURS THAT A HORSE PLACED ON THE VETERINARIAN LIST MUST WAIT BEFORE A WORKOUT FROM 72 TO 120 HOURS AFTER BEING PLACED ON THE LIST.

The proposed amendment to CHRB Rule 1866, Veterinarian's List, would require a horse that received intra-articular therapy to be placed on the Veterinarian's List and would increase the time a horse placed on the Veterinarian's List must wait before a workout from 72 hours to 120 hours after being placed on the list. Robert Brodnik, CHRB Staff Counsel, stated the proposed amendment would add a category to horses that could be placed on the Veterinarian's List to include those treated with intra-articular therapy. Jane Cartmill, concerned citizen, said keeping horses on the Veterinarian's List for a longer period of time was a good idea. Commissioner Alfieri **motioned** to direct staff to initiate a 45-day public comment period regarding the proposed amendment to Rule 1866. Commissioner Solis **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Ferraro, Auerbach, Winner, Solis, Maas, Alfieri. Nay: None. Motion carried.

Proceedings of the Regular Meeting of August 22, 2019**PUBLIC HEARING AND ACTION BY THE BOARD REGARDING THE PROPOSED AMENDMENT TO CHRB RULE 1844, AUTHORIZED MEDICATION, TO REVISE SUBSECTION 1844(g) TO AGREE WITH THE RE-NUMBERING OF SUBSECTION 1844(e) AS A RESULT OF CLENBUTEROL BEING REMOVED FROM THE LIST OF METABOLITES ANALOGS OR DRUG SUBSTANCES THAT MAY BE PRESENT IN AN OFFICIAL URINE TEST SAMPLE.**

Robert Brodник, CHRB Staff Counsel, stated no comments were received during the 15-day public comment period on the proposed amendment to Rule 1844, Authorized Medication. He said the proposed amendment renumbered drug substances in subsection (e) at the request of the Office of Administrative Law. Commissioner Ferraro **motioned** to approve the amendment to Rule 1844. Vice-Chairman Auerbach **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Alfieri, Maas, Solis, Winner, Auerbach, Ferraro. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE PACIFIC RACING ASSOCIATION (T), AT GOLDEN GATE FIELDS, COMMENCING OCTOBER 17, 2019 THROUGH DECEMBER 14, 2019, INCLUSIVE.

Jacqueline Wager, Assistant Executive Director, stated the Pacific Racing Association (PRA) had submitted an application to operate a race meeting at Golden Gate Fields (GGF) commencing October 27, 2019 through December 14, 2019, inclusive. She said the agreement with the northern California satellites and the race meet agreement with the Thoroughbred Owners of California (TOC) were missing from the application. Eric Sindler, PRA, said the purses and stakes had been submitted to TOC, and PRA was ready to sign an agreement. However, the TOC Racing Committee needed to approve the stakes schedule. Mary Forney, TOC, stated that if the race meet agreement was substantively the same as the agreement TOC recently signed, then TOC had no issue

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signing it. She said the TOC Racing Committee would need a week or two to review and approve the race meet agreement. Mr. Sindler stated that PRA would not allow BetAmerica to simulcast and wager on PRA's races until a new contract was executed. He said PRA believed that a simulcast agreement with the northern California satellites was not required by law. Robert Brodnik, CHRB Staff Counsel, stated that the CHRB disagreed with PRA's assertion that an agreement with the satellites was not required. Because PRA had an average daily handle greater than \$1.5 million, PRA was required by Business and Professions Code section 19608 to provide its simulcast signal to the northern California satellites and receive wagers from those satellites. Additionally, the Board had the authority to condition a race meet license if it believed it was in the best interest of horse racing and served the purposes of horse racing law, which the Board had done in the past. He said that in June 2018, numerous stakeholders supported the continuation of simulcasting in northern California, as it had a significant impact on purses and commissions. Vice-Chairman Auerbach asked why the PRA application proposed a wide range of total race days. Mr. Sindler stated that the number of races depended on the horse population. Vice-Chairman Auerbach asked why PRA had not yet changed post times to coordinate north and south signals, as requested in its race meet application. Mr. Sindler said it was an industry-wide issue. Vice-Chairman Auerbach asked if the alternative wagering interest request was new. Mr. Sindler stated it had been part of the wagering menu for quite some time. Mr. Brodnik said the alternative wagering interest was offered for only the last two race meets. Commissioner Maas asked if there was an expected resolution date regarding the issue of northern satellite agreements. Mr. Brodnik stated the court would hear the matter on September 23, 2019, and it was expected to be

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a one-day trial. Larry Swartzlander, California Authority of Racing Fairs (CARF), said CARF had a satellite agreement in place for the summer 2019 meet. However, CARF continued to have an issue in the north with Northern California Off Track Wagering Incorporated, which handled the signals in the north. He stated that CARF was willing to sign another agreement for the fall 2019 meeting pending the outcome of the trial on September 23, 2019. Martha Sullivan, San Diego County resident, spoke about race horse fatalities at GGF. Executive Director Rick Baedeker stated that any interested parties could go to the CHRB website to see the number of safety initiatives that had been in place. Also, the CHRB Rule Book was accessible on the website and showed all the safety conditions by which licensees must abide. Chairman Winner **motioned** to approve the PRA application for license to conduct a horse racing meeting commencing October 17, 2019 through December 14, 2019, contingent upon the receipt of agreements with each satellite wagering facility in northern California, as required by law, including the TOC race meet agreement and all other outstanding items mentioned in the staff analysis, by close of business on September 5, 2019. The motion was being made as these contingencies were in the public interest and served the purpose of horse racing law. Commissioner Alfieri **seconded** the motion, which was **passed** five to one. Roll call vote: Aye: Ferraro, Auerbach, Winner, Solis, Alfieri. Nay: Maas. Motion carried.

DISCUSSION AND ACTION BY THE BOARD REGARDING APPROVAL OF AN AGREEMENT, PURSUANT TO CHRB RULE 1581, RACING SECRETARY TO ESTABLISH CONDITIONS, BETWEEN THE PACIFIC RACING ASSOCIATION (PRA) AND THE THOROUGHBRED OWNERS OF CALIFORNIA (TOC), REGARDING ENTRY CONDITIONS AND SPECIFIED DRUG SUBSTANCES OR MEDICATIONS TO BE IMPLEMENTED BY THE PRA AT ITS OCTOBER 17, 2019 THROUGH DECEMBER 14, 2019 RACE MEETING AT THE GOLDEN GATE FIELDS RACETRACK.

Robert Brodnik, CHRB Staff Counsel, stated Rule 1581, Racing Secretary to Establish Conditions, allowed the racing secretary to establish the conditions for any races run during the meet. He said in instances where the racing secretary wished to set these conditions based on the horse's use or non-use of a drug substance or medication, there had to be an agreement with the Thoroughbred Owners of California (TOC) and approved by the Board. He stated the Pacific Racing Association sought to condition all races run at Golden Gate Fields (GGF) to run with reduced levels of furosemide as well as a 14-day intra-articular injection stand-down. Greg Avioli, TOC, said TOC signed an agreement with The Stronach Group March 16, 2019. He stated the terms of that agreement covered the 2019 race meets for both GGF and Santa Anita, so it was the same agreement that was signed in March. Commissioner Maas **motioned** to approve the agreement. Commissioner Alfieri **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Alfieri, Maas, Solis, Winner, Auerbach, Ferraro. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE BIG FRESNO FAIR (F), AT FRESNO, COMMENCING OCTOBER 4, 2019 THROUGH OCTOBER 14, 2019, INCLUSIVE.

Jacqueline Wagner, Assistant Executive Director, stated The Big Fresno Fair (Fresno) submitted an application to conduct a horse racing meeting at Fresno commencing

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October 4, 2019 through October 14, 2019, inclusive. She said the application was complete. Larry Swartzlander, Fresno, stated that Fresno would be conducting a nine-day race meet. There would be over \$1 million in purses, as well as the same incentive programs offered at the other fairs. Out-of-state horses would receive \$200 for each of their first, second, and third starts. For their fifth and tenth starts, they would receive incentives of \$500 and \$10,000, respectively. Lauri King, Fresno, said the fair would run October 2-14, 2019. She stated that part of the marketing plan targeted horse owners, jockeys, and trainers. Fresno would be offering them breakfast, lunches, and dinners. Martha Sullivan, San Diego County resident, said the Board continued to approve licenses for race meetings that would end before the safety reforms would go into effect. Vice-Chairman Auerbach **motioned** to approve the Fresno application for license to conduct a horse racing meeting commencing October 4, 2019 through October 14, 2019. Commissioner Ferraro **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Ferraro, Auerbach, Winner, Solis, Maas, Alfieri. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD REGARDING APPROVAL OF AN AGREEMENT, PURSUANT TO CHRB RULE 1581, RACING SECRETARY TO ESTABLISH CONDITIONS, BETWEEN THE CALIFORNIA AUTHORITY OF RACING FAIRS (CARF) AND THE THOROUGHBRED OWNERS OF CALIFORNIA (TOC), REGARDING ENTRY CONDITIONS AND SPECIFIED DRUG SUBSTANCES OR MEDICATIONS TO BE IMPLEMENTED BY CARF AT THE OCTOBER 4, 2019 THROUGH OCTOBER 14, 2019 RACE MEETING AT THE BIG FRESNO FAIR.

Commissioner Alfieri **motioned** to approve the agreement between the California Authority of Racing Fairs (CARF) and the Thoroughbred Owners of California regarding entry conditions and drug substances or medications to be implemented by CARF at The Big Fresno Fair. Commissioner Maas **seconded** the motion, which was **unanimously**

carried. Roll call vote: Aye: Alfieri, Maas, Solis, Winner, Ferraro. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD REGARDING APPROVAL OF AN AGREEMENT, PURSUANT TO CHRB RULE 1581, RACING SECRETARY TO ESTABLISH CONDITIONS, BETWEEN THE LOS ANGELES TURF CLUB II (LATC II) AND THE THOROUGHBRED OWNERS OF CALIFORNIA (TOC), REGARDING ENTRY CONDITIONS AND SPECIFIED DRUG SUBSTANCES OR MEDICATIONS TO BE IMPLEMENTED BY THE LATC II AT ITS SEPTEMBER 25, 2019 THROUGH NOVEMBER 5, 2019 RACE MEETING, AT THE SANTA ANITA RACETRACK.

Robert Brodnik, CHRB Staff Counsel, stated that the agreement between the Los Angeles Turf Club II (LATC II) and the Thoroughbred Owners of California (TOC) would require a reduction in the allowable dosage of Lasix and a 14-day stand-down following intra-articular treatments. Eric Sindler, LATC II, said it was LATC II's view that the agreement between The Stronach Group and the Thoroughbred Owners of California (TOC), which the Board approved in March 2019, was not just for 2019 but for subsequent years as well. Commissioner Ferraro **motioned** to approve the agreement between LATC II and TOC. Chairman Winner **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Alfieri, Maas, Solis, Winner, Ferraro. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD REGARDING APPROVAL OF AN AGREEMENT, PURSUANT TO CHRB RULE 1581, RACING SECRETARY TO ESTABLISH CONDITIONS, BETWEEN THE LOS ANGELES COUNTY FAIR (LACF) AND THE THOROUGHBRED OWNERS OF CALIFORNIA (TOC), REGARDING ENTRY CONDITIONS AND SPECIFIED DRUG SUBSTANCES OR MEDICATIONS TO BE IMPLEMENTED BY THE LACF AT ITS SEPTEMBER 4, 2019 THROUGH SEPTEMBER 24, 2019 RACE MEETING, AT THE LOS ALAMITOS RACETRACK.

Commissioner Alfieri **motioned** to approve the agreement between the Los Angeles County Fair (LACF) and the Thoroughbred Owners of California regarding entry

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conditions and drug substances or medications to be implemented by LACF at the Los Alamitos Racetrack. Commissioner Ferraro **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Ferraro, Winner, Solis, Maas, Alfieri. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF WATCH AND WAGER LLC (H), AT CAL EXPO, COMMENCING OCTOBER 27, 2019 THROUGH DECEMBER 23, 2019, INCLUSIVE.

Jacqueline Wagner, Assistant Executive Director, stated Watch and Wager (WAW) submitted an application to conduct a horse racing meeting at Cal Expo commencing October 27, 2019 through December 23, 2019, inclusive. Christopher Schick, WAW, stated there would be 11 days of live racing, the same as during the fall 2018 meet. He said WAW went to Calgary, Lexington, and Minnesota to recruit horses. He stated that for its fall 2018 meet, WAW raised purses by eight percent compared to fall 2017. For fall 2019, WAW would be raising its purses by six percent compared to fall 2018. Purses were currently 40 percent higher than when WAW took over harness racing at Cal Expo seven years ago. Mr. Schick said WAW's advance deposit wagering (ADW) agreement with ODS Technologies, L.P. dba TVG Network would expire on November 10, 2019, the day after opening day. The ADW agreement with Churchill Downs Technology Initiatives Company dba TwinSpires was valid until the end of October 2019, and he did not see any issues regarding renewal. Martha Sullivan, concerned citizen, spoke about her concerns regarding horse racing at Cal Expo. Commissioner Maas **motioned** to approve the Watch and Wager application for license to conduct a horse racing meeting

commencing October 27, 2019 through December 23, 2019, contingent upon receipt of the outstanding items. Commissioner Solis **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Alfieri, Maas, Solis, Winner, Auerbach, Ferraro. Nay: None. Motion carried.

DISCUSSION AND ACTION BY THE BOARD REGARDING APPROVAL OF AN AGREEMENT, PURSUANT TO CHRB RULE 1581, RACING SECRETARY TO ESTABLISH CONDITIONS, BETWEEN WATCH AND WAGER LLC AND THE CALIFORNIA HARNESS HORSEMEN ASSOCIATION (CHHA), REGARDING ENTRY CONDITIONS AND SPECIFIED DRUG SUBSTANCES OR MEDICATIONS TO BE IMPLEMENTED BY WATCH AND WAGER LLC AT THE CAL EXPO RACETRACK.

Robert Brodник, CHRB Staff Counsel, stated Watch and Wager (WAW), currently did not have an agreement with the California Harness Horsemen's Association (CHHA). Chris Schick, WAW, said WAW had discussions with CHHA regarding Rule 1581, Racing Secretary to Establish Conditions, but did not have an agreement to bring forward to the Board. He stated unlike thoroughbreds, standardbred horses ran every week. He said CHHA felt that a 14-day stand-down period after an injection would be an undue hardship on its horsemen. He stated CHHA also felt that given the safety record in the Standardbred industry the current five-day stand-down rule on injections worked very well. He said he believed CHHA would agree with the Lasix reduction to 5 ccs, and that was something the parties could bring before the Board. However, the issue of the 14-day stand-down period was an issue with the horsemen. Dr. Rick Arthur, CHRB Equine Medical Director, stated there were no fatalities in harness racing in 2018, and only one racing fatality in the last five years from a musculoskeletal injury. He said he believed the five-day stand-down was quite workable. He stated the Lasix issue was separate, and

WAW just needed an agreement with the horsemen on that issue. Chairman Winner asked WAW to come back to the September 2019 Board meeting with an agreement regarding the Lasix reduction. Chairman Winner asked if the Board had to have the agreement to approve WAW's application. Mr. Brodnik said he suggested tabling the item until the September 2019 Regular Board meeting. Chairman Winner stated the item would be put over.

DISCUSSION AND ACTION BY THE BOARD REGARDING 2020 SOUTHERN CALIFORNIA RACE DATES.

Vice-Chairman Auerbach stated that the CHRB Race Dates Committee met with industry stakeholders on August 1, 2019. The Del Mar Thoroughbred Club (DMTC), Los Angeles Turf Club (LATC), and Thoroughbred Owners of California (TOC) reached an agreement on a proposed calendar for 2020 southern California race dates, as follows: Santa Anita (SA), December 18, 2019 through June 23, 2020; Los Angeles County Fair (LACF), June 24, 2020 through June 30, 2020; Los Alamitos Racing Association (LARA), July 1, 2020 through July 7, 2020; DMTC, July 8, 2020 through September 8, 2020; SA, September 9, 2020 through October 27, 2020; DMTC, October 28, 2020 through December 1, 2020; LACF, December 2, 2020 through December 15, 2020. SA planned to take off 12 days of racing during its winter-spring 2020 race meet. The actual days would be determined by circumstances at that time. LARA requested 2020 racing dates that mirrored the dates awarded for 2019. Larry Swartzlander, California Authority of Racing Fairs (CARF), said CARF was going through a transition with respect to race dates and stabling. In the south, CARF had to take time off because of the horse population. Mr. Swartzlander would like

Proceedings of the Regular Meeting of August 22, 2019

the Board to consider the non-overlapping of race days between Golden Gate Fields and the fairs. Jack Liebau, LARA, stated that LARA and the trainers were not included in the discussions that resulted in the recommendation from DMTC, LATC, and TOC. He said he received calls the week prior to the Board meeting advising him that LARA would be given two weeks in July 2020 and two weeks in December 2020. He stated he hoped there would be further discussions regarding the 2020 race dates for southern California. Vice-Chairman Auerbach said the Race Dates Committee did not address the northern California fairs at its August 2019 meeting. She stated the committee agreed to do what was possible in terms of race dates to give the horses a break and ensure race meets did not overlap. Dr. Ed Allred, Los Alamitos Race Course, said he had many problems with the proposed race dates. He stated LACF had historically been awarded three weeks of racing in September, and it could not remain viable under the proposed schedule, which allocated only two weeks to LACF. Walter Marquez, LACF, said he requested a delay in action on the agenda item so that a more collaborative effort could be made with all stakeholders. Chairman Winner clarified that LACF would be allocated three weeks of racing. Vice-Chairman Auerbach asked if LACF had live racing. Mr. Marquez said no. Commissioner Maas asked if there was a limit to the number of race days allocated to a fair. Executive Director Rick Baedeker stated that the maximum was three weeks. Greg Avioli, TOC, said its stabling and vanning agreement, whereby TOC stabled at Los Alamitos, was terminated by Santa Anita (SA). TOC negotiated a new agreement to stable at Los Alamitos, at roughly \$3.6 million per year for two years. He stated that what TOC liked most about the calendar was that there was less racing, which was better for the horses. There would be three less weeks of racing at SA. He said TOC requested

Proceedings of the Regular Meeting of August 22, 2019

that SA take another five days off in the fall of 2020. Commissioner Maas asked if TOC and the Southern California Stabling and Vanning Committee were represented by counsel when negotiating their agreement. Mr. Avioli said no, but he and Mr. Liebau were both members of the Bar. Commissioner Maas asked if the issue of guarantee of dates came up during the course of negotiations. Mr. Avioli stated the contract was clear that the two-year stabling extension reached on February 28, 2019, was without any obligation of either party to support racing dates for LARA or any other association. Stabling had to be secured before race dates were awarded. Eric Sindler, LATC, said LATC supported the calendar. Alan Balch, California Thoroughbred Trainers (CTT), stated that CTT was invited to the CHRB Race Dates Committee meeting but was unable to attend. However, it was CTT's understanding that there had been subsequent meetings from which CTT had been excluded. He said joint decision making was very important, and a much better schedule could be created if all stakeholders discussed it at the same time. He stated that the northern and southern California calendars should be heard and considered at the same time. Chairman Winner said that for the past several years, the dates for the south and the north had been treated separately because the south had reached a four-year rolling agreement, but there were always issues with the north. The Board did not want to hold up the southern California agreement and race dates because of those issues. Vice-Chairman Auerbach stated that all the discussions took place openly; there were no secret deals. Executive Director Baedeker said the Race Dates Committee meeting was to set the ground rules. It was the stakeholders' responsibility to discuss it among themselves and come back to the Board with a proposal. Mr. Avioli stated that TOC went out of its way to sit with the trainers for a couple of hours and discuss all aspects of the

Proceedings of the Regular Meeting of August 22, 2019

calendar. He said it was neither in the statutes nor regulations that the trainers association or jockeys association had to approve of the agreement. Those entities merely provided input. Mr. Balch stated he had been in the industry for a long time and remembered when there were a lot more tracks in California, and those tracks were all in the room when calendars were discussed to be presented to the Board. He said CTT's only objection to the calendar was the three additional weeks of racing at SA immediately following the end of DMTC's meet. He stated that CTT did not understand how the flex days worked. Vice-Chairman Auerbach said they gave the industry the flexibility to take care of its own problems, such as issues with a racetrack. Mr. Balch stated he did not know of any association that had been denied the opportunity of canceling a racing day due to unsafe conditions. Vice-Chairman Auerbach said the Board had never encouraged associations to do so until now. Chairman Winner stated he recommended that the proposed cancellation of a racing date be discussed with and approved by the Executive Director. Dr. Allred said the Board meeting was not the proper forum for the discussion regarding the potential cancellation of race dates. The ramifications for the night industry were extensive, as there could be no night racing without running in the daytime. Chairman Winner asked if Dr. Allred disagreed with the notion that a reduction in the number of race dates would be healthy for the thoroughbreds. Dr. Allred said no; however, handle for the night industry would suffer. Josh Rubenstein, DMTC, stated that DMTC supported the calendar presented to the Board. He said DMTC thought it was a responsible calendar because it included breaks, which were needed because of the horse population. Vice-Chairman Auerbach asked if DMTC spoke with trainers and LARA. Mr. Rubenstein said DMTC spoke with LARA, and Mr. Avioli had conversations with CTT about the calendar.

Proceedings of the Regular Meeting of August 22, 2019

Mr. Rubenstein stated that DMTC was requesting a 13-day break prior to its summer meet because it was the only way it could run five days per week and pay out an estimated \$500,000 per day in purses. Commissioner Maas asked if it would be a burden to bring the agenda item back in September 2019. Mr. Rubenstein said yes. Mr. Liebau stated that he urged the Board to move the agenda item back to a Race Dates Committee meeting. Aidan Butler, SA, said the calendar submitted to the Board was a safe one. There needed to be less racing because the health and safety of the horse and rider were important. John Valenzuela, Local 280, stated that Local 280 never received any notice of a meeting regarding race dates. He said Local 280 would have wanted to be involved in the discussions because it was important to labor. He stated that Local 280 supported the proposed calendar. Chairman Winner said the weeks not included in the motion would be moved to the September 2019 Board meeting, and there would be a Race Dates Committee meeting at which the northern race dates would be discussed. Commissioner Maas **motioned** to approve the southern California race dates being allocated to SA and DMTC as presented, conditioned upon any of the 12 flex days being approved administratively by the Chairman or Executive Director of the CHRB. Commissioner Ferraro **seconded** the motion, which was **unanimously carried**. Roll call vote: Aye: Alfieri, Maas, Solis, Winner, Auerbach, Ferraro. Nay: None. Motion carried.

PUBLIC COMMENT

Liz Jacobelly, private citizen, stated horses were living, breathing, feeling, and loving animals that should not be exploited. Maureen Pollack, WeSupportHorseRacing.org, stated since the passing of Senate Bill 469, all organizations and departments of the horse

Proceedings of the Regular Meeting of August 22, 2019

racing industry had been working individually and collectively to improve all safety aspects of racing including, but not limited to, banning and restricting race-day medications; additional pre and post-race examinations and testing; chief veterinary post created with world-renowned Dr. Dionne Benson; panel of five racing officials reviewing the health of every horse entered to run; pre-entry vet forms to assist veterinarians and racing officials to identify any questionable horse, etc. She said all racing organizations in the horse racing industry in California and nationwide were getting close to adopting uniform national standards and rules through a House Resolution Bill known as HR 1754, the Horseracing Integrity Act of 2019. The bill would improve the integrity and safety of horse racing by requiring a uniform anti-doping and medication control program to be developed and enforced by an independent control program. Marla Zanelli, private citizen, said racehorses were naturally competitive, and the use of a whip with a racehorse helped a rider keep a horse focused and to keep a horse from spooking. She stated the people protesting horse racing had never handled a racehorse and would not have the first clue on how to handle a horse. Ellen Ericksen, animal activist, spoke about her concerns regarding horse racing. Alida Baker, private citizen, stated she wanted to speak for the horses and asked the Board to please think about the horses and not themselves. Oscar de la Torre, horse racing advocate, stated he had worked with the backstretch workers at Santa Anita (SA) and Del Mar (DM). He said he led the counter-demonstrations at Del Mar because the workers' livelihoods were threatened and would be negatively impacted if horseracing was banned. He stated many of the workers he talked to supported the reform efforts and saw positive results from those reforms. He said they led a spirited demonstration with 40 workers that came out to counter-protest. They wanted everyone

Proceedings of the Regular Meeting of August 22, 2019

to know that they loved the horses and what they did, as it was their livelihood. He stated any extreme actions against the livelihood of an already vulnerable population could exacerbate social problems, and people needed to be mindful of those consequences. Currently, there were 59,000 people suffering from homelessness in Los Angeles. He said a complete ban on the industry would result in people losing their salaries, housing, and health care. He stated many of the backstretch workers lived in the housing that was provided and asked where they would go. He said there also needed to be compassion for the people who cared for the horses. John Valenzuela, Local 280, stated all members of Local 280 supported the investigations relating to the issues that began at SA. Like many horse racing fans in California, they were eager to see horse racing continue to run safely. Local 280 supported the reform and continued efforts to improve safety across the industry for the horses. He said if racing was banned, thousands of horses would be left without proper care and would likely die, a message the protestors did not want people to hear. Local 280 supported the horse racing industry and welcomed the close supervision of the CHRB to ensure that both horses and people were treated fairly and with compassion. Valerie Traina, activist, spoke about her concerns regarding horse racing. Martha Sullivan, private citizen, stated gambling on horse racing had been declining since at least 1998. She said it was a declining industry with an archaic business model that had no relevance to the 21st century. She stated the industry should start helping its employees' transition to other employment. Michelle Walther, private citizen, spoke about her concerns regarding horse racing. Damascus Castellanos, Teamsters Local 495 (Local 495), stated Local 495 represented over 300 members within the racing industry. He said the Teamsters started in 1903 when horse and carriage riders organized

Proceedings of the Regular Meeting of August 22, 2019

because they needed assistance with their horses. The riders wanted to make sure their horses got rest and proper water and feeding breaks. Currently, Local 495 still negotiated on behalf of the horses. Local 495 made sure outriders were taken care of financially in its contracts so the horses could be properly taken care of. Pavla Nygaard, horse owner/breeder, said she wanted to give her perspective as an owner-breeder. She stated she did not agree that people in the industry did not care about the horses. She said she thought about when three of her horses were part of the running herd at San Luis Rey Downs when a fire occurred. She stated she saw people running into the fire to save those horses and ended up with burns. She said wealthy owners from Kentucky sent their airplanes with tons of supplies to help. She stated the animal rights groups did not contribute anything to those efforts to save any of the horses. She said she had a foal that was born premature, and it would have been easy to euthanize it. Instead, the foal spent several weeks in the hospital to make sure it would live. She stated there had been numerous times she had taken care of horses that would never see the racetrack because it was the right thing to do. She said as far as horses dying at the racetrack, it happened, but horses died in nature too. She stated there was a study that looked at what happened to horses in nature. In the first year, the mortality was 50 percent. After that, the mortality was 5 to 25 percent per year. She said that was far higher than at any of the worst racetracks. Jennifer Borges, private citizen, stated horse racing was a very large tax contributor to the State of California. In the United States (US), the horse racing industry contributed \$39 million annually to the US economy, and if people considered the other industries that were indirectly affected, that number increased to \$102 billion. She said the gross domestic product contribution from California was \$7 billion, and that money

Proceedings of the Regular Meeting of August 22, 2019

was raised on about 700,000 horses. Additionally, the first Breeders' Cup event held at DM brought in around \$84 million to the county of San Diego.

MEETING ADJOURNED AT 1:31 P.M.

Proceedings of the Regular Meeting of August 22, 2019

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

Chairman

Executive Director

CALIFORNIA HORSE RACING BOARD

SEPTEMBER 19, 2019
REGULAR BOARD MEETING

There is no board package material for Item 2

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING THE DISTRIBUTION OF
RACE DAY CHARITY PROCEEDS OF LOS ALAMITOS RACING ASSOCIATION,
FROM ITS 2018 RACE MEETINGS, IN THE AMOUNT OF \$7,717, TO FOUR
BENEFICIARIES

Regular Board Meeting
September 19, 2019

ISSUE

Los Alamitos Racing Association (LARA) is requesting approval to distribute race day charity proceeds generated at its racing meets from June 27, 2018 through July 17, 2018 and from December 5, 2018 through December 18, 2018. From the net race day charity proceeds LARA is proposing a total distribution of \$7,717. The charitable organizations selected and amounts to be distributed are listed on the attachment. Staff notes that 100 percent of the proceeds will be given to five horse racing related organizations.

BACKGROUND

Business and Professions Code section 19550 states the Board shall require each licensed racing association that conducts 14 or less weeks of racing to designate three racing days, and each licensed racing association that conducts more than 14 weeks of racing to designate five racing days during any one meeting, to be conducted as charity days by the licensee for the purpose of distribution of the net proceeds there from to beneficiaries through the distribution agent. No racing association shall be required to pay to a distributing agent for the purpose of distribution to beneficiaries more than an amount equal to two-tenths of one percent of the association's total on-track handle on live races conducted by the association at the meeting. Business and Professions Code section 19555 requires that proceeds are to be distributed to beneficiaries within 12 calendar months after the last day of the meet during which charity days were conducted. Business and Professions Code section 19556 provides that the distributing agent shall make the distribution to beneficiaries qualified under this article. At least 30 percent of the distribution shall be made to charities associated with the horse racing industry. An additional five percent shall be paid to a welfare fund and another five percent shall be paid to a nonprofit corporation, the primary purpose of which is to assist horsemen and backstretch personnel who are being affected adversely as a result of alcohol or substance abuse. In addition to the above distributions, a separate 20 percent shall be made to a nonprofit corporation or trust, the directors or trustees of which shall serve without compensation except for reimbursement for reasonable expenses, and which has as its sole purpose the accumulation of endowment funds, the income on which shall be distributed to qualified disabled jockeys.

RECOMMENDATION

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

CHRB ANALYSIS
Los Alamitos Racing Association (LARA) 2018 Charity Day Proceeds

#	Nonprofit Organization	Amount	Proposed Disbursement Percentage	Percentage Required By Horse Racing Law (from the 2/10 of 1%)	Notes
1	Permanently Disabled Jockeys Fund *	2,000.00	26%	minimum of 20%	d
2	CARMA*	2,000.00	26%		
3	California Thoroughbred Horsemen's Foundation*	2,000.00	26%	minimum of 5%	b
4	Winners Foundation*	1,717.00	22%	minimum of 5%	c
	Total	7,717.00	100%		e
	Notes				
	* Associations related to horse racing industry	*30% to charities associated with the horse racing industry (B&P			
	b	5% to welfare fund (19556 (b)) described in subdivision (b) of Section 19641			
	c	5% to nonprofit organization to assist horsemen and backstretch personnel affected by alcohol and substance abuse(B&P 19556 (b))			
	d	20% to nonprofit organization that benefits qualified disabled jockeys (B&P 19556 (c)(1))			
	e	overall a minimum of 60% of the charity distribution should go to horse racing industry related nonprofit organizations.			



July 5, 2019

Ms. Rick Baedeker
 California Horse Racing Board
 1010 Hurley Way, Suite 300
 Sacramento, CA 95825

Dear Mr. Baedeker:

The statutory charitable contribution from our Los Alamitos Racing Association 2018 race meets was \$7,717. The meets were conducted from June 27, 2018 through July 17, 2018 and from December 5, 2018 through December 18, 2018. Accordingly, we respectfully request CHRB approval at the September 26, 2019 regular meeting to make the following distributions:

Permanently Disabled Jockeys Fund	\$ 2,000
CARMA	2,000
California Thoroughbred Horsemen's Foundation	2,000
Winners Foundation	<u>1,717</u>
Total	<u>\$ 7,717</u>

The Permanently Disabled Jockey's Fund provides financial assistance to former jockeys who have suffered catastrophic on-track injuries. It works with industry and medical research groups to improve the safety of both the human and equine athlete.

The California Retirement Management Account ("CARMA") provides a range of services to former racehorses in need of rehabilitation toward retirement or placement in a new career.

The California Thoroughbred Horsemen's Foundation provides assistance to backstretch personnel occupied with the care of thoroughbred horses at California race tracks and

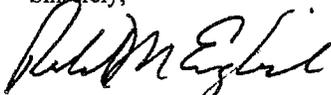
authorized training facilities. The organization maintain several clinics throughout the state.

The Winners Foundation is a support and referral service for employees and family members of the industry whose lives are affected by alcohol, drugs, mental illness, and gambling related problems.

The Race Track Chaplaincy of America (Los Alamitos Council, Region 1) ministers to the spiritual, emotional, physical, social, and educational needs of persons involved in all aspects of the horse racing industry.

All proposed beneficiaries are industry related charities. I would be pleased to discuss any questions or comments the Board may have.

Sincerely,



Richard M. English

DISCUSSION AND ACTION BY THE BOARD REGARDING
APPROVAL OF AN AGREEMENT, PURSUANT TO
BUSINESS AND PROFESSIONS CODE SECTION 19604(F)(5)(E),
TO ALTER THE DISTRIBUTION OF MARKET ACCESS FEES FROM
CALIFORNIA RESIDENTS ADVANCE DEPOSIT WAGERING (ADW)
PLACED ON ALL LIVE AND IMPORTED RACES HOSTED BY THE
SIGNATORY RACING ASSOCIATIONS, BY THE CREATION OF AN
ADDITIONAL DEDUCTION TO BE USED TO FUND A
CO-OP MARKETING PROGRAM

Regular Board Meeting
September 19, 2019

ISSUE

The Del Mar Thoroughbred Club (DMTC) and the Thoroughbred Owners of California (TOC) are seeking approval of an agreement under Business and Professions Code section 19604(f)(5)(E) for the period November 6, 2019 through December 3, 2019, which will modify market access fee distributions for advance deposit wagering (ADW) wagers placed in the applicable zone on races hosted by DMTC. The Co-op Marketing Agreement allows the DMTC and TOC to continue programs that were previously supported by the California Marketing Committee (CMC). The CMC ceased operating upon the expiration of its authorizing statute, Business and Professions Code section 19605.73.

ANALYSIS

The DMTC and TOC wish to continue CMC programs following the January 1, 2019 sunset of Business and Professions Code section 19605.73. The cost of the programs will be shared between the entities. The funds will come from the distribution of market access fees from California resident ADW wagers placed on all live and imported races hosted by DMTC during its 2019 fall race meeting. The deduction percentage of ADW handle in the applicable zones shall be 0.680 percent.

BACKGROUND

Business and Professions Code section 19604(f)(5)(E) provides that notwithstanding any provision of this section to the contrary, the distribution of market access fees pursuant to this subparagraph may be altered upon the approval of the Board, in accordance with an agreement signed by all parties whose distributions would be affected.

RECOMMENDATION

This item is presented for Board discussion and action. Staff recommends the Board hear from the Co-op Marketing Agreement representatives.

Coop Marketing Funding Agreement

This Agreement is entered into as of this 9th day of September, 2019 by and between the Del Mar Thoroughbred Club ("DMTC") and the Thoroughbred Owners of California ("TOC").

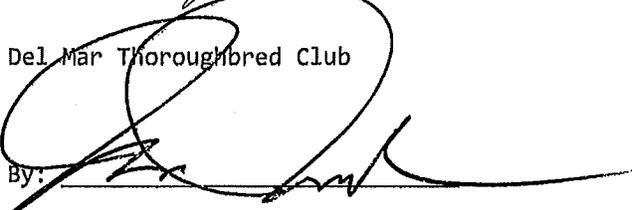
IT IS HEREBY AGREED AS FOLLOWS:

1. The distribution of Market Access fees from California resident Advanced Deposit Wagering, ("ADW") placed on all live and imported races hosted by DMTC during its 2019 fall race meeting shall be altered by the creation of an additional deduction for a distribution therefrom, based upon a percentage of handle in the applicable California zones that would otherwise be payable as thoroughbred purses and track commissions. The deduction from ADW market access fees shall be utilized to fund a coop marketing program. The deduction percentage of ADW handle in the applicable zones shall be 0.680%.
2. The parties shall immediately file this Agreement with the CHRB for the purposes of securing its approval of the deductions contemplated from market access fees placed on races hosted by DMTC which is permitted pursuant to Business and Professions Code Section 19604 (f)(5)(E).
3. Subject to the requisite approval of the CHRB, the deduction from ADW set forth in #1 above shall be effective November 6, 2019 through December 3, 2019.
4. Notwithstanding the distributions from the ADW Deduction set forth hereinabove, the distribution to the Incentive fund administered by the California Thoroughbred Breeders Associations shall be calculated at the rate of 0.463% for races hosted by DMTC. In addition to the distributions set forth above, there shall be a distribution from the ADW Deduction in order to pay administrative expenses that would otherwise have been distributed to TOC, CTT, and the Backstretch Workers Pension Plan.

Thoroughbred Owners of California

By: 

Del Mar Thoroughbred Club

By: 

STAFF ANALYSIS
September 19, 2019

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE DEL MAR THOROUGHBRED CLUB (T), AT DEL MAR, COMMENCING NOVEMBER 6, 2019 THROUGH DECEMBER 3, 2019, INCLUSIVE

Del Mar Thoroughbred Club (DMTC) has filed its application to conduct a thoroughbred horse racing meeting at Del Mar as follows:

- November 6, 2019, through December 3, 2019, racing 15 days, one day less than in 2018. Live racing will commence November 8, 2019, and continue through December 1, 2019. DMTC proposes to run a total of 128 races, or an average of 8.53 races per day. In 2018, DMTC averaged 8.50 races per day and 7.70 runners per race. The average daily purse for the 2018 race meeting was \$451,258. The (estimated) average daily purse for this meet is \$444,145.

November 2019						
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 2019						
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 Thursday through Sunday, except for Thursday, November 7, 2019. Eight races Thursdays and Fridays; nine races Saturdays and Sundays.
- Racing concurrently with the dates allocated to Pacific Racing Association.
- First post 12:30 p.m. each day, except for first post 11:00 a.m. on Thursday, November 28, 2019 (Thanksgiving Day).
- Wagering program will use CHRB and ARCI rules.
 - Early wagering will be 9:00 a.m. to 11:00 a.m. from November 8 through December 1 every racing day.
 - \$2 Win, Place, Show parlay available on every eligible race. Wager must combine at least two but not more than six races.
 - \$2 Quinella on all eligible races.
 - \$1 Exacta on all eligible races.
 - \$.50 Trifecta on all eligible races.
 - \$.10 Superfecta on all eligible races.
 - \$2 Rolling Daily Double. Requests 20% takeout.

- \$.50 Rolling Pick 3 on all eligible races.
 - \$1 Place Pick All.
 - \$.50 Pick 4 on races 2-5. No consolation. 100% payout. Alternate runner provision.
 - \$.50 Pick 4 on last four races. No consolation. 100% payout. Alternate runner provision.
 - \$.50 Pick 5 on first five races. Requests 14% takeout. 100% payout to all tickets selecting five winners. No consolation. 100% carryover to next day's Early Pick 5 if no ticket has five winners. Alternate runner provision.
 - \$.50 Pick 5 on last five races. 100% payout to all tickets selecting five winners. No consolation. 100% carryover to next day's Late Pick 5 if no ticket has five winners. Alternate runner provision.
 - \$2 Pick 6 on last six live races each day. First share—70%; Second share—15%; Third share—15%.
 - Requests that Commission allow patrons to select alternate wagering interest in any of the Pick (n) contest in the event their selected wagering interest is scratched.
 - \$1 Super High 5 on last race of the day. 100% payout on all tickets selecting five winners. No consolation. 100% carryover to next race day's Super High 5, if applicable.
- Advance Deposit Wagering (ADW) providers are Churchill Downs Technology Initiatives Company dba TwinSpire; NYRABets, LLC (NYRA Bets); ODS Technologies, L.P. dba TVG Network; Watchandwager.com, LLC (Watch and Wager); and XpressBet, LLC (Xpressbet).
 - 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:
 - Account wagering agreement between NYRA Bets and Monarch Content Management, LLC (MCM) has been provided to CHRB.
 - Account wagering agreement between TVG Network and MCM has been provided to CHRB.
 - Account wagering agreement between TwinSpires and MCM has been provided to CHRB.
 - Account wagering agreement between Watch and Wager and MCM has been provided to CHRB.
 - Account wagering agreement between XpressBet, LLC and MCM has been provided to CHRB.
 - Thoroughbred Owners of California (TOC) approval of the ADW agreements.
- Simulcasting conducted with out-of-state racing jurisdictions pursuant to Business and Professions Code section 19602 and with authorized locations throughout California.
- Requests that Jennifer Paige be appointed horse identifier pursuant to CHRB Rule 1525, Racing Officials Appointed by the Board.
- Track safety and backstretch worker housing inspections have been requested and will be completed before the race meet begins.

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

1. Local 280 contract expires October 31, 2019.
2. TOC race meet agreement.
3. California Thoroughbred Trainers race meet agreement.

Specific information that **will need updating** during the race meet includes:

1. Certification from Mercy Medical Transportation, Inc. [expires November 30, 2019].
2. ADW agreement with NYRA Bets [expires December 1, 2019].

RECOMMENDATION:

If the application is considered for approval, staff recommends that the approval be contingent upon receipt of the outstanding items.

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

1. APPLICANT ASSOCIATION

A. Name, mailing address, telephone, fax numbers, and the email address for associations contact person:

DEL MAR THOROUGHBRED CLUB
P.O. BOX 700, DEL MAR, CA 92014
Phone: 858-755-1141
Fax: 858-792-1477
Josh Rubinstein: josh@dmtdc.com

B. Breed of horse: TB QH H

C. Racetrack name: **DEL MAR THOROUGHBRED CLUB (DMTC)**

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

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

Yes No

If no, attach a surety bond in the amount of one hundred thousand dollars.

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

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

2. DATES OF RACE MEETING

A. Inclusive dates allocated for the entire meeting: **November 6 through December 3, 2019**

B. Actual dates racing will be held: **November 8th (Friday – Opening Day) through December 1st (Sunday – Closing Day)**

- **Racing Everyday (Dark Mondays, Tuesdays, Wednesdays)**
- **Dark Days 11/11-12-13, 11/18-19-20, and 11/25-26-27**

C. Total number of days or nights of racing: **15 Days**

CHRB CERTIFICATION

Application received: 3/8/19
Deposit received: On file
Reviewed: RR

Hearing date: 9/19/19
Approved date:
License number:

- 5-5 D. Days or nights of the week races will be held:
 Wed - Sun Tues - Sat Other (specify)

Thursday through Sunday (exception Week One will be a 3-day race week - Friday 11/8, Saturday 11/9 and Sunday 11/10)

- E. Number of days or nights of racing per week:
4 days per week (exception of Week One 3-day race week)

3. RACING PROGRAM

- A. Total number of races: **128**
- B. Number of races for each day or night:

DAY	DATES	NUMBER OF RACES
*THURS- 8 Races	11/14, 11/21, 11/28	24
*FRI – 8 Races	11/08, 11/15, 11/22, 11/29	32
*SAT - 9 Races	11/09, 11/16, 11/23, 11/30	36
*SUN - 9 Races	11/10, 11/17, 11/24, 12/01	36
*THURS-Thanksgiving Day	11/28 (included above)	
*FRI – Opening Day	11/08 (included above)	
*SUN-CLOSING DAY	12/01 (included above)	
TOTAL		128

***DMTC reserves the right to change number of races based on horse availability**

- C. Total number of stakes races: **14 (12 stakes and 2 overnight stakes)**
- D. Attach a listing of all stakes races and indicate the date to be run and the added money or guaranteed purse for each. Note the races that are designated for California-bred horses. **EXHIBIT 1**
1. Attach a listing of all stakes races for the past two race meetings. The information provided must be for the same timeframe in which the association is applying. Include the date the stakes races were run, and the added money or guaranteed purse for each. Note the races that were designated for California-bred horses. **EXHIBIT 1 (A)**
 2. Identify the stakes races listed under item D. that have been altered, added, or are new for the current race meeting. Provide details regarding any alterations to the identified stakes races. (e.g., changes in the age, sex, eligibility, purse or substantial calendar changes). **NONE**
 3. Identify the stakes races listed under item D.1. that have been dropped or deleted, and the reasons the stakes were dropped or deleted. **NONE**
- E. Will provisions be made for owners and trainers to use their own registered colors?
 Yes No If no, what racing colors are to be used:
- F. List all post times for the daily racing program: **EXHIBIT 2**

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

EXHIBIT 1 - 2019 DEL MAR FALL STAKES

RUN DATE	RACE	AGE	DISTANCE	2019 VALUE
8-Nov	Kathryn Crosby Stakes	F/M 3 & up	1 mile Turf	\$75,000
9-Nov	Let it Ride Stakes	3 YO	1 mile Turf	\$75,000
10-Nov	Desi Arnaz Stakes	F, 2YO	6 1/2 Furlongs	\$100,000
16-Nov	Bob Hope Stakes- Grade III	2 YO	7 furlongs	\$100,000
17-Nov	Betty Grable Stakes	F/M 3 & up (CA)	7 furlongs	\$100,000
23-Nov	Native Diver Stakes- Grade III	3 & up	1 1/8 Miles	\$100,000
24-Nov	Cary Grant Stakes	3 & up (CA)	7 furlongs	\$100,000
28-Nov	Red Carpet Stakes-Grade III	F/M 3 & up	1 3/8 miles Turf	\$100,000
29-Nov	Hollywood Turf Cup-Grade II	3 & up	1 1/2 miles Turf	\$200,000
30-Nov	Jimmy Durante Stakes-Grade III	F, 2YO	1 mile Turf	\$100,000
30-Nov	Seabiscuit Handicap-Grade II	3 & up	1 1/16 miles Turf	\$200,000
30-Nov	Hollywood Derby-Grade I	3 YO	1 1/8 miles Turf	\$300,000
1-Dec	Cecil B. DeMille Stakes-Grade III	2 YO	1 mile Turf	\$100,000
1-Dec	Matriarch Stakes- Grade I	F/M 3 & up	1 mile Turf	\$300,000

EXHIBIT 1A - STAKES RACES PAST TWO RACE MEETS

RACE	AGE	2019 PURSE	2018 PURSE	2017 PURSE	DISTANCE
Kathryn Crosby Stakes (o/s)	F/M 3 & up	\$75,000	\$75,000		1 mile Turf
Let it Ride Stakes (o/s)	3 YO	\$75,000	\$75,000	\$75,000	1 mile Turf
Desi Arnaz Stakes	F, 2 YO	\$100,000	\$100,000	\$100,000	6 1/2 furlongs
Bob Hope Stakes-Grade III	2 YO	\$100,000	\$100,000	\$100,000	6 1/2 furlongs
Betty Grable Stakes	F/M 3 & up (CA-Bred)	\$100,000	\$100,000	\$100,000	7 furlongs
Native Diver Stakes- Grade III	3 & up	\$100,000	\$100,000	\$100,000	1 1/8 miles
Cary Grant Stakes	3 & up (CA-Bred)	\$100,000	\$100,000	\$100,000	7 furlongs
Red Carpet Stakes-Grade III	F/M 3 & up	\$100,000	\$100,000	\$100,000	1 3/8 miles Turf
Hollywood Turf Cup-Grade II	3 & up	\$200,000	\$200,000	\$200,000	1 1/2 miles Turf
Jimmy Durante Stakes-Grade III	F, 2 YO	\$100,000	\$100,000	\$100,000	1 mile Turf
Seabiscuit Handicap-Grade II	3 & up	\$200,000	\$200,000	\$200,000	1 1/16 miles Turf
Hollywood Derby-Grade I	3 YO	\$300,000	\$300,000	\$300,000	1 1/8 miles Turf
Cecil B. DeMille Stakes-Grade III	2 YO	\$100,000	\$100,000	\$100,000	1 mile Turf
Matriarch Stakes	F/M 3 & up	\$300,000	\$300,000	\$300,000	1 mile Turf

POST TIMES FOR PROPOSED DAILY RACING PROGRAM

2019 – FALL MEET

NOVEMBER 8th TO DECEMBER 1st

RACE	ALL DAYS (EXCEPT 11/28/19)	THURS. 11/28/19
1 st	12:30 p.m.	11:00 a.m.
2 nd	1:00 p.m.	11:30 a.m.
3 rd	1:30 p.m.	12:00 p.m.
4 th	2:00 p.m.	12:30 p.m.
5 th	2:30 p.m.	1:00 p.m.
6 th	3:00 p.m.	1:30 p.m.
7 th	3:30 p.m.	2:00 p.m.
8 th	4:00 p.m.	2:30 p.m.
9 th	4:30 p.m.	

* **On certain days to be determined.**

5-9 Thoroughbred and quarter horse meetings, the total amount distributed for California-bred stakes races from the purse account, including overnight stakes, shall not be less than 10% of the total amount distributed for all stakes races pursuant to Business and Professions Code section 19568(b).

4. RACING ASSOCIATION

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

B. Complete the applicable subsection and attached Addendum, Background Information and Ownership. **FULL DISCLOSURE STATEMENT ON FILE WITH CHRB**

C. CORPORATION

1. Registered name of the corporation: **DEL MAR THOROUGHBRED CLUB**
2. State where incorporated: **CALIFORNIA**
3. Registry or file number for the corporation: **559096**
4. Names of all officers and directors, titles, and the number of shares of the corporation held by each:

David H. Batchelder	Chairman of the Board	1 Share
Joseph W. Harper	Director & CEO	1 "
Rollin W. Baugh	Director	1 "
James R. Buell	Director	1 "
Bo Derek	Director	1 "
Kosta Hronis	Director	1 "
Jon S. Kelly	Director	1 "
Warner Lusardi	Director	1 "
Marie G. Moretti	Director	1 "
Jim Rome	Director	1 "
Martin J. Wygod	Director	1 "
Josh Rubinstein	President & Chief Operating Officer	0
Michael R. Ernst	Executive VP, Finance CFO	0
Thomas S. Robbins	Executive VP Racing	0
Craig A. Dado	Executive VP, Chief Marketing Officer	0
Lynn Wright	Senior VP and Controller	0
Ann Hall	Senior VP, Operations & Administration	0
Sue Walls	VP, Facilities	0

5. Names (true names) of all persons, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the corporation and the number of shares held by each: **NONE**
6. Number of outstanding shares in the corporation: **11**
7. Are the shares listed for public trading? Yes No
 If yes, on what exchange and how is the stock listed:
8. Name of the custodian of the list of shareholders and/or the transfer agent for the share holdings of the corporation: **Michael R. Ernst**
9. If more than 50% of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity: **NONE**
 - A. Is parent and/or paired corporation or entity a publically traded or privately held company that guarantees the obligation of the applicant? If no, proceed to section F.
 If yes, answer questions 10-17. Yes No

10. Registered name of the corporation: **NA**
11. State where incorporated: **NA**
12. Registry or file number for the corporation: **NA**
13. Names of all officers and directors, titles, and the number of shares of the corporation held by each: **NA**
14. Names (true names) of all persons, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the corporation and the number of shares held by each: **NA**
15. Number of outstanding shares in the corporation: **NA**
16. Are the shares listed for public trading? **NA** Yes
If yes, on what exchange and how is the stock listed: **NA**
17. Name of the custodian of the list of shareholders and/or the transfer agent for the share holdings of the corporation: **NA**

D. **LLC NA**

1. Registered name of the LLC:
2. State where articles of organization are filed:
3. Registry or file number for the LLC:
4. Attach a list of the names of all members (including individuals (true names), corporations, other LLCs and or foreign entities), titles, and the number of shares of the LLC held by each:
5. Are the shares listed for public trading? Yes No
If yes, on what exchange and how the stock is listed
6. If more than 50% of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity:
A. Is parent and/or paired entity either a publically traded or privately held company that guarantees the obligation of the applicant? If no, proceed to section F. If yes, answer questions 7-12. Yes No
7. Registered name of the LLC/Corporation:
8. State where articles of organization are filed:
9. Registry or file number for the LLC:
10. Attach a list of the names (true names) of all members (members may include individuals, corporations other LLCs and foreign entities), titles, and the number of shares of the LLC held by each:
11. Are the shares listed for public trading? Yes No
12. If yes, on what exchange and how the stock is listed:

E. **OTHER**

1. Name(s) of partners/sole proprietor:
2. If a partnership, attach partnership agreement.

F. **FINANCIAL INFORMATION ***

1. Attach the most recent audited annual financial statement or financial report for the applicant. The financial statement or financial report shall include all relevant financial information specific to the applicant including: **ON FILE**
 - Statement of Financial Position: also referred to as a balance sheet. Statement should report on applicant's assets, liabilities, contingent liabilities and ownership equity as of the date of the prepared statement.

- Statement of Comprehensive Income: also referred to as Profit and Loss (“P&L”) Statement. Statement should include report on applicant’s income, expenses, and profits.
- Profit and Loss statement for prior two years race meeting and Profit and Loss statement for projected year race meeting.
- Statement of Changes in Equity: to include the changes of the applicants’ equity through the reporting period.
- Statement of Cash Flows: to include a report of the applicant’s cash flow activity, particularly its operating investing and financing activities during the reporting period.
- Copy of a report made during the preceding 12 months to shareholders in the corporation and/or the Securities and Exchange Commission and/or the California Corporations Commission.

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

G. MANAGEMENT AND STAFF

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

Josh Rubinstein	President, Chief Operating Officer
Michael R. Ernst	Executive VP, Finance and Administration/CFO
Thomas S. Robbins	Executive VP, Racing & Industry Relations
Craig A. Dado	Executive VP, Chief Marketing Officer
Ann Hall	Sr. Vice President, Operations & Administration
Lynn Wright	Sr. Vice President, Controller
Sue Walls	Vice President, Facilities
David Jerkens	Racing Secretary
Mac McBride	Director of Media
Daniel G. Smith	Senior Media Supervisor
Cathy Arneel	Director of Group Sales
Paul Porter	Director of Simulcasting and Racetrack Services
Walker McBride	Director of Sponsorship and Digital Media
William D. Navarro	Director of Mutuels
Nancy Bonforte	Director of Turf Club
Kim Jacobson	Director of Risk Management
Trevor Denman	Public Address Announcer
Dennis Moore	Director of Track Maintenance
Leif Dickinson	Turf Course / Grounds Superintendent
Chris Bahr	Director of Events and Promotions
Ken West	Director of Plant and Purchasing
Sheryl Kerstiens	Customer Service Manager

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

Josh Rubinstein – President, Chief Operating Officer
PO Box 700, Del Mar, CA 92014 / josh@dmtdc.com

5. TAKE OUT PERCENTAGE

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

Yes No

Wager(s) to be adjusted: **.50¢PNP / Players Pick Five Water – 14%**
 Proposed percentage: **\$2 Rolling Daily Double – 20%**

- A. Attach copy of written notice requesting the proposed takeout adjustment, the proposed percentage and the wager(s) affected. The notice must include the written agreement of the thoroughbred association and the horsemen’s organization for the meeting of the thoroughbred association accepting the wager. **EXHIBIT 3**

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

6. HANDLE HISTORY

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

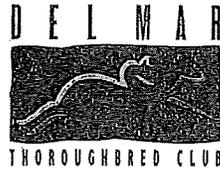
Year (Fall Meet)	On-Track Handle	Off-Track Handle	On-Track Attendance	Off-Track Attendance
2014 -15 day meet	16,059,156	140,775,274	135,829	107,409
2015 -20 day meet	15,722,446	178,883,506	123,608	140,286
2016 -15 day meet	10,736,675	141,801,230	87,384	95,694
2017 – 14 day meet	10,422,918	143,646,792	77,218	89,755
2018 – 16 day meet	9,914,887	155,977,465	73,914	94,109

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

- A. Purse distribution:

1. All races other than stakes:
 Current meet estimate: 15 Race Days **4,389,305**
 Prior meet actual: 16 Race Days **4,947,413**

Average Daily Purse (7 A1 ÷ number of days):
 Current meet estimate: **292,620**
 Prior meet actual: **309,213**



Josh Rubinstein
President & COO

August 8, 2019

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

Ms. Wagner,

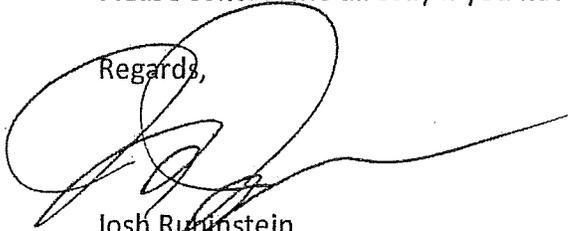
Pursuant to California Business and Professions Code Section 19601.01, Del Mar Thoroughbred Club ("DMTC"), after consultation with the Thoroughbred Owners of California (TOC), is hereby requesting takeout as set forth below to be offered during DMTC's 2019 Fall Season, November 8th – December 1st.

- Players Pick 5 and Rolling Doubles
- Proposed Percentage: **14% takeout (Pick Five)**
 20% takeout (Rolling Doubles)

For reference, the Players Pick Five Wager and Rolling Doubles are noted on DMTC's license application in Section 5(1).

Please contact me directly if you have any questions.

Regards,



Josh Rubinstein
President and COO

cc: Joe Harper
 Mike Ernst
 Greg Avioli, TOC



August 8, 2019

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

RE: Del Mar Thoroughbred Club 2019 Fall Race Meet – Players Pick 5 Wager

Dear Ms. Wagner,

Del Mar Thoroughbred Club (DMTC) has contacted the Thoroughbred Owners of California (“TOC”) regarding the conducting of the “Players Pick-5” wager on the first five (5) races of the day, subject to a 14% takeout, on each racing day of its 2019 Fall meet, November 7 – December 1, 2019. The TOC agrees to such a wager based upon the same terms and conditions as it was offered at Del Mar’s previous meet.

Please feel free to contact me with any questions.

Sincerely,

Greg Avioli
President & CEO

cc: Josh Rubenstein
Lucy Myers



August 8, 2019

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

RE: Del Mar Thoroughbred Club 2019 Fall Race Meet – Rolling Doubles Wager

Dear Ms. Wagner,

Del Mar Thoroughbred Club (DMTC) has contacted the Thoroughbred Owners of California (“TOC”) regarding the conducting of “Rolling Doubles” wagers, subject to a 20% takeout, on each racing day of its 2019 Fall meet, November 7 – December 1, 2019. The TOC agrees to such a wager based upon the same terms and conditions as it was offered at Del Mar’s previous meet.

Please feel free to contact me with any questions.

Sincerely,

Greg Avioli
President & CEO

cc: Josh Rubenstein
Lucy Myers

- 2. Overnight stakes:

Current meet estimate:	150,000
Prior meet actual	150,000

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

Current meet estimate:	10,000
Prior meet actual:	9,375

- 3. Non-overnight stakes:

Current meet estimate:	1,500,000
Prior meet actual:	1,454,900

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

Current meet estimate:	100,000
Prior meet actual:	90,931

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

Current meet estimate:	6,039,305
Prior meet actual:	6,552,313

B. California-bred Stakes Races:

- 1. Percentage of the purse distribution for all stakes races that will be distributed for California-bred stakes races:

Current meet estimate:	12.12%
Prior meet actual:	12.46%

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

Current meet estimate:	0.81%
Prior meet actual:	0.78%

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

Current meet estimate:	499,366
Prior meet actual:	530,994

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

Recognized Horsemen’s Organization

	Current meet estimate:	Prior meet actual:
TOC Administration	49,400	54,727
CTT Administration	24,700	27,364
CTT Backstretch Pension	<u>49,400</u>	<u>54,727</u>
 Total	 123,500	 136,818

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

Current meet estimate:	6,662,171
Prior meet actual:	7,220,125

Average Daily Purse (7 E ÷ number of days):
 Current meet estimate: **444,145**
 Prior meet actual: **451,258**

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

Current meet estimate: **3,464,710**
 Prior meet actual: **3,726,094**

Average Daily Purse (7 F ÷ number of days):
 Current meet estimate: **230,981**
 Prior meet actual: **232,881**

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

Current meet estimate: **2,622,035**
 Prior meet actual: **2,925,404**

Average Daily Purse (7 G ÷ number of days):
 Current meet estimate: **174,802**
 Prior meet actual: **182,838**

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

On file

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

Bowen, McBeth, Inc., 10722 Arrow Route, Suite 110, Rancho Cucamonga, CA 91730 (909) 944-6465

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

8. STABLE ACCOMMODATIONS

- A. Number of usable stalls available for racehorses at the track where the meeting is held: **700**
- B. Minimum number of stalls believed necessary for the meeting: **700**
- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers: **3,245**

- D. Name and location of each off-site auxiliary stabling area and the number of stalls to be maintained at each site:
- **Santa Anita** **1,900**
 - **Los Alamitos** **850**
 - **San Luis Rey Downs** **495**
- E. Attach each contract or agreement between the association and the person(s) furnishing off-site stabling accommodations for eligible racehorses that cannot be provided stabling on-site.

ON FILE

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

- F. Total number of usable stalls made available on-site for the **1986** meeting, pursuant to Business and Professions Code section 19535(c): **2,100 (Note: as of 2015 total number 2,000)**
- G. Estimated cost to provide off-site stalls for this meeting. Show cost per day per stall:
\$1,278,000
\$14.33 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:
Estimated vanning cost: \$180,540
Vanning per horse
- | | |
|---------------------------|--------------|
| Santa Anita | \$235 |
| Los Alamitos | \$235 |
| San Luis Rey Downs | \$130 |

9. EQUINE EMERGENCY SERVICES

- A. Name and emergency telephone number of the racing veterinarian onsite during training hours, workouts and during racing for the association and auxiliary sites:
There is a rotation of private veterinarians' onsite during all training and racing hours. Names and emergency telephone numbers placed ON FILE with the CHRB. Contact Tom Robbins, Executive VP Racing, (858) 755-1141 ext. 3804, who is responsible for contacting veterinarian.

1. Attach a schedule listing the dates and times that the racing veterinarian will be available onsite during training hours, workouts and during racing for the association and auxiliary sites.

11.02.19–12.05.19 Del Mar Race Track (Association) Training and Racing
4:30am – 10:30am

Prior to Opening Day and once the main track opens for training (11/02/19), DMTC will have a veterinarian (Dr. Helmut Von Bluecher, 626-836-1688) present during training hours to respond to any needs. As more horses arrive after the 11/02/19 opening date, private practitioners for each trainer will be present. These veterinarians are present during training hours and available to treat their patients should the need arise. We have submitted a more detailed Horse/Rider Down On-Track/Emergency Response Protocol, which is to be placed ON FILE as part of Section 16 Emergency Services.

DMTC will provide a list of all on-site trainers, along with their private practitioners and contact numbers, to the Stable Office, Main Stable Gate, Clockers and Outriders. ON-FILE is a list of veterinarians at DMTC's two authorized training facilities, Los Alamitos and San Luis Rey Downs. In addition, the list of DMTC regulatory veterinarians, along

2019 CURRENT
DEL MAR VET LIST

5-19

	A	B	C	D
1	VETRINARIAN	PHONE	EMAIL	PRACTICE
2	Anderson, Elizabeth	(626) All on file		Sheilds
3	Araujo, John	(626) ***_****		Self
4	Arthur, Rick	(626) ***_****		State
5	Baker, Vince	(714) ***_****		Baker
6	Beck, Gary	(310) ***_****		
7	Birch, Sarah	(614) ***_****		Simpson/Dowd
8	Blea, Jeff	(626) ***_****		Blea/Von Bluecher
9	Blue, Melinda	(626) ***_****		Blue
10	Bohannon, Laura	(626) ***_****		Sheilds
11	Bradley, Sam	(310) ***_****		Baker
12	Brokken, Todd	(626) ***_****		Blea/Von Bluecher
13	Buerchler, Sabina	(626) ***_****		
14	Byrd, Wade	(310) ***_****		Baker
15	Canfield, Cathy	(626) ***_****		Baker
16	Carpenter, Ryan	(805) ***_****		Baker
17	Cervantes, Carlos	(626) ***_****		
18	De Haan, Kat	(208) ***_****		
19	Dowd, Joe	(818) ***_****		Simpson/Dowd
20	Farmer, William	(260) ***_****		State
21	Finley, Jenn	(626) ***_****		Blea/Von Bluecher
22	Fitzgerald, Becky	(562) ***_****		Los Al /State
23	Grande, Tim	(626) ***_****		SA / State
24	Grant, Barry	(760) ***_****		Self
25	Griffin, Michelle	(310) ***_****		Lasix
26	Grimm, Dr.	(760) ***_****		SLR
27	Hardgrove, Nicola	(310) ***_****		
28	Hunkin, Dawn	(626) ***_****		Blea/Von Bluecher
29	Jenkins, Chuck	(970) ***_****		Self

2019 CURRENT
DEL MAR VET LIST

	A	B	C	D
1	VETRINARIAN	PHONE	EMAIL	PRACTICE
30	Lamparter, Debbie	(856) All on file		Self
31	Lorbiecki, Jocelyn	(949) ***_****		
32	Magrini, Ron	(760) ***_****		
33	Manno, Mike	(619) ***_****		
34	Mauro, April	(310) ***_****		
35	McCaughan, Mark	(562) ***_****		
36	Overly, Ricky	(714) ***_****		
37	Pattio, Nolton	(626) ***_****		Lasix / State
38	Porubovich, Lindsey	(602) ***_****		
39	Shields, Don	(626) ***_****		
40	Simpson, Ted	(818) ***_****		
41	Stead, Dana	(970) ***_****		State
42	Steppe, Mike	(951) ***_****		
43	Troncatty, Ashley	(818) ***_****		
44	Valko, Karen	(951) ***_****		
45	Von Bluecher, Helmuth	(626) ***_****		
46	Warren, Herb	(714) ***_****		Self
47	Wharton, Heather	(805) ***_****		Blue
48	Witten, Sam	(949) ***_****		
49	Wolfrum, Ann Marie	(781) ***_****		

PNP4 (Early Pick 4)	CHRB 1976.9	23.68%	\$.50 Pick 4 on races 2-5; No consolation; 100% payout; Alternate runner provision.
PNP4 (Late Pick 4)	CHRB 1976.9	23.68%	\$.50 Pick 4 on last four races; No consolation; 100% payout; Alternate runner provision.
Early PNP5 (Early Pick 5)	CHRB 1976.9	14.00%	\$.50 Pick 5 on first five races; 100% payout to all tickets selecting five winners; No consolation; 100% carryover to next day's Early Pick 5 if no ticket has five winners; Alternate runner provision.
Late PNP5 (Late Pick 5)	CHRB 1976.9	23.68%	\$.50 Pick 5 on last five races; 100% payout to all tickets selecting five winners; No consolation; 100% carryover to next day's Late Pick 5 if no ticket has five winners; Alternate runner provision.
PNP6 (Pick 6)	ARCI 004-105(G)(2)(i) ¹ ; ARCI 004-105(G)(16)(b)(i)	23.68%	\$2 Pick 6 on the last six live races each day: First share – 70%; Second share – 15%; Third share – 15%.
Pentafecta (Super High 5)	ARCI 004-105(X)(4)	23.68%	\$1 Super High 5 on last race of the day; 100% payout on all tickets selecting five winners; No consolation; 100% carryover to next race day SH 5, if applicable.

¹ We request that Commission allow patrons to select an alternate wagering interest in any of the Pick (n) contests in the event their selected wagering interest is scratched.

B. Identify any wagers noted in 10.A. (the current pari-mutuel wagering program) that were not in the prior year's pari-mutuel program, or that are not being carried forward from the previous year's pari-mutuel wagering program. **None**

C. Maximum carryover pool to be allowed to accumulate before its distribution **OR** the date(s) designated for distribution of the carryover pool: **Closing Day – 12.1.19**

D. List any options requested with regard to exotic wagering: **None**

E. Will "advance" or "early bird" wagering be offered? Yes No
 If yes, when will such wagering begin? Specify days and time for "early bird" wagering:
9:00 a.m. – 11:00 a.m. November 8th through December 1st every racing day

F. 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:

Totalisator Central System

American Totalisator, Inc. (AmTote)

Primary system at ViaWest Data Center located in Portland Oregon

AmTote Representative:

Bob Sloan (1-443-798-0878) bob.sloan@amtote.com

Contract expiration date: October 28, 2020

Terminals

F3000e – Convertible teller and self-service unit; IP based, touch screen and keyboard operated.

V3000e – Self Service terminals, touch screen, bill accepting, ticket in/out.

AWSST – Account wagering self-service unit. Touch screen account based terminal.

G. List below the takeout percentage for each type of wager identified in 10.A.:

TAKE OUT PERCENTAGE

- 14.00 %** **Early PNP5**
- 15.43 %** **W/P/S; Parlay**
- 20.00 %** **DD**
- 22.68 %** **E; Q**
- 23.68 %** **TRI; SF; PK3; PNP6; SuperH5; PPN; PNP4, Late PNP5**

5-23

11. ADVANCE DEPOSIT WAGERING (ADW)

- A. Identify the ADW provider(s) to be used by the association for this race meeting:
DMTC, in cooperation with Thoroughbred Owners of California and via Monarch Content Management, LLC, has signed agreements in place with the following Advance Deposit Wagering (ADW) companies to conduct Internet and telephone wagering from California residents: TVG, Xpress-Bet, Watch & Wager, Twin Spires, NYRA Bets CA. In addition, several other ADW companies (complete list on file) have access to Del Mar's content for Internet wagering in states for which ADW is approved by law.
- B. Attach a copy of the agreement/contracts with each ADW provider to be used for this race meeting.
ON FILE
- C. Have the contract/agreements been approved by the respective horsemen's groups?

Yes No

If yes, attach a copy of the approval. **EXHIBIT 4**

If no, explain the status of the approval.

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

12. SIMULCAST WAGERING PROGRAM

- A. Simulcast organization engaged by the association to conduct simulcast wagering:
Southern California Off Track Wagering, Inc. (SCOTWINC)
- B. Attach the agreement between the association and simulcast organization permitting the organization to use the association's live audiovisual signal for wagering purposes and providing access to its totalizator for the purpose of combining on-track and off-track pari-mutuel pools.
SCOTWINC Agreement is on file with CHRB
- C. California simulcast facilities the association proposes to offer its live audiovisual signal:
EXHIBIT 5
- D. Out-of-state wagering systems the association proposes to offer its live audiovisual signal:
EXHIBIT 6
- E. Out-of-state wagering systems that will combine their pari-mutuel pools with those of the association:
EXHIBIT 7
- F. California mini-simulcast facilities the association proposes to offer its live audiovisual signal:
EXHIBIT 8
- G. For **THOROUGHBRED** racing associations, list the host track from which the association proposes to import out-of-state and/or out-of-country thoroughbred races. Include the dates imported races will be held, and whether or not a full card will be accepted. If the full card will not be imported, state "selected feature and/or stakes races": **EXHIBIT 9**

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

August 8, 2019

Mr. Josh Rubinstein
Del Mar Thoroughbred Club
2260 Jimmy Durante Blvd.
Del Mar, CA 92014

RE: 2019 DMTC Fall Race Meeting ADW Approvals

Pursuant to the Interstate Horseracing Act and applicable California law, the Thoroughbred Owners of California (TOC) agrees to the use of Del Mar Thoroughbred Club (DMTC) race signals under the terms and conditions set forth below.

Pursuant to Section XXIX, Intrastate Advance Deposit Wagering ("ADW") of the Race Meet Agreement between TOC and DMTC, and the Geo-Location Agreement (Exhibit A) between TOC and each ADW provider, DMTC shall be permitted to transmit race signal to California-licensed ADW providers TVG, XpressBet, TwinSpines, NYRA, BetAmerica, Watch and Wager, and Game Play Network to accept wagers on DMTC and other Thoroughbred races during the 2019 fall race meeting, November 7 through December 1, 2019, as follows:

1. California wagering on DMTC races:

- a. TVG, XpressBet, TwinSpines, and NYRA may deduct a Hub Fee of 5.0% of gross handle for ADW wagers accepted by California residents at all locations other than within the enclosures of Thoroughbred racetracks and fairs on days when they are running live race meets.
- b. BetAmerica and Watch and Wager may deduct a Hub Fee of 4.2% of gross handle for ADW wagers accepted by California residents at all locations other than within the enclosures of Thoroughbred racetracks and fairs on days when they are running live race meets.
- c. Game Play Network (GPN) may deduct a Hub Fee of 4.0% of gross handle for ADW wagers accepted by California residents through GPN's Traditional ADW and 5.0% of gross handle for ADW wagers accepted by California residents through GPN's Game ADW at all locations other than within the enclosures of Thoroughbred racetracks and fairs on days when they are running live race meets.
- d. TVG, XpressBet, TwinSpines, NYRA, BetAmerica, Watch and Wager, and Game Play Network may deduct a Hub Fee of 1.5% of gross handle for ADW wagers accepted by California residents located within the enclosure of a Thoroughbred racetrack or fair on days when they are running live race meets, as more fully set forth in Exhibit A.
- e. For all wagers identified in sections 1.a.-c. above, the remainder of the takeout shall be distributed in conformity with the Market Access Fee provisions of California law (Section 19604 et seq).

2. California wagering on out-of-state Thoroughbred races:

- a. TVG, XpressBet, TwinSpines, and NYRA may deduct a Hub Fee of 5.0% of gross handle for ADW wagers accepted by California residents at all locations other than within the enclosures of Thoroughbred racetracks and fairs on days when they are running live race meets.
- b. BetAmerica and Watch and Wager may deduct a Hub Fee of 4.2% of gross handle for ADW wagers accepted by California residents at all locations other than within the enclosures of Thoroughbred racetracks and fairs on days when they are running live race meets.
- c. Game Play Network (GPN) may deduct a Hub Fee of 4.0% of gross handle for ADW wagers accepted by California residents through GPN's Traditional ADW and 5.0% of gross handle for ADW wagers accepted by California residents through GPN's Game ADW at all locations other than

285 W. HUNTINGTON DR., ARCADIA, CA 91007 (626) 574-6620

CHAIRMAN: NICK ALEXANDER
PRESIDENT & CEO: GREG AVIOLI
EXECUTIVE DIRECTOR: MARY FORNEY
ADMINISTRATIVE ASSISTANT: ELSA PERON

within the enclosures of Thoroughbred racetracks and fairs on days when they are running live race meets.

- d. TVG, XpressBet, TwinSpires, NYRA, BetAmerica, Watch and Wager, and Game Play Network may deduct a Hub Fee of 1.5% of gross handle for ADW wagers accepted by California residents located within the enclosure of a Thoroughbred racetrack or fair on days when they are running live race meets, as more fully set forth in Exhibit A.
- e. For all wagers identified in sections 2.a.-c. above, the remainder of the takeout shall be distributed in conformity with the Market Access Fee provisions of California law (Section 19604 et seq).

3. Out-of-state wagering on DMTC races:

- a. TVG, XpressBet, TwinSpires and NYRA shall pay a Host Fee of no less than 8.5% of gross out-of-state handle wagered by out-of-state account holders, plus a 1.25% California Purse Fee per SB 1072.
- b. BetAmerica, Watch and Wager, and Game Play Network shall pay a Host Fee of no less than 60% of takeout (which includes a 1.25% California purse fee per SB 1072) of gross out-of-state handle wagered by out-of-state account holders.

This agreement in no way binds TOC to the same terms and conditions with respect to future race meetings. TOC's authorization shall not serve, nor should it be construed as, a precedent to future requests for permission to transmit race signals, and facilitate wagering on those signals, to the ADW providers specified herein or to any other ADW provider. TOC reserves the right to cancel or withdraw its authorization for any ADW provider, at any time, upon 48 hours written notice. These terms and conditions are subject to receipt by TOC of written confirmation of these terms, signed by authorized representatives of TVG, Xpressbet, TwinSpires, NYRA, BetAmerica, Game Play Network, and Watch and Wager.

Very truly yours,



Mary W. Forney
Executive Director
THOROUGHBRED OWNERS OF CALIFORNIA



Josh Rubinstein
President & COO

August 23, 2019

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

Re: Extension of DMTC/SCOTWINC Agreement

Rick,

According to the Agreement entered into as of April 26, 2016, by and between Southern California Off-Track Wagering Incorporated and the Del Mar Thoroughbred Club, this Agreement was automatically extended for one year through April 26, 2020, as neither SCOTWINC or Del Mar Thoroughbred Club delivered notice for non-renewal in accordance with the terms of the Agreement.

If you have any questions, or need additional information, please feel free to contact me.

Very truly yours,

A handwritten signature in black ink, appearing to be "JR", written over a large, loopy flourish that extends to the right.

Josh Rubinstein,
President and Chief Operating Officer

cc: Mr. George Haines, SCOTWINC
Jackie Wagner, CHRB

Satellites

Alameda County Fair, Pleasanton
Antelope Valley Fair, Lancaster
Big Fresno Fair, Fresno
Cabazon Fantasy Springs Casino, Indio
California State Fair & Expo, Sacramento
Fairplex Park @ Barretts, Pomona
Fresno Club One, Fresno
Golden Gate Fields, Albany
Hollywood Park Casino, Inglewood
Humboldt County Fair, Ferndale
Los Alamitos Racecourse, Los Alamitos
Monterey County Fair, Monterey
National Orange Show, San Bernardino
Pechanga Resort Casino, Temecula
San Bernardino County Fair, Victorville
San Joaquin County Fair, Stockton
San Mateo Event Center, San Mateo
Santa Anita Park, Arcadia
Santa Clara County Fair, San Jose
Solano County Fair, Vallejo
Sonoma County Fair, Santa Rosa
Sports Pavilion, the Farmers Fair, Lake Perris
Ventura County Fair, Ventura
Viejas Casino & Turf Club, Alpine

AmWest Entertainment, KY	Equus St. Thomas, St. Thomas
Arapahoe Park, Colorado	Emerald Downs, Washington
Arima Race Course, Trinidad	Euro Offtrack, Isle of Man
Arlington International Race Course, Illinois	Evangeline Downs, Louisiana
Assiniboia Downs, Canada	Evansville/Clarksville OTB, Indiana
Atlantic City Casino Assn., New Jersey	Fairgrounds ADW, Louisiana
Atlantis Resort and Casino, Bahamas	Fairgrounds Racecourse, Louisiana
Bangor Raceway, Maine	Fair Meadows, Texas
Barrie Raceway, Ontario	Favorites at Gloucester, New Jersey
Batavia Downs, New York	Finger Lakes Bets, NY
Belterra Race Course, OH	Finger Lakes Race Track, New York
Bet America, LLC, North Dakota	Flamboro Downs, Ontario
Bet Fair Games Limited, UK	Fonner Park, Nebraska
Bettor Racing OTB, South Dakota	Fort Erie Racetrack, Canada
Birmingham Race Course, Alabama	Foxwoods Casino, Connecticut
Bordertown OTB, Oklahoma	Fraser Downs, British Columbia
Buffalo Trotting Association, New York	Freehold Raceway, New Jersey
Bwin International, Ltd.	Gillespie County Downs, Texas
Caliente (MIR), Mexico	Grand River, Canada
Camarero, Puerto Rico	Greentrack, Alabama
Canterbury Park, Minnesota	GWS German Tote, Germany
Capital District OTB, New York	Gulf Greyhound, Texas
Catskill Regional OTB, New York	Gulfstream Park, Florida
Caymanas Race Track, Jamaica	Harrington Bets, Delaware
Century Downs, Alberta, Canada	Harrington Raceway, Delaware
Charles Town Races, West Virginia	Hastings Park, Canada
Chester Downs - Pennsylvania	Hawthorne Race Course, Illinois
Churchill Downs, Kentucky	Hiawatha Downs, Ontario
Clinton Teletheatre, Canada	Hipica de Panama, Panama
Codere, Mexico	Hipodromo Camarero, Puerto Rico
Codere, Spain	Hipodromo Montericco, Peru
Columbus Raceway, Nebraska	Ho-Chuck Casino, Connecticut
Connecticut OTB, Connecticut	Hodge OTB, Connecticut
Corpus Christi Greyhound, Texas	Hoosier Park, Indiana
Coushatta Casino Resort, Louisiana	Horsemen's Park, Nebraska
Dayton Park, OH	Idaho Fall OTB, Idaho
Divi Carina Bay Casino, Louisiana	Indiana Downs, Indiana
Delaware Park, Delaware	Inverness Raceway, Canada
Delta Downs, Louisiana	Iowa Greyhounds, Iowa
Dover Downs, Delaware	Intermountain Racing, Idaho
Downs at Albuquerque, New Mexico	John Martins Manor, Maine
Ebet Online, Oregon	Kawartha Downs, Ontario
Elite Turf Club, Curacao	Keeneland, Kentucky
Ellis Park, Kentucky	Kentucky Downs, Kentucky
Elmira Raceway, Ontario	Kentucky OTB, Kentucky

EXHIBIT 6

Las Vegas Dissemination Company, Nevada
 Les Bois (Treasure Valley), Idaho
 Lewiston OTB, Maine
 Lien Games, North Dakota
 Lincoln Greyhound Park, Rhode Island
 Lone Star Race Park, Texas
 Louisiana Downs, Louisiana
 Magna Bet, Austria
 Mahoning Valley Race Course, OH
 Maronas Race Track, Uruguay
 Marquis Downs, Saskatchewan
 Maryland Jockey Club, Maryland
 Maywood Park, Illinois
 Meskwaki Casino, Oklahoma
 Miami Valley Gaming, Ohio
 Millennium Racing, Trinidad
 Mobile Greyhound Park, Alabama
 Mohegan Sun, Pennsylvania
 Monmouth Park, New Jersey
 Montana OTB, Montana
 Montericco Simulcasting, Peru
 Monticello Raceway, NY
 Mountaineer Park, West Virginia
 Nassau Regional OTB, New York
 Nebraska State Fair Park, Nebraska
 Nevada Dissemination Services, Nevada
 Nevada Pari-Mutuel Association, Nevada
 NJSEA, New Jersey
 New Jersey Mobile, New Jersey
 NYRA, New York
 NYRA Bets, New York
 Newport Jai-Alai, Rhode Island
 Northfield Park, Ohio
 Northlands Park, Canada
 Northville Downs, Michigan
 Oaklawn Park, Arkansas
 Ocean Downs, Maryland
 Offtrackbetting.com, Oregon
 Oneida Bingo and Casino, Oklahoma
 Ontario Teletheatre, Ontario
 Paragon Casino, Louisiana
 Penn National Race Course, Pennsylvania
 Philadelphia Park, Pennsylvania
 Picov Downs, Canada
 Pimlico Race Course, Maryland
 Plainridge Race Course, Massachusetts
 Plainridge Telephones, Massachusetts
 Player Management Group, CA
 Pocono Downs, Pennsylvania
 Portland Meadows, Oregon
 Pojoaque Casino, Oklahoma
 Potawatomi Casino, Wisconsin
 Prairie Meadows, Iowa
 Premier Gateway International, S.A.
 Premier Turf Club, North Dakota
 Presque Isle Downs, Pennsylvania
 Racing and Gaming Services, St Kitts
 Remington Park, Oklahoma
 Retama Park, Texas
 Rideau Carleton Raceway, Canada
 Riders Up OTB, Oklahoma
 Rockingham Park, New Hampshire
 Rocky Mountain Turf Club, Canada
 Rosecroft Raceway, Maryland
 Royal Beach Casino, St Kitts
 Ruidoso Downs, New Mexico
 Running Aces Harness Park, Minnesota
 Sam Houston Park, Texas
 Saratoga Harness, New York
 Scioto Downs, Ohio
 Seabrook Greyhound Park, NH
 Shoreline Star Greyhounds, Connecticut
 Skydancer Casino, Oklahoma
 Sol Mutuel, St Kitts
 Sol Mutuel Otrobanda, St Kitts
 Southland Greyhound Park, Arkansas
 Sports Center, Kentucky
 Suaposta, Brazil
 Suffolk District OTB, New York
 Suffolk Downs, Massachusetts
 Sunland Park Racetrack, New Mexico
 Sun Ray Park, New Mexico
 TabCorp, Australia
 Tampa Bay Downs, Florida
 TattsBet, Australia
 Taunton Dog Track, New Hampshire
 TBC Teletheatre, British Columbia
 The Greenbrier Resort, West Virginia
 The Meadows, Pennsylvania
 Thistledown, Ohio

Tioga Downs, New York
Tote Investment Services, Trinidad
Tri-State Greyhound, West Virginia
Truro Raceway, Canada
TVG, Arizona
TVG Chester, Pennsylvania
TVG, Los Angeles
TVG, Massachusetts
TVG Prairie Meadows, Iowa
Turf del Norte, Mexico
Turf Paradise, Arizona
Turfway Park, Kentucky
Twin River Greyhounds, RI
TwinSpires, Kentucky
Valley Greyhound Park, Texas
Velocity Wagering Ltd., KY
Venezuela OTB, Venezuela
Vernon Downs, New York
Victoryland Greyhounds, Alabama
Virginia Equine Alliance, Virginia
Watch and Wager, LLC, San Francisco
Western Fair, Ontario
Western Regional OTB, New York
Wheeling Downs, Canada
Will Rogers Downs, Oklahoma
Woodbine Entertainment Corp, Ontario
Wyoming Downs, Wyoming
Wyoming Horse Racing LLC, Wyoming
XpressBet, Arizona
XpressBet, Illinois
XpressBet, Pennsylvania
Xpressbet, Southern Alberta
Yonkers Raceway, New York
Yonkers Empire City Bets, New York
Zia Park, New Mexico

AmWest Entertainment, KY
 Arapahoe Park, Colorado
 Arima Race Course, Trinidad
 Arlington International Race Course, Illinois
 Assiniboia Downs, Canada
 Atlantic City Casino Assn., New Jersey
 Atlantis Resort and Casino, Bahamas
 Bangor Raceway, Maine
 Barrie Raceway, Ontario
 Batavia Downs, New York
 Belterra Race Course, OH
 Bet America, LLC, North Dakota
 Bet Fair Games Limited, UK
 Bettor Racing OTB, South Dakota
 Birmingham Race Course, Alabama
 Bordertown OTB, Oklahoma
 Buffalo Trotting Association, New York
 Bwin International, Ltd.
 Canterbury Park, Minnesota
 Capital District OTB, New York
 Catskill Regional OTB, New York
 Century Downs, Alberta, Canada
 Charles Town Races, West Virginia
 Chester Downs - Pennsylvania
 Churchill Downs, Kentucky
 Clinton Teletheatre, Canada
 Columbus Raceway, Nebraska
 Connecticut OTB, Connecticut
 Corpus Christi Greyhound, Texas
 Coughatta Casino Resort, Louisiana
 Dayton Park, OH
 Divi Carina Bay Casino, Louisiana
 Delaware Park, Delaware
 Delta Downs, Louisiana
 Dover Downs, Delaware
 Downs at Albuquerque, New Mexico
 Ebet Online, Oregon
 Elite Turf Club, Curacao
 Ellis Park, Kentucky
 Elmira Raceway, Ontario
 Equus St. Thomas, St. Thomas
 Emerald Downs, Washington
 Euro Offtrack, Isle of Man
 Evangeline Downs, Louisiana
 Evansville/Clarksville OTB, Indiana
 Fairgrounds ADW, Louisiana
 Fairgrounds Racecourse, Louisiana
 Fair Meadows, Texas
 Fairmont Park, IL
 Favorites at Gloucester, New Jersey
 Finger Lakes Bets, NY
 Finger Lakes Race Track, New York
 Flamboro Downs, Ontario
 Fonner Park, Nebraska
 Fort Erie Racetrack, Canada
 Foxwoods Casino, Connecticut
 Fraser Downs, British Columbia
 Freehold Raceway, New Jersey
 Gillespie County Downs, Texas
 Grand River, Canada
 Greentrack, Alabama
 GWS German Tote, Germany
 Gulf Greyhound, Texas
 Gulfstream Park, Florida
 Harrington Bets, Delaware
 Harrington Raceway, Delaware
 Hastings Park, Canada
 Hawthorne Race Course, Illinois
 Hiawatha Downs, Ontario
 Hipica de Panama, Panama
 Hipodromo Camarero, Puerto Rico
 Hipodromo Montericco, Peru
 Ho-Chuck Casino, Connecticut
 Hodge OTB, Connecticut
 Hoosier Park, Indiana
 Horsemen's Park, Nebraska
 Idaho Fall OTB, Idaho
 Indiana Downs, Indiana
 Inverness Raceway, Canada
 Iowa Greyhounds, Iowa
 Intermountain Racing, Idaho
 John Martins Manor, Maine
 Kawartha Downs, Ontario
 Keeneland, Kentucky
 Kentucky Downs, Kentucky
 Kentucky OTB, Kentucky
 Las Vegas Dissemination Company, Nevada
 Les Bois (Treasure Valley), Idaho
 Lewiston OTB, Maine
 Lien Games, North Dakota

EXHIBIT 7

Lincoln Greyhound Park, Rhode Island
 Lone Star Race Park, Texas
 Louisiana Downs, Louisiana
 Magna Bet, Austria
 Mahoning Valley Race Course, OH
 Maronas Race Track, Uruguay
 Marquis Downs, Saskatchewan
 Maryland Jockey Club, Maryland
 Maywood Park, Illinois
 Meskwaki Casino, Oklahoma
 Miami Valley Gaming, Ohio
 Millennium Racing, Trinidad
 Mobile Greyhound Park, Alabama
 Mohegan Sun, Pennsylvania
 Monmouth Park, New Jersey
 Montana OTB, Montana
 Montericco Simulcasting, Peru
 Monticello Raceway, NY
 Mountaineer Park, West Virginia
 Nassau Regional OTB, New York
 Nebraska State Fair Park, Nebraska
 Nevada Pari-Mutuel Association, Nevada
 NJSEA, New Jersey
 New Jersey Mobile, New Jersey
 NYRA, New York
 NYRA Bets, New York
 Newport Jai-Alai, Rhode Island
 Northfield Park, Ohio
 Northlands Park, Canada
 Northville Downs, Michigan
 Oaklawn Park, Arkansas
 Ocean Downs, Maryland
 Offtrackbetting.com, Oregon
 Oneida Bingo and Casino, Oklahoma
 Ontario Teletheatre, Ontario
 Paragon Casino, Louisiana
 Penn National Race Course, Pennsylvania
 Philadelphia Park, Pennsylvania
 Picov Downs, Canada
 Pimlico Race Course, Maryland
 Plainridge Race Course, Massachusetts
 Plainridge Telephones, Massachusetts
 Player Management Group, CA
 Pocono Downs, Pennsylvania
 Pojoaque Casino, Oklahoma
 Portland Meadows, Oregon
 Potawatomi Casino, Wisconsin
 Prairie Meadows, Iowa
 Premier Gateway International, S.A.
 Premier Turf Club, North Dakota
 Presque Isle Downs, Pennsylvania
 Racing and Gaming Services, St Kitts
 Remington Park, Oklahoma
 Retama Park, Texas
 Rideau Carleton Raceway, Canada
 Riders Up OTB, Oklahoma
 Rockingham Park, New Hampshire
 Rocky Mountain Turf Club, Canada
 Rosecroft Raceway, Maryland
 Royal Beach Casino, St Kitts
 Ruidoso Downs, New Mexico
 Running Aces Harness Park, Minnesota
 Sam Houston Park, Texas
 Saratoga Harness, New York
 Scioto Downs, Ohio
 Seabrook Greyhound Park, NH
 Shoreline Star Greyhounds, Connecticut
 Skydancer Casino, Oklahoma
 Sol Mutuel, St Kitts
 Sol Mutuel Otrobanda, St Kitts
 Southland Greyhound Park, Arkansas
 Sports Center, Kentucky
 Suaposta, Brazil
 Suffolk District OTB, New York
 Suffolk Downs, Massachusetts
 Sunland Park Racetrack, New Mexico
 Sun Ray Park, New Mexico
 Tampa Bay Downs, Florida
 Taunton ADW, New Hampshire
 Taunton Dog Track, New Hampshire
 TBC Teletheatre, British Columbia
 The Greenbrier Resort, West Virginia
 The Meadows, Pennsylvania
 Thistledown, Ohio
 Tioga Downs, New York
 Tote Investment Services, Trinidad
 Tri-State Greyhound, West Virginia
 Truro Raceway, Canada
 TVG, Arizona
 TVG Chester, Pennsylvania

EXHIBIT 7

TVG, Los Angeles
TVG, Massachusetts
TVG Prairie Meadows, Iowa
Turf del Norte, Mexico
Turf Paradise, Arizona
Turfway Park, Kentucky
Twin River Greyhounds, RI
TwinSpires, Kentucky
Valley Greyhound Park, Texas
Velocity Wagering Ltd., KY
Venezuela OTB, Venezuela
Vernon Downs, New York
Victoryland Greyhounds, Alabama
Virginia Equine Alliance, Virginia
Watch and Wager, LLC, San Francisco
Western Fair, Ontario
Western Regional OTB, New York
Wheeling Downs, Canada
Will Rogers Downs, Oklahoma
Woodbine Entertainment Corp, Ontario
Wyoming Downs, Wyoming
Wyoming Horse Racing LLC, Wyoming
XpressBet, Arizona
XpressBet, Illinois
XpressBet, Pennsylvania
Xpressbet, Southern Alberta
Yonkers Raceway, New York
Yonkers Empire City Bets, New York
Zia Park, New Mexico

EXHIBIT 8**Mini-Satellites**

M1. Commerce Casino
6131 East Telegraph Road
Commerce, CA 90040
Phone: (323) 803-3693
Contact: Edgar Wong

M2. OC Tavern
2369 South El Camino Real
San Clemente, CA 92672
Phone (949) 542-8877
Contact: Micheal Merrigan

M3. Santa Maria
Original Roadhouse Grill
1423 S. Bradley Rd.
Santa Maria, CA 93454
Phone: (805) 614-0586
Contact John Tintle

M4. Santa Clarita Lanes
21615 W. Soledad Canyon Rd.
Saugus, CA 93454
Phone: (661) 254-0540
Contact: Tom Cristi

M5. Sammy's Original
23221 Lake Center Drive
Lake Forest, CA 92630
Phone: (949) 716-2367
Contact: Brad McKinzie

M6. Tiled Kilt
1345 E. Thousand Oaks Blvd.
Thousand Oaks CA. 91362
Phone: (805) 777-7418
Contact: Robert Haupt

M7. Ocean's 11 Casino
121 Brooks Street
Oceanside, CA 92054
Phone: (888) 439-6988
Contact: Steve Gallagher

EXHIBIT 8

M8. Striders SD Bar & Grill
100 Harbor Drive
San Diego, CA 92101
PH: 619-363-7166
Contact: Tony Martineau

M9. Firehouse Restaurant
7701 White Avenue
Bakersfield, CA 93313
PH: 661-831-4688
Contact: Russ Johnson

M10. Lake Elsinore Casino
20930 Malaga Road
Lake Elsinore, CA 92530
PH: 951-674-5160
Contact: Pat Wilmes

M11. 58 Flat
4110 Bonita Road
Bonita, CA 91902
PH: 619-884-1291
Contact: Denny Kanakaris

M12. The Derby Club
3230 Hamner Avenue
Norco, CA 92570
PH: 925-566-2973
Contact: Jim Baerwald

Full & Partial Cards

Aqueduct: November 8, 2019 - December 1, 2019
Churchill Downs: November 8, 2019 - December 1, 2019
Delta Downs: November 8, 2019 - December 1, 2019
Gulfstream Park West: November 8, 2019 - December 1, 2019
Fairgrounds: November 8, 2019 - December 1, 2019
Finger Lakes: November 8, 2019 - December 1, 2019
Hawthorne Race Course: November 8, 2019 - December 1, 2019
Laurel Park: November 8, 2019 - December 1, 2019
Mahoning Valley: November 8, 2019 - December 1, 2019
Mountaineer Park: November 8, 2019 - December 1, 2019
PARX Racing: November 8, 2019 - December 1, 2019
Penn National: November 8, 2019 - December 1, 2019
Turf Paradise: November 8, 2019 - December 1, 2019
Zia Park: November 8, 2019 - December 1, 2019

Woodbine: November 8, 2019 - December 1, 2019
LARC (South America) via Laurel Park: November 8, 2019 - December 1, 2019
LARC (South America) via Gulfstream Park: November 8, 2019 - December 1, 2019

THOROUGHBRED SIMULCAST RACES TO BE IMPORTED

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

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

QUARTER HORSE SIMULCAST RACES TO BE IMPORTED

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

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

HARNESS SIMULCAST RACES TO BE IMPORTED

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

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

OTHER BREED SIMULCAST RACES TO BE IMPORTED

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

- K. For **ALL** racing associations, if any out-of-state or out-of-country races will commence outside of the time constraints set forth in Business and Professions Code sections 19596.2 and 19596.3, attach a copy showing the agreement by the appropriate racing association(s). **NA**

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

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

13. CHARITY RACING DAYS

- A. Name and address of the distributing agent (charity foundation) for the net proceeds from charity racing days held by the association: **DEL MAR THOROUGHBRED CLUB**
PO BOX 700, DEL MAR, CA 92014
- B. Names and addresses of the trustees or directors of the distributing agent:

David H. Batchelder PO Box 700 Del Mar, CA 92014	Rollin Baugh P.O. Box 2461 Rancho Santa Fe, CA 92067
Dr. James R. Buell 4790 Caughlin Pkwy # 518 Reno, NV 89509	Bo Derek PO Box 700 Del Mar, CA 92014
Joseph W. Harper P.O. Box 700 Del Mar, CA 92014	Kosta Hronis PO Box 700 Del Mar, CA 92014
Jon S. Kelly Tres Palomas P.O. Box 2574 Rancho Santa Fe, CA 92067	Warner C. Lusardi Lusardi Construction Company 1570 Linda Vista Drive San Marcos, CA 92078
Marie G. Moretti 6705 De Chardin Lane Reno, NV 89511	Jim Rome PO Box 700 Del Mar, CA 92014
Martin J. Wygod The Wygod Group P.O. Box 676306 Rancho Santa Fe, CA 92067	

- C. Dates the association will conduct races as charity racing days OR:
- D. Will the association pay the distributing agent an amount equal to the maximum required under B&P Code Section 19550(b)? Yes

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

14. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT

- A. Racing officials nominated:

Association Veterinarian(s)	Dana Stead, DVM
Clerk of Scales	Matt Nichols
Assistant Clerk of Scales	Charles McCaul
Clerk of the Course	Dawn Schmid
Film Specialist	Heather Correa
Horse Identifier	Jennifer Paige
Horseshoe Inspector	Victor Tovar
Paddock Judge	Karen Denovel
Patrol Judges	Heather Correa – Karen Denovel – George Michael Burns
Placing Judges	Robert Moreno – Sue Brent - Ed Reese
Starter	Jay Slender
Timer	John Lies

- B. Management officials in the racing department:
- | | |
|-------------------------------------|--------------------------|
| Director of Racing | Thomas S. Robbins |
| Racing Secretary | David Jerkens |
| Assistant Racing Secretary | Zach Soto |
| Paymaster of Purses | Bridget Crawford |
| Others (identify by name and title) | N/A |
- C. Name, address, email and telephone number of the reporter employed to record and prepare transcripts of hearings conducted by the stewards:
- Michelle Derieg**
Weinstein Court Reporters
PO Box 26634
Santa Ana, CA 92799
(949) 637-6071
mderieg@weinsteincourtreporters.com
- D. Photographic device to be used for photographing the finish of all races, name of the person supplying the service, and expiration date of the service contract:
- Plusmic Corporation, William O'Brien, Digital Photo Finish Only**
Contract expires 12/31/2020
- 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.
- TVG**
Expiration: 12/31/2020
- Equipment list on file with CHRB**
For each race TVG will provide:
- Two manned pan cameras located near the judge's room in the press box providing a wide and tight view of each race, turf and dirt, plus coverage for in-house video board presentation.
 - Four manned tower cameras:
 - Backstretch head-on (Training Track Camera Tower)
 - Far turn and Stretch run back view (Quarter Chute Camera Tower)
 - Stretch-run head-on (Livestock Barn Camera Tower) - turf
 - Stretch-run head-on (Livestock Barn Camera Tower) - dirt
 - 2 cameras in the paddock area provided coverage of horses, jockeys, trainers and owners
 - A camera in winner circle
 - Camera on the 7th floor (manned when TVG production crew is on-site)
 - TVG will provide talent for in-house events
- F. Type of electronic timing device to be used for the timing of all races, name of the person supplying the service, and expiration date of the service contract:
- TRAKUS**
Electronic Timing Device: 2.4 CHz spread spectrum transceiver
Name of Person: Michael Ciacciarelli (Trakus LLC)
Ken Davis, Mike Schneider (Jockey Club Racetrack Services)
Expiration Date: December 31, 2019

Del Mar Simulcast Video Production Inventory

Video Switcher with 4 Mixed Effects capability (Simulcast)

Video Switcher with 1 Mixed Effect capability (Big Board)

Deko Graphics System

14 - HD Cameras

- 3 Manned Pan Cameras located near the judge's room in the press box providing a wide and a tight view of each race, turf and dirt.
- 4 Manned Tower Cameras:
 - Backstretch head-on (Training Track Camera Tower)
 - Far turn and Stretch run back view (Quarter Chute Camera Tower)
 - Stretch-run head-on (Livestock Barn Camera Tower) - turf
 - Stretch-run head-on (Livestock Barn Camera Tower) - dirt
- 3 Cameras in the paddock area provided coverage of horses, jockeys, trainers and owners
- 1 Winners Circle Camera for post-race, interviews and contests.
- 1 Gate Load Camera
- 2 Shutter Cameras (Turf and Dirt)
- 1 Finish Line Camera

Audio Mixer

Wireless Mics and IFBs

2 - Z-Play Video Playback systems - 4 channels each for replays and stewards inquiries.

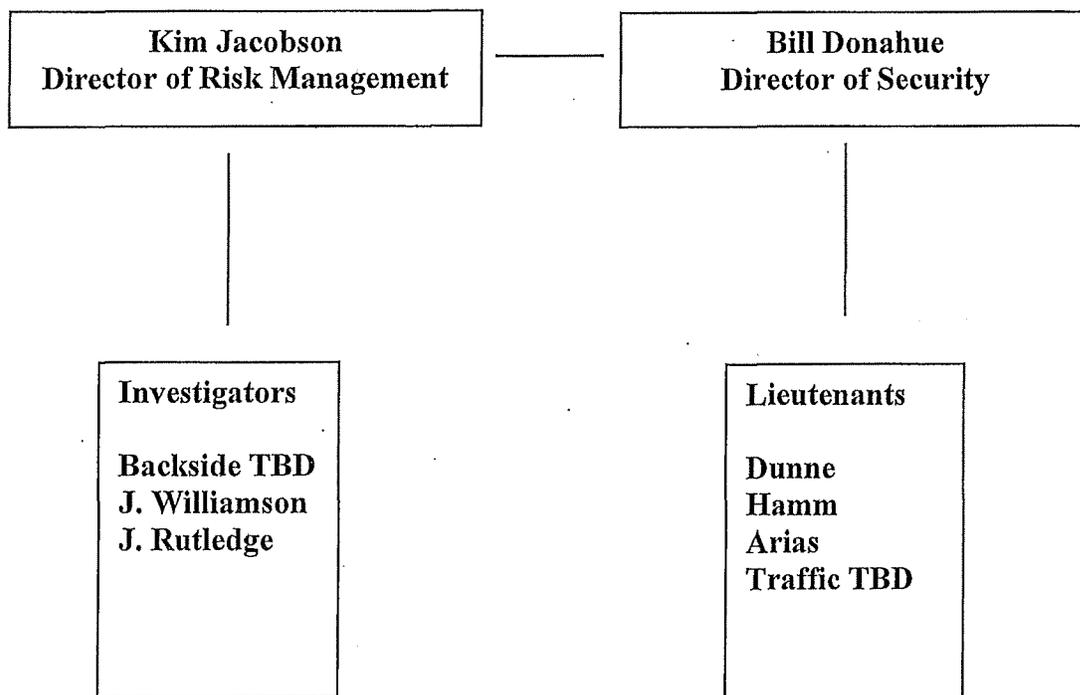
TVG also provides Reporters

5-41
15. SECURITY CONTROLS

- A. Name and title of the person responsible for security controls on the premises. Include an organizational chart of the security department and a list of the names of security personnel and contact telephone numbers. **EXHIBIT 10 (A) AND (B)**
- B. Estimated number of security guards, gatemen, patrolmen or others to be engaged in security tasks on a regular full-time basis: **50**
1. Attach a written plan for enhanced security for graded stakes races, and races of \$100,000 or more, to include the number of security guards in the restricted areas during a 24-hour period and a plan for detention stalls.
The security for stakes races will be deployed in accordance with our agreement with TOC, with a security guard positioned outside each stall for the entire 6-hour period for each race of \$100,000 or more. Details of the detention stalls are described in 15.B – 2 (C).
 2. Detention Stalls:
 - A. Attach a plan for use of graded stakes or overnight races.
Detention barn is used as required by the CHRB.
 - B. Number of security guards in the detention stall area during a 24-hour period.
As needed at the direction of the CHRB.
 - C. Describe number and location of surveillance cameras in detention stall area.
For the meet we will be utilizing five or more Detention stalls, as needed, located east of the receiving / test barn as our detention area. We will install fixed cameras in each of the five detention stalls as well as fixed cameras viewing the shed-row from both directions. As with the barn area, surveillance control and viewing will be from the CHRB Investigators' office on the Frontside.
 3. TCO2 Testing:
 - A. Number of races to be tested, and number of horses entered in each race to be tested.
All
 - B. Plan for enhanced surveillance for trainers with high-test results.
Will follow CHRB directives.
 - C. Plan for detention stalls for repeat offenders.
Will follow CHRB directives.
 - D. Number of security personnel assigned to the TCO2 program.
Assigned as needed.
- C. Describe the electronic security system:
Del Mar Thoroughbred Club uses a door alarm management system for its Executive and Operations offices utilizing Proximity cards and Proximity Access Keyfobs via door controllers located at entrances. The system comes with related door alarm management software.
1. Location and number of video surveillance cameras for the detention stall and stable gate.
Del Mar Thoroughbred Club utilizes several pan/tilt/zoom cameras located at various places in the barn area. The images from these cameras are recorded on disk drives and stored for up to three weeks before being rerecorded. Control of these cameras is located in DMTC's security office.
- D. For night racing associations. Describe emergency lighting system: **NA**

EXHIBIT 10A**Security Personnel**

Person responsible for security controls on the premises:

**Contact Information:**

Director of Risk Management
 Director of Security
 All others

Work 858-792-4233
 Work 858-755-1141 ext. 3652
 Work 858-755-1141 ext. 3650

*List of Security Personnel subject to change. Individuals will be hired by the union on a seniority basis.

EXHIBIT 10B 2019 GATE SCHEDULE

2019 GATE SCHEDULE

GATE	Shifts																																					
	12am	1am	2am	3am	4am	5am	6am	7am	8am	9am	10am	11am	12pm	1pm	2pm	3pm	4pm	5pm	6pm	7pm	8pm	9pm	10pm	11pm	12pm													
24hr Main Gate	█																																					
						█																																
															█																							
16hr Solana/Ocean Gate 4am-8pm / 2 shifts					█																																	
						█																																
															█																							
24hr "Z" Gate	█																																					
														█																								
																					█																	

16. EMERGENCY SERVICES

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

**Mercy Ambulance
2537 Old San Pasqual Road
Escondido, CA 92027
(760) 525-9676**

1. Attach a certification from the ambulance service(s) listed in 16.A., certifying that the paramedic staff are licensed with the California Emergency Medical Services Authority.

Exhibit 11 – ON FILE

On-track staff: Advanced Life Support Ambulances (ALS) – A Paramedic and Bridge Program certified Emergency Medical Technicians are on site at all times that either training or live racing is taking place.

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

**Auxiliary Site: Los Alamitos
Huntington Ambulance
Contact: Stacy O’Bryan
PO Box 145
Sunset Beach, CA 90742
(562) 904-1550**

**Auxiliary Site: San Luis Rey Downs
Mercy Ambulance
Contact: Doug Moriarty
2537 Old San Pascual Road
Escondido, CA 92027
(760) 525-9676**

**Auxiliary Site: Santa Anita
Symons Ambulance
Contact: Juan Espinoza
18592 Cajon Blvd.
San Bernardino, CA 92407
(626) 222-4236**

1. Attach a certification from the ambulance service (s) listed in 16.B., certifying that the paramedic staff are licensed with the California Emergency Medical Services Authority.

- **Huntington Ambulance Certificate: On file**
- **Mercy Ambulance Certificate: On file**
- **Symons Ambulance Certificate: On file**

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

The on-site first aid clinic at Del Mar Thoroughbred Club is located at the east end of the grandstand facility, with easy access from the track. The facility includes 4 patient beds (1 private room, 3 curtain areas). There are 2 Paramedics, 2 EMTs, 1 Medical Assistant and 1 doctor on site every racing day. Friday, Saturday, Sunday, Opening Day we have a Medical Coordinator (Medic 25) who works as liaison with Municipal EMS. There are two ALS equipped ambulances on site as well.

The equipment contained in the first aid clinic includes:

- **Oxygen at each station**
- **Cardiac monitor**
- **AED**
- **Otoscope**
- **Ophthalmoscope**
- **Pulse and O2 Oximeter**
- **Surgical equipment (used for laceration repair and suture removal)**
- **B/P Cuff**
- **Thermometer**
- **Bag Valve Mask**
- **Surgery Light**
- **Stethoscope**
- **Glucose Monitor and Supplies**



COUNTY OF SAN DIEGO

EMERGENCY MEDICAL SERVICES

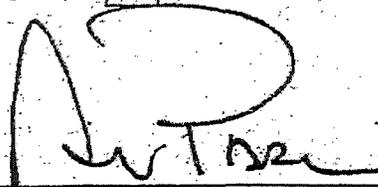
EMERGENCY MEDICAL TRANSPORT PERMIT

AGENCY NAME: MERCY MEDICAL TRANSPORTATION, INC.

Effective Date: December 1, 2018

Expiration Date: November 30, 2019

Approved as: ALS
BLS
CCT

Authorized by: 
Permit Officer, Emergency Medical Services

Permit Number: 18-130

EXHIBIT 11



**EMERGENCY AMBULANCE
NON-TRANSFERABLE LICENSE**

CHP 360A (REV. 01-00) OPI 062

CHP CARRIER NUMBER CA	LOCATION 455	<input type="checkbox"/> Duplicate <input type="checkbox"/> Initial	<input type="checkbox"/> Replacement <input checked="" type="checkbox"/> Renewal	5-46
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PROPERTY OF THE CALIFORNIA HIGHWAY PATROL (CHP)

This license is **NON-TRANSFERABLE** and must be surrendered to the CHP upon demand or as required by law. A majority change in ownership or control of the licensed activity shall require a new license. This license may be renewed within the 30-day period prior to the expiration date indicated above.

Ambulance operations must cease immediately upon expiration of this license. **THERE IS NO GRACE PERIOD FOR A LICENSED ACTIVITY.** The Department will accept an application for renewal during the 30-day period following the license expiration date provided all required documentation is complete and accompanied by the initial license fee of \$200.00. For license information contact CHP, Research and Planning Section at (916) 843-3440.

SERVICE NAME AND PHYSICAL ADDRESS *(only if different from below)*

MERCY MEDICAL TRANSPORTATION, INC. A195
MERCY

SERVICE NAME AND MAILING ADDRESS

MERCY MEDICAL TRANSPORTATION, INC. A195
MERCY
27350 VALLEY CENTER ROAD
VALLEY CENTER, CA 92082
Attention: JOHN TEMPLAR, VP ADMIN.

CHRB
1010 Hurley Way #300
Sacramento, CA 95825

April 25, 2019

Dear CHRB Board,

I, Stacey O'Bryan, President of Huntington Ambulance, LLC certify that all E.M.T's (Emergency Medical Technicians) and Paramedics working for Huntington Ambulance, LLC are licensed with the State of California Emergency Medical Services, Orange County Emergency Medical Services and the California Highway Patrol.

All of our E.M.T's and Paramedics are licensed with the CHRB.

Sincerely,



Stacey O'Bryan - President
Huntington Ambulance, LLC



April 25, 2019

To: Lucy Myers

This letter shall serve as a statement of affirmation that all Emergency Medical Technicians and Paramedics employed by Symons Ambulance are trained, background checked and state certified in order to fulfill their job duties as authorized by the state of California Emergency Medical Services Authority.

Respectfully,

Juan Espinoza
Operations Manager
(626) 222-4236
jespinoza@symonsambulance.com

- D. Name and emergency telephone number of the licensed physician on duty during the race meeting:
If quarter horse racing association sees D.1.:
All medical doctors can be reached by contacting the first clinic directly at (858) 755-1141 ext. 2814 or through our Security Office by calling ext. 3650. The first aid clinic, Paramedics and EMTs have radios to monitor the security channel and/or Official Channel. Medical calls are dispatched by way of radio. Our doctors are contracted through Del Mar Doxx - and rotate on site for the racing days. The doctors include:
Ariel Alexander Cortes, MD
Athanasios J. Foster, MD
Melinda E. Nevins, DO
Tracy Alexander, DO
1. Name address and emergency telephone number of hospital located within 1.5 miles of the racetrack, which whom an agreement is in place to provide emergency medical services, pursuant to Business and Professions Code section 19481.3(a): **NA**
- E. Name, address and emergency telephone number of the hospital to be used for admittance and treatment of emergency injuries in the event of an on-track injury to a jockey:
Refer to the Del Mar Thoroughbred Club Jockey, On-Track Accident Response Program for specifics regarding hospital selection.
- **Scripps La Jolla**
988 Genesee Ave., La Jolla, CA 92037 / 858-626-4123
 - **Scripps Encinitas**
354 Santa Fe Drive, Encinitas, CA 92024 / 760-753-4123
- F. Attach, in English and Spanish, the emergency medical plan procedures that will be posted in each jockey's room to be used in the event of an on-track injury to a jockey: **EXHIBIT 12-ON FILE**
- G. Name of health and safety manager and assistant manager responsible for compliance of health and safety provisions pursuant to Business and Professions Code section 19481.3(d):
- **Health and Safety Manager (Risk Manager): Kimberly Jacobson**
 - **Assistant Manager (Risk Management Assistant): Patrick O'Neil**
 - **On-Site Medical Coordinator-Rotates between different Fire Fighter Paramedics**
- H. Attach a fire clearance from the fire authority having jurisdiction over the premises. **ON FILE**
- I. Name of the workers' compensation insurance carrier for the association and the number of the insurance policy (if self-insured, provide details):
Safety National Insurance Services
1832 Schuetz Road
St. Louis, MO 63146
Policy # FCL4060097
- J. Attach a Certificate of Insurance for workers' compensation coverage. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of insurance that secures the liability of the association for payment of workers' compensation.
EXHIBIT 13 - ON FILE

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

Overview: The Del Mar Thoroughbred Club (DMTC) is committed to the overall health and safety of the riding professionals that are valued members of the racing community and DMTC. A large part of this commitment is the provision of professional medical and first aid services, should a jockey need to avail themselves of such services or be involved in an accident that requires first aid or emergency medical aid. DMTC takes their role in providing first aid and emergency medical care and transportation, when required, seriously. This program defines the plan elements and procedures DMTC will follow, should such events occur where medical aid becomes necessary.

Program Elements:

I. Medical Professionals On-Site During Racing - Summary

DMTC maintains licensed medical and first aid professionals that comply with the levels established by the horse racing industry. DMTC contracts with Scripps Coastal Medical Clinics to provide a licensed physician and medical assistants, who are on duty during live racing. DMTC maintains two Advanced Life Support Ambulances. At minimum each ambulance is staffed by a Paramedic and a certified Emergency Medical Technician (EMT). In addition, municipal fire department, with paramedic and EMT services are readily available as these services are co-located with the track.

II. Jockey Information Health System

DMTC participates in the Jockey Information Health System through Encompass. All Medical Doctors and the Risk Management Department have access to this program.

The medical doctors staffing the on-site clinic can access medical information for those jockeys who participate in the program.

When a jockey, who participates in the program, is injured on track, the DMTC Risk Management Supervisor will access and print the Jockey's information. This information, along with Work Comp information is then sent with the Jockey to the hospital and/or faxed directly to the hospital emergency room.

II. Area Hospitals and Rapid Admittance

- a. DMTC maintains a working relationship with two area hospitals, both members of the Scripps Hospital and Healthcare family of operations. The hospitals are found in either La Jolla, just south of the DMTC track, or Encinitas, just north of the track. Both are Level 1 trauma hospitals.
- b. The Scripps triage and base station is located at the La Jolla hospital – when determined transport is necessary they will be contacted immediately by the Medical Clinic Staff, Paramedics or Risk Management.

Del Mar Thoroughbred Club
Jockey On-Track Accident Response Program

- c. Riders will be transported to Scripps La Jolla unless base station determines alternate site is necessary. All decisions on where a rider will be seen are made by Scripps La Jolla at the time of a reported incident. DMTC will not know where a rider is being taken until such time that transport has been initiated and we are advised as to which facility they are directed to.
- d. The addresses of the hospitals are: (Both are located less than 10 miles from DMTC)
 - a. Scripps La Jolla
9888 Genesee Avenue
La Jolla, CA 92037
Tel: 858.626.4123
 - b. Scripps Encinitas
354 Santa Fe Drive
Encinitas, CA 92024
Tel: 760.753.4123

III. The DMTC Safety and Health and Program Manager

- a. The DMTC Risk Manager serves as the Safety Manager and coordinator of the Jockey medical treatment and on-track accident program.
- b. DMTC also maintains an Assistant Safety and Health Manager (the Risk Management Supervisor) during the live meet period in the event the Safety Manager is unavailable.

Both the Risk Manager and the Risk Manager Supervisor can be reached at the following extensions, Ext. 4233 or Ext. 3225 respectively or via radio on the Security Channel as Risk 1 and Risk 2. As needed, the DMTC Operator or security Dispatch can assist with obtaining alternate contact numbers as well.

IV. On-site First Aid Facilities and Staffing

- a. Physician - Services for the on-site medical clinic are contracted through Scripps Coastal Medical Center. During all live racing periods there will a licensed physician and medical assistant on duty.
- b. Advanced Life Support Ambulances (ALS) – A Paramedic and Certified Emergency Medical Technicians are on site at all times that either training or live racing is taking place. During Training hours there will be one ALS ambulance and one team which includes one, at a minimum (1) Paramedic and one (1) Certified Emergency Medical Technician on site at all times. During live racing there will be two ALS ambulances, which will include two (2) Paramedics and two (2) Certified Emergency Medical Technicians on site. Team 1 will follow the field during live racing, Team 2 will cover the paddock during pre-race activities and serve as a back up to Team 1. Both teams will maintain radio contact with the officials and security dispatch at all times. (Depending on staffing for the day there may be times when two paramedics are on a rig).

c. Municipal Response Capabilities- DMTC is located on a State of California Fairgrounds. As such, we enjoy the benefits of the Del Mar Fire Department municipal fire service and Paramedic and Emergency Medical Technicians that are stationed on the grounds. If the on-site station has responded to an off-site emergency, the North Com dispatch will send the closest responding unit available. On track Paramedics have the capability of calling North Com directly should back up be necessary.

V. Ambulance and Medical Transport Protocols

- a. Contracted ambulance service – DMTC contracts with a licensed Emergency Medical Services provider who provides ALS on-track emergency medical response and may provide transport services. Depending on the time and nature of an incident as well as the number of riders involved, transport may be referred to or in conjunction with the local municipal services.
- b. Local municipal services – The Del Mar Fire Department or others within the Rancho Fire Service area may respond as needed or called upon. The Rancho Fire Service will respond with Paramedics and EMT's on the fire trucks as well as Paramedics assigned to the municipal ambulances.

VI. The Emergency Medical Plan

These steps will be followed in the event of an on-track accident:

General Conditions

- On-site Paramedics and EMT's will respond to any observed rider on-track accident or as otherwise summoned for assistance. Such response will occur during training and/or live racing periods,
- If an incident requires transport, the hospital will be contacted and notified of the patient transport. (The La Jolla location of Scripps Hospital serves as the triage and base station for all incidents requiring hospital emergency care; they will direct the medical transport team as to which hospital to respond to.)

Communications

- Paramedic and EMT's (Team 1 and 2) will be assigned two radios per team allowing for constant communication with both security dispatch and officials. Both Official Channel and Dispatch Channel will be monitored at all times.
- Medical Clinic will be assigned one radio and will maintain contact with security dispatch at all times.
- DMTC security dispatch will monitor the official channel at all times.
- Safety and Health Program Manager and Assistant will monitor the security channel at all times and the official channel during a live race. Both individuals will be available either on site or via cell phone 24 hours a day during the live meet.

Del Mar Thoroughbred Club
Jockey On-Track Accident Response Program

Response During Training Periods

- During training periods, Paramedic and EMT will determine the nature and extent of any injuries and whether transport to a medical facility is necessary,
- The DMTC Security Dispatch will be notified immediately of any rider incident on-track or otherwise during training periods and will assist Rural/Metro with securing additional medical help for transport to area hospital when necessary.
- Municipal units will meet Rural/Metro unit at the clock tower to secure injured rider and transport to one of designated hospital.
- Incidents with injuries not requiring transport to one of the local hospitals identified within this program, will be treated on-track or at the DMTC medical clinic based upon Paramedic judgment.
- Any on-track accidents during training periods will be immediately reported to the Safety Manager, for analysis review and additional reporting as might be required.

Response During Pre-Race (Paddock)

- Team 2 will be situated in the paddock area during pre race activities to respond to an emergency occurring in the paddock area.
- Should an emergency occur Security Dispatch will be notified immediately.
- DMTC Safety and Health Program Manager and/or Assistant will respond to incident.
- Security dispatch will notify on site medical clinic that an incident has occurred.
- As needed, additional medical assistance will be summoned from local municipal resources,
- DMTC Security will respond to incident and assist with crowd control. If necessary security will provide escort to the medical clinic.

Accidents During Live Racing

- ALS unit -Team 1 following the racing field will immediately respond to on-track accidents; simultaneously, the on-track physician and medical assistant will be made aware of the incident via radio contact, observation of the race via closed -circuit television or as advised by the DMTC Safety or Security Staff,
- ALS unit - Team 2 will be on stand by at medical clinic to assist and/or replace the on track unit should it be necessary for Team 1 to leave the track for any reason.

- In the event of a multiple rider down situation Team 1 will call for immediate backup from Team 2 at which time Team 2 will enter the track to assist. If the situation is going to require additional response from outside Team 1 will request outside units through Security Dispatch.
- Should incident require ambulance to leave the track prior to the start of the race, Team 2 will immediately move in to position at the starting gates. When this occurs Team 2 will notify stewards via radio that they are in place.
- If for any reason Team 2 is unavailable CHRB stewards must be notified immediately via the official channel.
- As needed, additional medical assistance will be summoned from local municipal resources,
- Riders will be transported to the on-site medical facility for initial review, observation and triage. Should the Paramedic feel that immediate transport is necessary to hospital he will alert Security that rider will be transported directly to hospital (Paramedics have radio contact with Scripps La Jolla and will notify them directly of the transport). Risk Management will notify Officials.
- To the extent possible, all care will be provided by the professionals within the DMTC medical clinic,
- DMTC Safety and Security staff will immediately respond to the medical clinic to assist with event management and access control to the medical clinic,
- Depending on the nature and severity of injuries, the rider(s) may be transported to one of the local hospitals noted within this plan for further medical care and treatment as is needed,
- Any on-track accidents during live racing will be immediately reported to the Safety Manager, for analysis review and additional reporting as might be required.
- When one of the ALS units are required to leave the grounds DMTC Security will be notified immediately and instructed to call North Com for any patron medical aids until unit returns to grounds.
- Risk Management Department will provide Jockey Information Health System paperwork and Workers Compensation to the hospital.

Please note: Under no circumstances will information regarding the medical condition of a rider be provided to members of the media or others. Any such request should immediately be referred to the Director of Media and or President/General Manager.

VII. Posting This Plan

The DMTC, Jockey, On-Track Accident Response Plan will be posted in English and Spanish in the following locations:

- a. The Jockey's Room located on the first floor of the Clubhouse Grandstands
- b. The DMTC on-site medical facilities, and
- c. DMTC Security Dispatch

Additional copies of the plan will be maintained in the DMTC Risk Manager's office, located in the Operations Building.

IX. Updates

The plan will be reviewed annually prior to the DMTC live racing meet and appropriate changes and updates will be made. Regulatory and/or legislative changes that may modify this plan will be included as will any changes in medical providers and/or ambulance transport services.

Club de Caballos Purasangre Hipódromo Del Mar
Programa de Respuesta ante un Accidente de los Jinetes en las Pistas

Visión General: El Club de Caballos Purasangre del Hipódromo Del Mar (DMTC) se compromete a la salud y seguridad de todos los profesionales de equitación que son miembros valorados de la comunidad de equitación y DMTC. Una gran parte de este compromiso es proporcionar atención médica profesional y servicios de primeros auxilios, en caso de que un jinete necesite utilizar tales servicios o se vea implicado en un accidente que requiera atención de primeros auxilios o asistencia médica de emergencia. DMTC hace su función al ofrecer asistencia médica de emergencia, de primeros auxilios y transporte cuando se requiera en caso necesario. Este programa define los elementos del plan y procedimientos. DMTC realizará un seguimiento, cuando ocurran estos hechos donde se necesite asistencia médica.

Elementos del Programa:

I. Profesionales Médicos en el Sitio Durante la Carrera-Resumen

DMTC mantiene a profesionales médicos licenciados y de primeros auxilios que cumplen con los niveles establecidos por la industria hípica. DMTC contrata a "Scripps Coastal Medical Clinics" para ofrecer un médico licenciado y ayudantes médicos que están en servicio durante la carrera de caballos. DMTC mantiene dos Ambulancias Avanzadas de Apoyo Vital. Cada ambulancia cuenta con un personal Paramédico y un Técnico Médico de Emergencia certificado del Programa Bridge (EMT). Además del departamento de bomberos municipal con paramédicos y servicios de EMT que están preparados, disponibles y están situados al lado de la pista.

II. Sistema de Salud para la Información del Jinete

DMTC participa en el Sistema de Salud para la Información del Jinete por medio de Encompass. Todos los Médicos y Departamento de Gerencia de Riesgo tienen acceso a este programa.

Todo el personal médico en el sitio puede acceder a la información médica de aquellos jinetes que participen en el programa.

Cuando un jinete, que participa en el programa, se accidenta en la pista, el Supervisor de Gerencia de Riesgo de DMTC accederá e imprimirá la información del Jinete. Esta información, junto con la información de Compensación de los Trabajadores se manda junto con el Jinete al hospital o se envía por fax directamente a la sala de emergencia del hospital.

III. Hospitales de la Zona y Admisión Rápida

- a. DMTC mantiene una relación profesional con dos hospitales de la zona, tanto los miembros del Hospital Scripps y la familia de asistencia médica de operaciones. Los hospitales se encuentran o en La Jolla, justo al sur de la pista de DMTC, o en Encinitas, justo al norte de la pista. Los dos son hospitales de traumatismos Nivel 1.

Club de Caballos Purasangre Hipódromo Del Mar
Programa de Respuesta ante un Accidente de los Jinetes en las Pistas

- b. La selección de Scripps y estación base se sitúa en el hospital de La Jolla, cuando se necesite un transporte determinado se les pondrá en contacto inmediato con el Personal Médico, Paramédicos o Gerencia de Riesgo.
- c. Se trasladará a los jinetes a Scripps en La Jolla a menos que la estación base determine un lugar alternativo en caso necesario. Todas las decisiones con respecto a donde se atenderá a un jinete se realizarán en Scripps La Jolla en el momento en que se reporte el accidente. DMTC no sabrá a dónde se lleva al jinete hasta el momento en que se haya iniciado el traslado y se nos avise sobre la instalación a la que se dirige.
- d. Las direcciones de los hospitales son: (Ambas se localizan a menos de 10 millas de DMTC)
 - a. Scripps La Jolla
9888 Genesee Avenue
La Jolla, CA 92037
Tel: 858.626.4123
 - b. Scripps Encinitas
354 Santa Fe Drive
Encinitas, CA 92024
Tel: 760.753.4123

IV. Salud y Seguridad y Gerente del Programa de DMTC

- a. El Gerente de Riesgo de DMTC atiende como Gerente de Seguridad y coordinador del tratamiento médico del jinete y el programa de accidentes en la pista.
- b. DMTC también mantiene un Subgerente de Seguridad y Salud (el Supervisor de Gerencia de Riesgo) durante el periodo del encuentro de carreras en directo en caso de que el Gerente de Seguridad no esté disponible.

Tanto el Gerente de Riesgo y el Supervisor de Gerencia de Riesgo pueden localizarse en las siguientes extensiones, Ext. 4233 o Ext. 3225 respectivamente o por medio de la radio mediante el canal de Seguridad como Riesgo 1 y Riesgo 2. Cuando se necesite, el Operador o Despacho de Seguridad de DMTC podrán ayudarle a conseguir números de teléfono de contacto alternativos.

V. Instalaciones de Primeros Auxilios en el sitio y Personal

- a. Médico- Los servicios para el centro médico en el sitio se contratan por medio de "Scripps Coastal Medical Center". Durante los periodos de carreras en directo se proporcionará un médico licenciado y ayudante médico en servicio.

- b. Las Ambulancias Avanzadas de Apoyo Vital (ALS)- Un Paramédico y Técnicos Médicos de Emergencia certificados están en el sitio en todo momento ya sea si están entrenando o se está llevando a cabo una carrera hípica. Durante las horas de entrenamiento habrá una ambulancia ALS y un equipo que incluirá un (1) Paramédico y un (1) Técnico Médico de Emergencia Certificado en el sitio. El Equipo 1 seguirá el campo durante la carrera en directo, el Equipo 2 cubrirá las caballerizas durante las actividades antes de las carreras y atenderá como un refuerzo del Equipo 1. Ambos equipos mantendrán el contacto por radio con los oficiales y despacho de seguridad en todo momento.
- c. Las Capacidades de Respuesta Municipal-DMTC está situado en un recinto ferial del Estado de California. Como tal, disfrutamos de los beneficios del servicio de bomberos municipal Del Mar, Paramédicos y Técnicos de Emergencia Médica que se localizan en el terreno. Si la estación en el sitio ha respondido a una emergencia fuera del sitio, el despacho North Com mandará a la unidad de respuesta más cercana disponible. Los Paramédicos en la pista cuentan con la capacidad de llamar directamente a North Com en caso de que se necesite un refuerzo.

VI. Protocolos de Transporte Médico y Ambulancia

- a. El servicio de ambulancia contratada-DMTC contrata a Ambulancias que proporciona ALS para responder ante las emergencias médicas que puedan surgir en la pista y proporcionará servicios de transporte. Dependiendo del tiempo y la naturaleza de un incidente así como el número de jinetes implicados, transporte al que podrá referirse o conjuntamente con los servicios municipales locales.
- b. Los servicios municipales locales- El departamento de bomberos Del Mar u otros dentro del área de servicio de incendios de Rancho podrá responder según se necesite o solicite. El Servicio de Bomberos de Rancho responderá con Paramédicos y EMTs en los camiones de bomberos así como los Paramédicos asignados a las ambulancias municipales.

VII. Plan Médico de Emergencia

Estos pasos se seguirán en caso de que ocurra un accidente en las pistas:

Condiciones Generales

- Los Paramédicos y EMT en el sitio responderán a cualquier accidente que observen de un jinete en la pista o de otro modo pedirán ayuda. Tal respuesta ocurrirá durante el entrenamiento o periodos de carreras en directo,
- Si un incidente requiere transporte, se contactará y avisará al hospital del transporte del paciente. (La localización de La Jolla del Hospital Scripp atiende como sala de urgencias y estación base para todos los incidentes que requieran asistencia de emergencia hospitalaria y dirigirán al equipo de transporte médico a qué hospital deberán acudir).

Comunicaciones

- Los Paramédicos y EMTs (Equipo 1 y 2) se les asignarán dos radios por equipo para permitir una comunicación constante con el despacho de seguridad y los oficiales. Tanto el Canal Oficial y el Canal de Despacho se controlarán en todo momento.
- Se le asignará al centro médico una radio y mantendrá contacto con el despacho de seguridad en todo momento.
- El despacho de seguridad de DMTC controlará el canal oficial en todo momento.
- El Gerente del Programa de Seguridad y de Salud controlará el canal de seguridad en todo momento y el canal oficial durante una carrera en directo. Ambas personas estarán disponibles tanto en el sitio como por teléfono celular las 24 horas al día durante el encuentro de las carreras en directo.

Respuesta Durante los Periodos de Entrenamiento

- Durante los periodos de entrenamiento, el Paramédico y EMT determinarán la naturaleza y extensión de cualquier lesión y si el transporte a una instalación médica si fuera necesario,
- Se avisará de inmediato al Despacho de Seguridad de DMTC de cualquier incidente de los jinetes en la pista o de otro modo durante los periodos de entrenamiento y ayudará a "San Diego Medical Enterprises Services" a conseguir ayuda médica adicional para facilitar transporte al hospital del área cuando se necesite.
- Las unidades municipales se reunirán en la unidad de "San Diego Medical Enterprises" en la torre del reloj para asegurar al jinete lesionado y el transporte a un hospital designado.
- Los incidentes con lesiones que no requieran transporte a uno de los hospitales locales identificados dentro de este programa, se tratarán en la pista en el centro médico de DMTC según el criterio del Paramédico.
- Cualquier accidente en la pista durante los periodos de entrenamiento se reportará de inmediato al Gerente de Seguridad, para una revisión del análisis y reporte adicional según se requiera.

Respuesta Durante la Pre-carrera (Caballeriza)

- El Equipo 2 de EMT estará situado en el área de caballerizas durante las actividades de pre-carrera para responder a una emergencia que ocurra en el area de las caballerizas.
- Si ocurre una emergencia se avisará al Despacho de Seguridad de inmediato.
- El Gerente del Programa de Salud y Seguridad de DMTC o Ayudante responderá al incidente.
- El despacho de seguridad avisará al centro médico del sitio de que ha ocurrido un accidente.

- Se solicitará ayuda médica adicional de los recursos municipales locales, según se necesite,
- La Seguridad de DMTC responderá al incidente y ayudará con el control de la multitud. Si se necesita seguridad se proporcionará escolta hasta el centro médico.

Accidentes Durante la Carrera en Directo

- La unidad ALS-Equipo 1 que sigue el campo de carreras responderá de inmediato a los accidentes en la pista; simultáneamente, el ayudante médico y médico en la pista se les pondrá en conocimiento del incidente contactándoles por medio de radio, la observación de la carrera se hará por medio de un circuito cerrado de televisión según lo aconsejado por el Personal de Seguridad de DMTC,
- La unidad ALS-Equipo 2 estará preparada por el centro médico para ayudar o reemplazar a la unidad de la pista si fuera necesario por el Equipo 1 abandonar la pista por cualquier razón.
- Si un incidente requiere ambulancia deberá abandonar la pista antes de que empiece la carrera, el Equipo 2 se desplazará a una posición al cajón de salida. Cuando esto ocurre el Equipo 2 avisará a los comisarios por medio de radio de que están en su lugar.
- Si por cualquier razón el Equipo 2 no está disponible se avisará de inmediato a los comisarios CHRB por medio del canal oficial.
- Se pedirá asistencia médica adicional desde los recursos municipales locales, según se necesite,
- Se transportará a los jinetes a una instalación médica en el sitio para una revisión inicial, observación y emergencia. Si el Paramédico considera que se necesita transporte de inmediato al hospital se alertará a Seguridad de que se llevará al jinete directamente al hospital (los Paramédicos tienen contacto por radio con Scripps La Jolla y se les avisará directamente del transporte). La Gerencia de Riesgo avisará a los Oficiales.
- En la medida de lo posible, los profesionales ofrecerán toda la atención médica dentro del centro médico de DMTC,
- El personal de Seguridad de DMTC responderá de inmediato al centro médico para ayudar con la gerencia del evento y control de acceso al centro médico,
- Dependiendo de la naturaleza y gravedad de las lesiones, se podrá trasladar al jinete a uno de los hospitales locales señalado dentro de este plan para atención médica exhaustiva y tratamiento según se necesite,

Club de Caballos Purasangre Hipódromo Del Mar
Programa de Respuesta ante un Accidente de los Jinetes en las Pistas

- Cualquier accidente en la pista durante la carrera en directo se reportará de inmediato al Gerente de Seguridad, para una revisión del análisis y reporte adicional según se requiera.
- Cuando una de las unidades de ALS se requiere que abandone los campos la Seguridad de DMTC avisará de inmediato y se le instruirá llamar a North Com para cualquier atención médica hasta que regrese la unidad al terreno.
- El Departamento de Gerencia de Riesgo proporcionará la documentación del Sistema de Salud de Información al jinete y Compensación de los Trabajadores al hospital.

Por favor tenga presente: Bajo ninguna circunstancia la información con respecto al estado médico del jinete se proporcionará a los miembros de los medios u otros. Cualquier petición se referirá de inmediato al Director de Medios o Presidente/Gerente General.

VIII. Exposición de Este Plan

El Plan de Respuesta de Accidente del Jinete en la pista se expondrá en Inglés y Español en las siguientes localizaciones:

La Sala del Jinete está situada en la primera planta de las Gradadas del Clubhouse

- a. Las instalaciones médicas en el sitio de DMTC, y
- b. Despacho de Seguridad de DMTC

Las copias adicionales del plan se mantendrán en la oficina del Gerente de Riesgo de DMTC, localizada en el Edificio de Operaciones.

IX. Actualizaciones

Se revisará el plan anualmente antes del encuentro de las carreras en directo de DMTC, los cambios apropiados y actualizaciones que se hagan. Los cambios regulatorios o legislativos que puedan modificar este plan se incluirán al igual que los cambios en los proveedores médicos o servicios de transporte de ambulancia.

**DEPARTMENT OF FORESTRY AND FIRE PROTECTION**

P.O. Box 944246
SACRAMENTO, CA 94244-2460
(916) 653-7772
Website: www.fire.ca.gov



July 16, 2019

Sue Walls, Vice President - Facilities
Del Mar Thoroughbred Club
P.O. Box 700
Del Mar, California 92014-070

Re: Del Mar Thoroughbred Racing Facility
CSFM File #04-37-041-0001

Dear Ms. Walls:

An inspection of the referenced facility was conducted on July 16, 2019, in accordance with Section 13108(c) of the California Health and Safety Code. The purpose was to determine compliance with minimum fire and life safety standards required by Titles 19 and 24 of the California Code of Regulations.

No deficiencies were noted at the time of inspection. Fire Clearance is hereby granted for the 2019 racing season.

If we can be of further assistance, or you desire additional information or clarification, please feel free to contact me at 951-304-7865.

Sincerely,

A handwritten signature in cursive script that reads "Michelle Nachtmann".

Michelle Nachtmann
Supervising Deputy State Fire Marshal

cc: J. Bailey, DSFM III Specialist



DEPARTMENT OF FORESTRY AND FIRE PROTECTION
Fire and Life Safety - South Division
602 E. Huntington Dr. Ste A
MONROVIA, CA 91016
T: (626) 305-1908 F: (626) 305-5173
Website: www.fire.ca.gov



SPECIAL EVENT APPLICATION AND PERMIT

Facility Name Del Mar Thoroughbred Club
Facility Address 2260 Jimmy Durante Blvd. Fax (858) 792-4254
City Del Mar Zip Code 92014 County San Diego
Facility Representative Sue Walls Phone (858) 755-1141
E-Mail Sue@DMTC.Com

TYPE OF ACTIVITY

FESTIVAL CONCERT TRADE SHOW OTHER Parking

Event Location/Building O'Brian Hall

Event Date(s) 7-17-9-2-19 and 11-8-12-1-19 Estimated Daily Attendance 5,000 - 25,000

Event Time(s) Start 11:00 (am)/pm Finish 08:00 am (pm)

Event Description Parking for Concert and Horse Racing

A site and floor plan must be submitted to the Office of the State Fire Marshal for approval **10 days prior to the event.** At a minimum the items listed below shall be shown and identified on the plans;

1. Emergency access for fire equipment must be provided.
2. Location of all grandstands, stages, tents, temporary fencing, cooking areas, generators, vendors, etc.
3. Location of all exits, path of travel to exits, and specify all exit and exit aisle widths.
4. Location of tables and chairs and/or chair rows.
5. Location of fire extinguishers.

Final approval of the permit may be subject to a field inspection. Stand-by personnel may be required for the event at the discretion of the Office of the State Fire Marshal.

This event shall be conducted in accordance with the Fire and Life Safety requirements of Title 19, Title 24, and the conditions noted on this permit. **Non-compliance with either the code requirements or the noted conditions shall invalidate this permit.**

For Dept. Use Only

Comments/Conditions: _____

PERMIT NOT VALID UNTIL SIGNED BY DEPUTY STATE FIRE MARSHAL

DSFM Signature [Signature] Print Name Jeffrey Bailey Date 7/16/19
Application Approved Denied SFM File # _____

Contacted Local Government Department Contact _____
Date Notified _____ Name & Title _____
Phone _____



DELMART-01

KINGH

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
03/13/2019

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

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

PRODUCER License # 0E67768 IOA Insurance Services 3875 Hopyard Road Suite 200 Pleasanton, CA 94588	CONTACT NAME: Teresa Rulon PHONE (A/C, No, Ext): (916) 692-7004 53004 FAX (A/C, No): (916) 473-1797 E-MAIL ADDRESS: Teresa.Rulon@loausa.com	
	INSURER(S) AFFORDING COVERAGE	
INSURED Del Mar Thoroughbred Club PO Box 700 Del Mar, CA 92014	INSURER A: Philadelphia Indemnity Insurance Company NAIC # 18058	
	INSURER B: Safety National Casualty Corp 15105	
	INSURER C:	
	INSURER D:	
	INSURER E:	
	INSURER F:	

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

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

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			PHPK1951865	03/15/2019	03/15/2020	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 SEXUAL PHYSICAL \$ 1,000,000
A	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY			PHPK1951865	03/15/2019	03/15/2020	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DED <input checked="" type="checkbox"/> RETENTION \$ 10,000			PHUB667330	03/15/2019	03/15/2020	EACH OCCURRENCE \$ 5,000,000 AGGREGATE \$ 5,000,000 \$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) <input type="checkbox"/> Y/N If yes, describe under DESCRIPTION OF OPERATIONS below		N/A	FCL4060087	03/31/2019	03/31/2020	<input type="checkbox"/> PER STATUTE <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

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
RE: Evidence of Coverage

CERTIFICATE HOLDER

CANCELLATION

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

AUTHORIZED REPRESENTATIVE

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

5-65

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.

17. CONCESSIONAIRES AND SERVICE CONTRACTORS

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

EXHIBIT 14

Does the association provide its own concessions? Yes No

18. ON-TRACK ATTENDANCE/FAN DEVELOPMENT

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

EXHIBIT 15

B. Promotional/ Marketing budget for this race meeting:

<u>Category</u>	<u>2019 Fall</u> <u>Meet</u> (15 Day Meet)
Advertising	\$ 494,300
Promotions	\$ 185,500
Publicity	\$ 48,600
Other	<u>\$ 6,500</u>
Total	\$ 734,900

Promotional/Marketing budget for prior race meeting:

<u>Category</u>	<u>2018 Fall</u> <u>Meet</u> (16 Day Meet)
Advertising	\$ 599,100
Promotions	\$ 350,500
Publicity	\$ 68,200
Other	<u>\$ 10,400</u>
Total	\$ 1,027,700

C. Number of hosts and hostesses employed for meeting:

We employ approximately 22 customer service representatives on weekdays (Thursdays and Fridays) and 35 on weekend (Saturdays and Sundays).

D. Describe facilities set aside for new fans:

At Del Mar, virtually the entire facility is considered a new fan area, with customer service locations on every floor and in every betting area and with a complete staff of customer service representatives moving about the facility. In addition, a large portion of new fans are introduced to racing through our Group Sales department which provides customized introductions to racing or the day's card tailored to individual groups. Del Mar also offers a variety of free seminars and handicapping education for more serious newcomers.

EXHIBIT 14

CONCESSIONS:

Wes Westley, CEO
Premier Food Service, Inc./SMG
 300 Conshohocken State Road
 Conshohocken, PA 19428

TIP SHEETS:

John Acquarelli
Duke's Racing Selections
 2317 Hogan Way.
 Oceanside, CA 92056

Toby Turrell
Winners
 532 ½ #D Via de la Valle
 Solana Beach, CA 92075

Bruce M. Andrews, Jr
Deuce Bruce
 5910 Rancho Mission Rd
 San Diego, CA 92108

Jeff Bohland
Bob's Card, Inc.
 16803 Ernest Avenue
 Cleveland, OH 44256

SADDLERY SERVICES:

Frank Wipfli
Western Saddlery, Inc.
 7038 Commerce Circle
 Pleasanton, CA 94588

RACING COLORS:

June Gee
West Coast Racing Colors
 11920 Goldring Rd. Ste G
 Arcadia, CA 91006

MISCELLANEOUS CONCESSIONS/SERVICES:

Tony Vasquez
Garda Cash Logistics
 8807 Complex Drive
 San Diego, CA 92123

Rayetta Burr
Benoit & Associates, Inc.
 Track Photographers
 PO Box 60014
 Arcadia, CA 91066-6014

Del Mar Doxx-A.J. Foster
 Track Physicians
 380 Stevens Ave., Ste 100
 Solana Beach, CA 92075

Michael Costello
United/Puett Electrical
Starting Gates
 224 Tater Hill Rd.
 East Haddam, CT 06423

Brent Gulley
Gulley's Livestock Disposal
 10272 Juniper Rd.
 Oak Hills, CA 92344-0304

Deven Owen
West Coast Feed
 PO Box 893007
 Temecula, CA 92589

Gary S. Bell
Citrus Feed
 PO Box 249
 La Verne, CA 91750

Angel P. Unamuno
Angel's Feed
 4518 Rowland Ave.
 El Monte, CA 91731

Cristobal Virgen
Cristobal Virgen Shoe Shine
 1057 Gai Drive
 San Diego, CA 92130

Chris Aplin
Chris Aplin Barbershop Services
 285 W. Huntington Drive
 Arcadia, CA 91007

EXHIBIT 15

**Marketing Overview**

Although the brand of the fall season differs from that of the summer season, the same marketing principles are used to support a two-part marketing strategy:

1. Provide value to our regular customers
2. Attract new and occasional customers by promoting the Del Mar brand and diversifying our entertainment offerings

The first of the two strategies relies heavily on database marketing tactics. The focus of these tactics is the same Diamond Club that we rely on so heavily during the summer. The Diamond Club is a free loyalty club that offers members half-priced admission each time they attend as well as occasional free admissions and seats, discounted food and beverage, free bets and contests as well as wagering rebates to our biggest bettors. The Diamond Club was launched in 2006 and now has over 320,000 members. Each time members take advantage of Diamond Club benefits, they must scan their membership card, which in turn feeds the information to our data warehouse. As the number of Diamond Club members expands, and as the amount of information we gather about our members grows, it allows us to market to our regular patrons in a more effective and efficient manner. For example, the data warehouse can tell us which customers tend to come to the races on weekends, weekdays, pick six carryover days, giveaway

days, concerts, etc. With this information, we can use database marketing and social media techniques to send the appropriate messages to the appropriate customers in a very cost-effective manner. As the data warehouse continues to grow, we will utilize the data findings even more aggressively to promote Del Mar to our current race fans.

One of the benefits of using database marketing as the principal tactic for attracting current customers is that it allows us to use traditional media (radio, print, digital, etc.) to accomplish our second strategy – attracting new and occasional customers. We sell Del Mar to this target market as a cool and sexy entertainment alternative while highlighting non-racing events such as Craft Beer Festivals, Concerts and Food Truck Festivals.

Promotions

- **Country Day** – On Saturday, November 9 country music star Russell Dickerson will perform after the races in La Plaza de Mexico. Country shows such as these have consistently delivered enthusiastic crowds to Del Mar that appreciate horse racing.
- **Uncorked Wine Festival** – The Saturday, November 9 festival will feature wines from California and beyond and will include gourmet food and entertainment as well. A great way for wine lovers to experience Del Mar.
- **Craft Beer Fest** – The Craft Beer Festival is back on Saturday, November 23. This year’s event will feature over 100 specialty beers, with an emphasis on San Diego breweries. This event, which targets the 21-40 year-old demographic, has proved to be effective at attracting new fans to Del Mar. By offering complimentary programs and newcomer seminars, we hope to get the new fans to the betting windows.
- **College Day Tailgate** – Unlike the summer season, the fall season allows us to market to the colleges and universities in San Diego while they are in session. On Saturday, November 16 we will once again host the College Day Tailgate which offers a number of drink specials, competitions and activities for college students. The party is followed by a concert from the popular reggae band Stick Figure.
- **Free & Fun Sundays** – Research has revealed that many fans feel our food and beverage prices are too high. Therefore, we will be offering a number of discounts and special events with lower concession prices. This is one of our most popular offers. Every Sunday during the meet, racing fans will receive free Stretch Run admission and a free reserved seat. In addition, the famous “Cardiff Crack” tri-tip sliders from Seaside Market

will be only \$5 and Coors Light pints will be \$6 at designated concession stands. All patrons have to do to take part in the promotion is join the Diamond Club.

- **Family Fun Run** – On Thanksgiving Day morning we will once again host the Family Fun Run, which is a one-mile run on the main track. The event is done in conjunction with the Helen Woodward Animal Center and features pet adoptions as well as crafts and games for the kids.
- **Toys for Tots Motorcycle Ride** – Hundreds of motorcycles will descend upon Del Mar to raise money for Toys for Tots. After the ride, the party takes place in La Plaza de Mexico.
- **Seniors Days** – Seniors make up a significant portion of our fan base, and they tend to be price sensitive. Therefore, on each Thursday during the meet all seniors 62 and over will be admitted free and given a free reserved seat.
- **The Del Mar Handicapping Challenge** – In an effort to attract the top handicappers from across the country, we host the Del Mar Handicapping Challenge. One hundred players will compete in a “real money” tournament for \$100,000 and five entries into the NTRA National Handicapping Championship in this two-day competition. Historically, over half the field travel to Del Mar for the contest from out of state.

Fan Education

Given that many Del Mar attendees are newcomers or occasional racetrack visitors, it is imperative that we stress fan education. Some of the initiatives include:

- **Free Programs** – As they say, “you can’t tell the players without a program,” so everyone who enters the admission gate receives a complimentary program. Although most racetracks charge an additional fee for programs, we believe many racetrack newcomers would not know to buy one and would, therefore, be very unlikely to wager and learn the game of horse racing.
- **Free Newcomers’ Seminars** – Located just inside the Stretch Run admission gates in the Plaza de Mexico, these simple 30-minute seminars are held every racing day and are extremely popular.
- **Free Handicapping Seminars** – Every Saturday and Sunday patrons can listen in as handicapping experts analyze the day’s racing card and give out their selections in every race.

- **Website** – The Del Mar website features a “Beginner’s Corner” which provides helpful tips on how to prepare for a visit to the races including pre-planning, handicapping resources, wagering, track terms and more.
- **Betting Guides** – *Today's Racing Digest* produces pocket-sized guides for Del Mar that explain racing terms and how to place a bet. The betting guides are distributed through Group Sales, Mutuel Tellers and Customer Service representatives throughout the season.
- **Staff Handicappers** – Del Mar staff handicappers regularly assist Group Sales parties. The handicappers teach the basics of handicapping and betting, recommend picks and arrange paddock tours.

VIP Program

In addition to new and casual race fans, Del Mar also has a significant number of high-end customers. For those patrons we have the Del Mar VIP recruitment and retention program. The VIP program constitutes an aggressive effort to identify significant bettors and to meet the tailored needs of those patrons through personalized attention from all segments of Del Mar management and staff. The program accommodates over 100 high-per-capita patrons with services such as arranging housing, local transportation, complimentary dinners at local restaurants, hotel and golf reservations, and VIP seating for the races. In addition, players that wager over \$20,000 in a calendar month are eligible for rebates.

Database Marketing

Database marketing continues to be one of the key components of the media mix each season. Given that the primary advertising strategy is to target new fans that are potentially younger, it is vital that we communicate effectively with our current fan base. With that strategy in mind, Del Mar has devoted significant time and money to identify our regular players. First, a data warehouse was created that pulled together all the various lists of names and information contained at the racetrack (marketing, racing, group sales, turf club, ticketing, etc.) and combined them into a single database that can be segmented into various categories. Also, the Del Mar loyalty club, The Diamond Club, which gives members half-priced admission each time they attend the races at Del Mar, allows us to track the visitation patterns of Club members. The Diamond Club has enjoyed phenomenal growth since its inception in 2006 with membership numbers now topping over 320,000.

More than 140,000 fans will receive targeted e-mail updates from Del Mar on a year-round basis, ranging from coupons to instant notification of Pick Six carryovers to upcoming promotions and big races as well as general interest stories about various horses and horsemen.

Digital Marketing

Del Mar utilizes an array of platforms – DelMarRacing.com, the Del Mar Mobile App, social media platforms and email database – to customize content and target two distinct audiences of racetrack regulars and newcomers to the track.

- Racetrack Regulars - From entries and results to real-time odds and pools, the racetrack regulars are provided valuable information and tools from the Del Mar site and mobile app. Notably this past year, carryover information is being efficiently pulled from Amtote's result feeds to display across the site efficiently. The Online Handicapping Challenge, designed to encourage horseplayers to handicap and play the Del Mar card, draws nearly 5,000 players each season. The play-for-fun handicapping contest is always popular during the offseason for many.
- Newcomers and Occasionals – Non-racing events drive newcomers to many of their first time experiences at the racetrack. First-time patrons are encouraged to sign up with their email for the Diamond Club loyalty program to unlock discounts, thereby allowing Del Mar to re-engage through email and target digital advertising to convert first timers into racegoers. Out of town visitors are also provided helpful travel aids including local hotels, restaurants and activities to help plan their visit to the track.

DelMarRacing.com

The site is optimized for both desktop and mobile and provides easy navigation for patrons. Each year over 30,000 orders for tickets and reserved tables & seats are completed online through the mobile responsive site. The site generates over 15.2 million annual page views from 2.4 million users.

Social Media

The social media goals for the 2019 season are threefold:

1. Increase awareness
2. Increase brand loyalty
3. Increase on-track attendance

The emphasis is not only on growing the size of our community, but the quality of the people and interactions. The feedback from our social media community is overwhelmingly positive, with people posting on both Facebook and Twitter how much they love Del Mar and how much they appreciate our efforts in the social space.

Facebook, which now has over 89,000 Del Mar fans within our community has proven to be an easy platform for us to grow and a natural space for us to be in as a result of our visual content. Our fans respond very favorably to the videos we share about concerts and big races, and regularly view and comment on our many photo albums. The content most often responded to involves celebrities, events, concerts and contests. However, some racing content also receives a significant response.

Twitter still has some room for growth, but despite being significantly smaller than our Facebook network, our 33,000 Twitter members are quite a bit more engaged. Twitter is best used as an engagement platform to provide customer service assistance and increase brand loyalty through one-on-one interactions. Much like Twitter followers, our Instagram followers are very engaged. Our 30,000 followers forwarded our photos as well as their own.

Media Summary

The Media Plan features a diversified media mix consisting of radio, print, online, outdoor and direct mail.

Radio	\$ 88,000
Print	\$ 17,000
Online	\$ 70,000
Outdoor	\$ 32,500
Direct Mail	\$ 50,000
Total	\$ 257,500

In addition to the cash media budget, DMTC negotiates barter deals with select media providers. In exchange for tickets, seating and parking privileges on days when inventory is available, DMTC receives free media. The Barter Program is expected to contribute an additional \$100,000 of media for the fall season.

Marketing Budget

The marketing budget for The Del Mar Fall Racing Festival is over \$734,000. This amount includes direct expenses attributed to Advertising, Promotions and Publicity but does not include payroll, administrative supplies and other overhead items.

The Marketing Budget is categorized as follows:

Advertising	\$ 494,300
Promotions	\$ 185,500
Publicity	\$ 48,600
Other	\$ 6,500
Total	\$ 734,900

- E. Describe any improvements to the physical facility in advance of the meeting that directly benefit:
1. Horsemen
 - The turf course from near the finish line and extending into the east turn received new sod, an amended growing profile and improved drainage to achieve more consistent footing throughout the running lanes.
 - Upgrade Paddock with rubber pavers and synthetic turf – completed in 2018. Continue rubber pavers horsewalk-to-track – on-going possibility.
 - Stable Kitchen renovation and upgrade - on-going.
 - Replacement of stairways, balconies and shed row posts in stable area living quarters (restricted area) – on-going.
 - Replacement of flooring, doors, locks, and window screens in living quarters (restricted area) – on-going.
 - Upgrade of morning workout lighting (restricted area) – completed 2019.
 - Repair of all stable area smoke detectors (restricted area) – on-going.
 - Replacement of water service to miscellaneous barns in stable area (restricted area) – on-going.
 - Backfill of all stable area stalls with decomposed granite (restricted area) – on-going.
 - Renovation of miscellaneous restrooms, tack rooms and living quarters in stable area (restricted area) – on-going.
 - Replacement of exterior electrical outlets and wall lights in stable area (restricted area) – on-going.
 - Clean and screen all stable area shed-drains and roadways due to rocks and debris (restricted area) – on-going.
 - Clean and dig-out all stable area wash racks and storm drain boxes (restricted area) – on-going.
 - Modification of fence, installation of new data, video and power conduit and new hedge at quarter chute of main dirt track (restricted area).
 - Renovate stable gate offices (restricted area).
 - Re-grading of main dirt track (restricted area).
 2. Fans
 - Boxes, seats and turf club refurbishment – on-going.
 - Replacement of television monitors with flat screen monitors throughout facility – on-going.
 - Installation of wireless technology throughout the facility to enhance the mobile app experience - on-going.
 - Paint, flooring and decorative panels throughout various areas of the grandstand – on-going.
 - Lighting replacement throughout grandstand – on-going.
 - Replacement of toilets and faucets throughout grandstand – on-going.
 - Enhancement of Hacienda Room to create new lounge area to attract younger patrons.
 - Creation of a new early bird and “bet all day” wagering area to cater to serious wagering patrons.
 - Creation of a new VIP area for use on large attendance days.

3. Facilities in the restricted areas – See 18 E-1

19. SCHEDULE OF CHARGES

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

Fall Meet 2019

***No changes from Fall 2018**

Admission	\$6.00 (\$3.00 with Diamond Club)
(includes official program)	\$25.00 (Season Pass-Sold pre-season through July 13)
*Reserved Seating	\$4.00 Thurs & Fri, \$6 Opening Day, \$8 Sat & \$6 Sun
Parking (general, single day)	\$10.00
*Parking (general, advance	
Discount book of 5)	\$25.00
Parking (Valet)	\$20.00
Programs (on-track)	Included with paid admission
Programs (off-track)	\$2.25

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

***No changes from Fall 2018 Season Boxes or Turf Club**

Season Turf Club Membership (2 persons, includes Summer and Fall meetings): **\$1,500.00**

Season Turf Club Membership (1 person, includes Summer and Fall meetings): **\$1,100.00**

***Daily Turf Club Admission (member guests):** **\$20.00**

***Daily Turf Club Admission (non-member):** **\$60.00**

Stretch Run & Clubhouse Season Box Seats: **\$85 - \$100 per seat**
Season Reserved Seat: **\$70.00**

C. Describe any “package” plans such as combined parking, admission and program:
Turf Club memberships include valet parking. All paid admissions include official programs.

20. JOCKEYS/DRIVERS’ QUARTERS

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

<input checked="" type="checkbox"/> Corners (lockers and cubicles)	How many	<input type="text" value="73"/>
<input checked="" type="checkbox"/> Showers	<input checked="" type="checkbox"/> Steam room, sauna or steam cabinets	<input checked="" type="checkbox"/> Lounge area
<input checked="" type="checkbox"/> Masseur	<input checked="" type="checkbox"/> Food/beverage service	<input checked="" type="checkbox"/> Certified platform scale

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

Includes a locker area (2), shower area, sauna area, lounge area, food and beverage service and a certified scale.

21. BACKSTRETCH EMPLOYEE HOUSING

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

- B. Number of rooms used for housing on the backstretch of the racetrack: **665**
- C. Number of restrooms available on the backstretch of the racetrack: **83**
- D. Estimated ratio of restroom facilities to the number of backstretch personnel:
17.5 workers to 1 restroom facility.

22. TRACK SAFETY

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

5.280

 feet.
- B. Describe the type of track surface at the facility, including the specific track surface composition:
The main track surface is a Dirt Running Surface. The surface consists of a 10" sandy loam on top of a layer of decomposed granite and 6" round perforated drain pipe on top of the existing dirt sub-base.
The turf course consists of GN-1 Bermuda grass sod with a growing medium consisting of 9" of silica sand mixed with peat and turf grids blended into the top 6". The most heavily used and worn sections of the turf course were renovated following the 2018 fall race meet. The turf course from near the finish line and extending into the east turn received new sod, an amended growing profile and improved drainage to achieve more consistent footing throughout the running lanes.
- C. **DIRT:**
The percent of cross slope in the straight-aways is: **2%**
The percent of cross slope in the center of the turns is: **5%**

TURF:
The percent of cross slope in the straight-aways is: **1.5%**
The percent of cross slope in the center of the turns is: **5%**
- D. Describe the type(s) of materials used for the inner and outer railings of the race course, the type of inner railing supports (i.e., metal gooseneck, wood 4" x 4" uprights, offset wood 4" x 4" supports, etc.), the coverings, if any, on the top of the inner railing, and the approximate height of the top of the inner railing from the level of the race course.
Main Track:
Fontana Inner rail: Aluminum. Outer rail: Galvanized Steel Tubing. Inner rail supports: Aluminum with 33" offset. Coverings: Fontana Safety panels. Approximate height of the top inner rail: 40".
Turf Track:
Inside running rail: Mawsafe pvc injection molded
Inside rail supports: Mawsafe pvc with 16" offset
Approx. height: 47"
Outside running rail of the turf course is the same as the inside rail.
Outside rail supports are the same as the inside rail supports.
Approximate height 47"
- E. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474: **Tom Robbins, Executive VP Racing**
- F. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474. **On File**

DEL MAR THOROUGHBRED CLUB - UNION CONTRACTS CURRENTLY IN NEGOTIATION

UNION	SIGNATORY ASSOCIATIONS	JOB CLASSIFICATION	CONTRACT DATES
Teamsters Local 495 Auto Park	Del Mar Thoroughbred Club Los Alamitos Race Course Los Angeles Turf Club, Incorporated Fairplex	Auto Park	July 2016 through July 2019 In Negotiations
Teamsters Local 495 Clockers/ Outriders	Del Mar Thoroughbred Club Los Alamitos Race Course Los Angeles Turf Club, Incorporated Fairplex	Clockers / Outriders	July 2016 through July 2019 In Negotiations
Teamsters Starters Local 495	Del Mar Thoroughbred Club Los Alamitos Race Course Los Angeles Turf Club, Incorporated Fairplex	Starters	July 2016 through July 2019 In Negotiations
Teamsters 495 Racing	Del Mar Thoroughbred Club Los Alamitos Race Course Los Angeles Turf Club, Incorporated Fairplex	Racing Officials	July 2016 through July 2019 In Negotiations
SEIU Local #280	Del Mar Thoroughbred Club Los Alamitos Race Course Los Angeles Turf Club, Incorporated Fairplex SCOTWINC	Mutuels	July 2018 through October 2019
SEIU #1877	Del Mar Thoroughbred Club Los Alamitos Race Course Los Angeles Turf Club, Incorporated Fairplex	Racing	May 1, 2017 - April 30, 2020

- G. If the association is requesting approval to implement alternate methodologies to the provisions of Article 3.5, Track Safety Standards, pursuant to CHRB Rule 1471, attach a Certificate of Insurance for liability insurance which will be in force for the duration of the meeting specified in Section 2. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of liability insurance. Additionally, the CHRB must be listed as additionally insured on the liability policy at a minimum amount of \$3 million per incident. The liability insurance certificate must be on file in the CHRB headquarters office prior to the conduct of any racing. **On File**

23. 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): **EXHIBIT 16**
- B. Attach each horsemen's agreement pursuant to CHRB Rule 2044.
 - **TOC Fall Meet Agreement – In Negotiations**
 - **CTT Fall Meet Agreement – In Negotiations**
- C. Attach an agreement to provide for race-day furosemide administration pursuant to CHRB Rule 1845. **ON FILE**
- D. 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**
- E. 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.**
- F. 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.

24. 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.

Thomas S. Robbins
Print Name


Signature

Executive Vice President Racing
Print Title

8/8/19
Date

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING
APPROVAL OF AN AGREEMENT, PURSUANT TO CHRB RULE 1581, RACING
SECRETARY TO ESTABLISH CONDITIONS, BETWEEN THE DEL MAR
THOROUGHBRED CLUB (DMTC) AND THE THOROUGHBRED OWNERS OF
CALIFORNIA (TOC), REGARDING ENTRY CONDITIONS AND SPECIFIED DRUG
SUBSTANCES OR MEDICATIONS TO BE IMPLEMENTED BY THE DMTC AT ITS
NOVEMBER 6, 2019 THROUGH DECEMBER , 2019 RACE MEETING AT THE
DEL MAR RACETRACK

Regular Board Meeting
September 19, 2019

ISSUE

CHRB Rule 1581, Racing Secretary to Establish conditions, allows the racing secretary to establish the conditions for any race run during the race meeting. In instances where the racing secretary wishes to set a condition based on a participating horse's use or non-use of a drug substance or medication, or the presence or lack of presence of a drug substance or medication, the association must first obtain approval from the Thoroughbred Owners of California and the Board. The Del Mar Thoroughbred Club (DMTC) desires to condition all races run at the Del Mar Racetrack to be run with reduced levels of furosemide (Lasix,) as well as requiring a 14-day stand down for all intra-articular injections.

BACKGROUND

Business and Professions Code section 19440 provides that the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of the Horse Racing Law. Responsibilities of the Board shall include, but not be limited to, adopting rules and regulations for the protection of the public and the control of horse racing and pari-mutuel wagering. Business and Profession Code section 19590 states the Board shall adopt rules governing, permitting, and regulating wagering on horse races under the system known as the pari-mutuel method of wagering. Business and Professions Code section 19562 provides that the Board may prescribe rules, regulations and conditions, consistent with the provisions of this chapter, under which all horse races with wagering on their results shall be conducted in California.

ANALYSIS

The Del Mar Thoroughbred Club's (DMTC) request to set conditions on a race is governed by CHRB Rule 1581. Rule 1581 states:

The racing secretary may establish the conditions for any race, the allowances or handicaps to be established or specific races, the procedures for the acceptance of entries and declarations, and such other conditions as are necessary to provide and conduct the association's race meeting. Any conditions that are based on a participating horse's use or non-use of a drug substance or medication, or the presence or lack of presence of a drug substance or medication in a biological test sample taken from a participating horse, shall be agreed to in advance in writing by the acknowledged horsemen's organization, which, in the case of Thoroughbreds, shall be the owner's organization, and approved by the Board before entries are taken for the race. If such conditions are based on the results of a biological test sample other than an official test sample collected by the CHRB, a description of the testing methods and procedures the racing association or fair will use to collect and analyze the biological test samples shall be submitted to the Board for approval. For purposes of this section biological test sample" refers to any biological sample, including but not limited to, blood, urine, hair, tissue, or saliva, that is taken from a horse.

The DMTC's proposed condition will reduce the maximum amount of furosemide (Lasix) to half of the current authorized level. CHRB Rule 1845, Authorized Bleeder Medication, subsection (f) currently allows up to 500 mg to be administered in consultation with the trainer, owner, and the furosemide veterinarian. This proposal will reduce the amount to 250 mg. Additionally, DMTC will impose a 14-day stand down for all intra-articular injections.

Pursuant to CHRB Rule 1581, any condition involving medication must be agreed to by the horsemen's organization, which in the case of thoroughbreds, is the Thoroughbred Owners of California (TOC).

RECOMMENDATION

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

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING
APPROVAL OF AN AGREEMENT, PURSUANT TO CHRB RULE 1581, RACING
SECRETARY TO ESTABLISH CONDITIONS, BETWEEN WATCH AND WAGER LLC
AND THE CALIFORNIA HARNESS HORSEMEN ASSOCIATION (CHHA),
REGARDING ENTRY CONDITIONS AND SPECIFIED DRUG SUBSTANCES OR
MEDICATIONS TO BE IMPLEMENTED BY WATCH AND WAGER LLC
AT THE CAL EXPO RACETRACK

Regular Board Meeting
September 19, 2019

ISSUE

CHRB Rule 1581, Racing Secretary to Establish conditions, allows the racing secretary to establish the conditions for any race run during the race meeting. In instances where the racing secretary wishes to set a condition based on a participating horse's use or non-use of a drug substance or medication, or the presence or lack of presence of a drug substance or medication, the association must first obtain approval from the California Harness Horsemen Association (CHHA) and the Board. Watch and Wager LLC desires to condition all races run at the Cal Expo Racetrack to be run with reduced levels of furosemide (Lasix).

BACKGROUND

Business and Professions Code section 19440 provides that the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of the Horse Racing Law. Responsibilities of the Board shall include, but not be limited to, adopting rules and regulations for the protection of the public and the control of horse racing and pari-mutuel wagering. Business and Profession Code section 19590 states the Board shall adopt rules governing, permitting, and regulating wagering on horse races under the system known as the pari-mutuel method of wagering. Business and Professions Code section 19562 provides that the Board may prescribe rules, regulations and conditions, consistent with the provisions of this chapter, under which all horse races with wagering on their results shall be conducted in California.

ANALYSIS

Watch and Wager's request to set conditions on a race is governed by CHRB Rule 1581. Rule 1581 states:

The racing secretary may establish the conditions for any race, the allowances or handicaps to be established or specific races, the procedures for the acceptance of entries and declarations, and such other conditions as are necessary to provide and conduct the association's race meeting. Any conditions that are based on a participating horse's use or non-use of a drug substance or

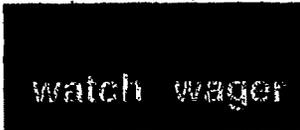
medication, or the presence or lack of presence of a drug substance or medication in a biological test sample taken from a participating horse, shall be agreed to in advance in writing by the acknowledged horsemen's organization, which, in the case of Thoroughbreds, shall be the owner's organization, and approved by the Board before entries are taken for the race. If such conditions are based on the results of a biological test sample other than an official test sample collected by the CHRB, a description of the testing methods and procedures the racing association or fair will use to collect and analyze the biological test samples shall be submitted to the Board for approval. For purposes of this section biological test sample" refers to any biological sample, including but not limited to, blood, urine, hair, tissue, or saliva, that is taken from a horse.

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

Pursuant to CHRB Rule 1581, any condition involving medication must be agreed to by the horsemen's organization, which in the case of standardbreds, is the California Harness Horsemen Association (CHHA). Watch and Wager and the CHHA have reached an agreement under CHRB Rule 1581.

RECOMMENDATION

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



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

Rick Baedeker
Executive Director
California Horse Racing Board

September 7, 2019

Dear Rick,

Watch and Wager and the California Harness Horseman's Association have reached an agreement under CHRB rule #1581. With approval of the California Horse Racing Board, we would like to cut in half the permissible dose of Lasix from 10cc's to a maximum limit of 5cc's. If approved, this agreement would cover both meetings with an end date of April 25th, 2020.

The agreement executed by the CHHA is also attached.

We thank the Board for consideration of our joint request.

Sincerely,

A handwritten signature in black ink, appearing to read "Chris Schick", written over a horizontal line.

Christopher J. Schick



CALIFORNIA HARNESS HORSEMEN'S ASSOCIATION

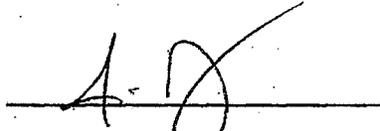
David Neumeister, President
Jimmy Perez, Executive Director

Chris,

The California Harness Horsemen's Association approve the change requested by Watch N Wager under CHRB rule #1581. We agree the amount of Lasix a horse may receive will be lowered from 10cc's to a maximum of 5cc's per race. This agreement is approved for the season beginning November 9th, 2019 and runs thru April 25th, 2020.

We respectfully request that the CHRB approve this agreement between the California Harness Horsemen's Association and Watch N Wager.

California Harness Horsemen's Association



Jimmy Perez, Executive Director

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING THE PROPOSED
AMENDMENT TO CHRB RULE 1467, PAYMASTER OF PURSES, TO DELETE THE
OPTION ALLOWING THOROUGHBRED HORSE OWNERS TO OPT OUT OF THE 0.3
PERCENT DEDUCTION TO THE CALIFORNIA RETIREMENT MANAGEMENT
ACCOUNT (CARMA), MAKING THE CARMA DEDUCTION MANDATORY.

Regular Board Meeting
September 19, 2019

BACKGROUND

In 2008, the California Horse Racing Board (CHRB or Board) amended Rule 1467, Paymaster of Purses, to require that the paymaster of purses deduct 0.3 percent of the net purse earned by any thoroughbred horse at a thoroughbred race meet or racing fair from the owner's account for deposit into the California Retirement Management Account (CARMA). The amendment also provided an option for owners to opt-out of the CARMA contribution requirement by completing form CHRB-206 (New 09/07) at each race meet where they did not wish to make the contribution.

At the January 2019 Regular Board meeting, the Board amended Rule 1467 to require that the paymaster of purses deduct 0.3 percent of the net purse earned by any thoroughbred horse at a thoroughbred race meet or racing fair from the jockey and trainers account for deposit into the California Retirement Management Account (CARMA). Similarly, the Board provided an option for trainers and jockeys to opt-out of the CARMA contribution requirement by completing form CHRB-206 (New 06/18) at each race meet where they did not wish to make the contribution.

CARMA is a 501(c)(3) non-profit organization founded in 2007 to raise money for retired racehorses. It is responsible for hosting fundraising events, educating owners and trainers on equine retirement, raising awareness and working to unify the racing industry in support of its equine athletes. Ways in which this is accomplished include facilitating the transition of racehorses off the track through its Placement Program and showcasing the breed's versatility as equestrian mounts at its Thoroughbred Classic Horse Show. CARMA manages a grant request process and since 2008 has awarded more than 3.2 million dollars to qualified retirement facilities caring for Thoroughbreds.

ANALYSIS

Business and Professions Code section 19420 states jurisdiction and supervision over meetings in California where horse races with wagering on their results are held, and over all persons or things having to do with the operation of such meetings, is vested in the Board. Business and Professions Code section 19440 provides that the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of the Horse Racing Law. Responsibilities of the Board include adopting rules and regulations for the protection of the public and the control of horse racing and pari-mutuel wagering.

This proposed amendment to Rule 1467, Paymaster of Purses, would delete the option allowing thoroughbred horse owners to opt out of the 0.3 percent deduction to the California Retirement Management Account (CARMA), making the CARMA deduction mandatory.

RECOMMENDATION

This item is presented for Board discussion and action.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 3. RACING ASSOCIATION
PROPOSED AMENDMENT OF
RULE 1467. PAYMASTER OF PURSES

Regular Board Meeting
September 19, 2019

1467. Paymaster of Purses.

(a) The association shall appoint a paymaster of purses who shall maintain records as the association and the Board direct. All records shall be separate from those of the Board and are subject to inspection by the Board at any time. The duties of the paymaster of purses or their assistants shall consist of the following:

(1) Maintain records which shall include the name, address, state or country of residence, social security number or federal identification number of each horse owner, trainer, driver, jockey or apprentice jockey participating at the race meeting who has funds due or on deposit in their horsemen's account.

(2) Keep jockey and driver accounts, receive their fees and disburse said fees to the proper claimants.

(3) Verify that the correct claiming price is on deposit with the association before any claim in a claiming race is accepted as official.

(4) Receive and disburse the purses and other awards of each race.

(5) Receive all stakes, entrance money, fines, purchase money in claiming races and other monies that properly come into the paymaster's possession.

(6) Accept money belonging to another association, provided the money is returned within five working days to that association.

(7) Disclose the Cal-bred awards to the respective breed agencies.

(8) Accept and file all required statements of partnerships, assignments of interest, lease agreements, and registrations of authorized agents.

(9) Disburse all monies to the entitled individuals, unless otherwise provided in this section, within 30 calendar days after the meet ends.

(10) Estimate escrow accounts and receive, maintain and disburse funds as directed by the Board.

(11) Deduct from the horse owner's account, and deposit into the account of the horse owner's trainer, 10 percent of the purse earned on any horse that finishes first, second or third at thoroughbred race meetings. Such payments shall be disbursed to the trainer and will be available at the office of the paymaster of purses no later than seven days after the race was conducted. Any amounts so paid shall be repaid to the paymaster forthwith by the trainer upon any order requiring redistribution.

(12) Deduct from the horse owner's account, and deposit into the account of the horse owner's trainer, 10 percent of the net purse earned on any horse that finishes first, second or third at quarter horse meetings. Such payments shall be disbursed to the trainer and will be available at the office of the paymaster of purses no later than seven days after the race was conducted. Any amounts so paid shall be repaid to the paymaster forthwith by the trainer upon any order requiring redistribution.

(b) For purposes of this regulation, "purse earned" or "net purse earned" means all amounts earned except in stakes races in which case "purse earned" or "net purse earned" means all amounts earned less any nomination, entry or starter fees paid by the owner.

(c) For purposes of subsections (a)(11) and (a)(12) above, horse owners may elect not to have 10 percent of the purse earned deducted from their account by filing with the paymaster of purses at each racing association at which the owner wishes it to be in effect, a form CHRB-134 (New 1/02), Notification of Exclusion To Trainer 10% Program, which is hereby incorporated by reference. The form CHRB-134 (New 1/02) is available at the office of the paymaster of purses at any race meeting.

(d) A form CHRB-134 (New 1/02) may be filed with the paymaster of purses at any time during a race meeting, and

(1) Shall apply to all horses owned in whole or in part by the owner,

(2) Shall be binding on all licensed owners with an interest in the horse or horses,

(3) Shall apply to all trainers employed by the owner, and

(4) Shall remain in force until written revocation is submitted to the paymaster at the race meeting at which the form CHRB-134 (New 1/02) was submitted.

(e) In addition to the duties in subsection (a), the paymaster of purses shall deduct from the horse owner's account 0.3 percent of the net purse earned by any thoroughbred horse at a thoroughbred racing association or Fair meeting, and shall deduct from the jockey's and trainer's accounts 0.3 percent of the purse money they earn from any race conducted at a thoroughbred racing association or Fair meeting. Such deductions shall be deposited into the California Retirement Management Account (CARMA), a charitable trust fund maintained by the CARMA not-for-profit organization, for distribution to California thoroughbred retirement/rehabilitation facilities, which provide livestock care and services to retired thoroughbred horses that competed in thoroughbred races in California.

(1) Thoroughbred ~~horse owners~~, jockeys, and trainers may elect not to have the 0.3 percent deducted from their purses by filing with the paymaster of purses at each racing association for each race meeting at which the ~~owners~~, jockeys, and trainers wish it to be in effect, a form CHRB-206 (Rev. 09/19 06/18), Notification of Exclusion of CARMA Contribution, which is hereby incorporated by reference. The form CHRB-206 (Rev. 09/19 06/18) is available at the office of the paymaster of purses at any race meeting.

(2) CARMA funds shall be distributed at least on an annual basis to retirement/rehabilitation facilities, as determined by the CARMA not-for-profit organization. Each such retirement/rehabilitation facility shall be:

- (A) A nonprofit corporation or organization.
- (B) Exempt or entitled to an exemption from federal or state income taxes.
- (C) Approved by the Board.

(3) The CARMA not-for-profit organization shall file with the Board within 90 days of the close of CARMA's fiscal year an audited financial statement of the CARMA trust fund account.

NOTE: Authority: Sections 19420, 19440 and 19562, Business and Professions Code.
Reference: Sections 19420, 19433, 19434, 19440 and 19562, Business and Professions Code.

State of California
**NOTIFICATION OF EXCLUSION
 OF CARMA CONTRIBUTION**
 CHRB 206 (Rev. 09/19 06/18)

California Horse Racing Board

To: Paymaster of Purses at _____
 (Name of Racetrack)

Pursuant to Rule 1467, Paymaster of Purses, the undersigned hereby notifies the paymaster of purses that he or she elects **NOT** to deduct:

1. From my owner's account for deposit into the California Retirement Management Account (CARMA), 0.3 percent of the net purse earned by any thoroughbred horse in which I have an interest.
2. From my jockey or trainer account, for deposit into the California Retirement Management Account (CARMA), 0.3 percent of the purse money I have earned from any thoroughbred race.

NAME AND CHRB LICENSE NUMBER

~~*Horse Owner or Stable Name and CHRB License Number~~

~~Jockey name and CHRB License Number~~

~~*Trainer name and CHRB License Number~~

~~*Note: If licensed as an owner and a trainer, print your name on the line for each license class.~~

CONTACT INFORMATION

Mailing Address:

Street Number _____

City _____

State _____

Zip Code _____

Contact Telephone Number: (____) _____

FAX No.: (____) _____ Email: _____

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING
THE PROPOSED AMENDMENT TO
CHRB RULE 1503. QUALIFICATIONS FOR LICENSE AS TRAINER OR ASSISTANT
TRAINER,
TO REQUIRE THAT INDIVIDUALS WHO HOLD AN ASSISTANT TRAINER LICENSE
IN GOOD STANDING, FOR AT LEAST ONE YEAR AS A
PERQUISITE FOR A TRAINERS LICENSE

Regular Board Meeting
September 19, 2019

ISSUE

Applicants for a CHRB license as trainer do not necessarily need on-track experience. Any person who can pass the trainer examination required under Rule 1503, Qualifications for License as Trainer or Assistant Trainer, pay the fee, and in the case of trainers, provide evidence that liability for worker's compensation has been secured in accordance with California's Labor Code, may obtain a CHRB trainer license. The proposed amendment to Rule 1503, Qualifications for License is intended to ensure that all candidates for license as trainer have on-track experience by requiring applicants who have never held a trainer license to first be licensed as an assistant trainer, and to work as an assistant trainer under a CHRB licensed trainer for at least one year.

ANALYSIS

The proposed amendment to Rule 1503 Changes the title of the regulation from "Qualifications for License as Trainer or Assistant Trainer" to "Qualifications for License as Assistant Trainer and Trainer." The change more accurately reflects the steps an applicant who has never held a trainer license must take to ultimately be licensed as trainer.

Currently, Rule 1503 requires applicants for license as trainer and assistant trainer to take the same CHRB trainer examination. The examination consists of written, oral and practical portions. The candidate for license as trainer or assistant trainer must pass each portion of the examination with a score of at least 80 percent. An applicant who fails any portion of the examination must wait one month, and then reapply to take the failed portion of the exam. The applicant does not have to retest for those portions of the exam he or she passed.

The proposed amendment to Rule 1503 will change the requirements for taking and for passing the trainer examination. A "first time" applicant who passes the test may no longer receive a trainer license. Instead, the applicant will receive a license as an assistant trainer. Failure to achieve 80 percent on any portion of the trainer test will mean the entire test must be retaken. The proposed amendment to Rule 1503 also extends the timeframes for retaking a test. The proposed amendment requires the applicant to wait

at least 90 days from the date of the failed exam to apply for re-examination, and the applicant must re-take the entire examination. An applicant who fails the trainer examination three times in a calendar year, may not reapply for at least one year from the date of the third failed exam.

New Licensee: Passing the trainer examination will not result in an applicant's ability to become a trainer. Instead, the proposed amendment provides that a person who has never held a trainer license must:

- (1) Pass the trainer examination;
- (1.) Hold a license as assistant trainer for one year; and
- (2.) Must work for a CHRB licensed trainer for one year.

The person who fulfills these requirements must then be recommended for licensing as a trainer by the stewards and by the trainer(s) who employed him or her as an assistant trainer.

The proposed amendment to Rule 1503 requires an assistant trainer to work for a CHRB licensed trainer in California for one year to gain eligibility for license as a trainer. The regulation, however, does not address the fact that there is no program to coordinate or encourage the employment of assistant trainers, nor are there provisions for a CHRB licensed assistant trainer who can demonstrate that he or she was unable to find employment.

Current Licensees: Applicants for trainer's license who currently hold a CHRB trainer or assistant trainer license, but are switching from harness to flat racing, or flat racing to harness will be subject to the appropriate trainer examination. In addition, persons who are already licensed in another racing jurisdiction as trainers or assistant trainers may be subject to any portion of the trainer examination as determined by the stewards. Current licensees will have the same constraints on retaking any failed examination. The candidate must wait 90 days to retake a failed exam, and one year if he or she fails the exam three times in a calendar year.

BACKGROUND

Business and Professions Code Section 19420 provides that 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, is vested in the California Horse Racing Board (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. Rule 1503, Qualifications for License as Trainer or Assistant Trainer, describes the requirements and license examination process for license as trainer or assistant trainer.

RECOMMENDATION

This item is presented for Board discussion and action.

CALIFORNIA HORSE RACING BOARD
 TITLE 4. CALIFORNIA CODE OF REGULATIONS
 ARTICLE 4. OCCUPATIONAL LICENSES
 PROPOSED AMENDMENT OF
 RULE 1503. QUALIFICATIONS FOR LICENSE AS TRAINER OR ASSISTANT
 TRAINER

Regular Board Meeting
 September 19, 2019

1503. Qualifications for License as Assistant Trainer ~~and Assistant Trainer~~.

(a) Except as otherwise provided under this article, an applicant for an original license as ~~trainer or assistant trainer~~ shall, prior to pass a trainers examination before issuance of a license, ~~An applicant shall:~~

~~_____ (1) P~~pass the written, oral and practical portions of the trainer examination as prescribed by the Board and administered by its agents.

~~(1b)~~ A score of 80% for each portion constitutes a passing grade for the trainer examination.

~~(2e)~~ An applicant who fails any ~~the written, practical or oral~~ portion of the trainer examination may not apply for reexamination for at least 90 days from the date of the failed examination, and take the failed portion after a period of at least one month, but not more than six months, from the date of the failed examination.

~~(3)~~ An applicant who fails the trainer examination three (3) times in a calendar year may not apply for reexamination for at least one year from the date of the third failed examination.

~~(1) An applicant who fails to apply for reexamination under subsection (c) must reapply for license as trainer or assistant trainer, and reexamine under subsections (a)~~

and ~~(b)~~.

~~(42) The trainer examination for license as trainer or assistant trainer shall be scheduled not less than once a month at a time and location designated by the Board.~~

(b) Except as otherwise provided under this article, an applicant for an original license as trainer shall:

(1) Hold a CHRB assistant trainer license in good standing for a minimum of one year prior to application for license as trainer.

(2) Have worked in this state as an assistant trainer in the employment of a CHRB licensed trainer for at least one year.

(3) Submit a California Horse Racing Board Trainer Recommendation Card, Form CHRB-59C (New 09/19) (CHRB-59C), which is hereby incorporated by reference. The CHRB-59C shall be signed by a steward and a CHRB-licensed trainer who is in good standing, and who has employed the applicant. An applicant who has been employed by more than one CHRB licensed trainer may submit multiple recommendation cards if he or she worked as an assistant trainer in this state for a total of at least one year. The CHRB-59C is available at CHRB licensing offices at live race meetings, and CHRB headquarters offices.

(i) By signing the CHRB-59C, the trainer certifies that the applicant worked for him or her as an assistant trainer, and satisfactorily performed the duties of an assistant trainer while under his or her employ. The trainer shall also include the length of time he or she employed the applicant as an assistant trainer on the recommendation card.

(ii) By signing the CHRB-59C, the steward certifies that the applicant has passed the written, practical, and oral portions of the trainer examination, and has maintained an

assistant trainer license for a minimum of one year in good standing.

(~~c~~) Notwithstanding the above, an applicant who is currently licensed by another racing jurisdiction as a trainer or assistant trainer, and has held the license for a minimum of one year in good standing, shall make an application for license as trainer or assistant trainer under Rules 1481 and 1483 of this division. The applicant shall appear before the Board of Stewards and they may subject him/her to any portion of the trainer examination described in subsection (a).

(1) An applicant who fails ~~either the written, practical or oral~~ to achieve a passing score of 80% on the portion(s) of the trainer examination administered under subsection (d) this subsection shall be subject to the provisions of subsections (a)(2) and (a)(3) of this regulation may reapply for reexamination and take the failed portion after a period of at least one month, but not more than six months, from the date of the failed examination.

~~(2) An applicant who fails to apply for reexamination under subsection (d)(1) must reapply for license as trainer or assistant trainer, and reexamine under subsections (a) and (b).~~

(~~e~~) An individual ~~who is~~ currently licensed as a trainer or assistant trainer who wishes to change his or her license from harness to other types of flat racing, or other types of flat racing to harness, is subject to the requirements examination under subsections (a) through (a)(3) of this regulation(~~b~~).

(1) An applicant who fails ~~either the written, practical, or oral portions of the trainer examination administered under subsection (e)~~ may reapply for reexamination and take the failed portion after a period of at least one month, but not more than six months, from the date of the failed examination.

~~(2) An applicant who fails to reapply for reexamination under subsection (e)(1) must reapply for change of license and reexamine under subsections (a) and (b).~~

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

Reference: Sections 19420, 19440, 19460 and 19510,
Business and Professions Code.

STATE OF CALIFORNIA
CALIFORNIA HORSE RACING BOARD
TRAINER RECOMMENDATION CARD
CHRB-59C (New 09/19)

CALIFORNIA HORSE RACING BOARD
Trainer Recommendation Card

This is to certify that _____ has satisfactorily
(name)

performed the duties of a licensed assistant trainer while under my employ for a period of _____

months, and I recommend that (he/she) be so licensed as a trainer.

Date

Trainer's Name & License Number

Trainer's Signature

Steward's Name & Signature

CALIFORNIA HORSE RACING BOARD

SEPTEMBER 19, 2019
REGULAR BOARD MEETING

There is no board package material for Item 10

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD
REGARDING THE PROPOSED ADDITION OF
CHRB RULE 1503.5, CONTINUING EDUCATION FOR
TRAINERS AND ASSISTANT TRAINERS,
TO REQUIRE CONTINUING EDUCATION AS A CONDITION OF
RENEWAL OF LICENSE FOR TRAINER AND ASSISTANT TRAINER

Regular Board Meeting
September 19, 2019

ISSUE

The Board requires first time applicants for license as trainer or assistant trainer to pass written, oral and practical examinations prior to issuance of license. Upon renewal of license, however, the applicant is only required to complete an application and pay a fee. The Board currently does not require trainers or assistant trainers to demonstrate that they have taken any actions to improve their level of horsemanship, or to keep abreast of equine medication, or health and safety issues. The proposed addition of Rule 1503.5, Continuing Education for Trainers and Assistant Trainers, will address the issue by requiring that applicants for renewal of a CHRB license as trainer or assistant trainer certify that they have completed a total of 12 hours of approved continuing education (ACE) coursework over the previous 36 month period.

ANALYSIS

Trainers' and assistant trainers' duties involve considerable responsibility, complexity and variety. They decide the day-to-day preparations needed to train a horse to run in a race. They manage the care, feeding and grooming regimen of the horse, as well as the horse's exercise and rest. In addition, trainers in large part make decisions regarding the medications and physical therapy treatments their horses receive. Ideally, trainers and assistant trainers work to run stables that are efficient, cost effective and successful, and they hire and train employees in the best practices. All of this requires that trainers and assistant trainers must be informed about changing theories in training methods, or discoveries regarding the physiological effects of exercise, or research regarding medications and its effects on the horses in their care. They must also be aware of issues that involve stable management and their employees. To ensure California's trainers and assistant trainers are keeping abreast of changes in their profession, the proposed addition of Rule 1503.5 requires that applicants for renewal of a CHRB license as trainer or assistant trainer certify that they have completed a total of 12 hours of ACE coursework over the previous 36-month period. The rule defines such coursework as instruction intended to foster competence in horsemanship, and which specifically promotes compliance with horse racing law and regulations, equine health, safety and welfare in racing, or promotes human safety and welfare. Under Rule 1503.5, the Board is required to keep a current posting of approved ACE courses on its website and at all CHRB offices. If a trainer or assistant trainer fails to keep adequate ACE coursework records, he or she

may be ineligible to renew a license and must complete the required education prior to renewal. If, however, the trainer or assistant trainer can demonstrate good cause for not having met the ACE requirements, the stewards may waive the requirements and authorize the renewal of license. The trainer or assistant trainer must then complete the ACE requirements within 12 months of renewal of license. Falsification of ACE coursework records will result in the issuance of fines and suspension or revocation of license. Applicants for renewal of a trainer or assistant trainer license who are not domiciled in California and who have had 12 or fewer starts in races other than stakes races in California may obtain an exemption from the ACE coursework requirements.

BACKGROUND

Business and Professions Code section 19420 provides that 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, is vested in the CHRB. Business and Professions Code section 19440 provides that the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of this chapter. Responsibilities of the Board shall include, but not be limited to, adopting rules and regulations for the protection of the public and the control of horse racing and pari-mutuel wagering. Business and Professions Code section 19460 provides that all licenses granted under this chapter are subject to all rules, regulations, and conditions prescribed by the Board. Business and Professions Code section 19520 provides that every person who participates in, or has anything to do with, the racing of horses, shall be licensed by the Board pursuant to rules and regulations that the Board may adopt

RECOMMENDATION

This item is presented for Board discussion and action.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 4. OCCUPATIONAL LICENSES
PROPOSED ADDITION OF
1503.5. CONTINUING EDUCATION FOR TRAINERS AND ASSISTANT TRAINERS

Regular Board Meeting
September 19, 2019

1503.5. Continuing Education for Trainers and Assistant Trainers

(a) Commencing January 1, 2021, an applicant for renewal of license as trainer or assistant trainer shall certify that during the preceding 36-month period, he or she has completed a total of 12 hours of approved continuing education (ACE) coursework.

(1) Certification of completion of ACE coursework shall be provided on the form CHRB-59a Certification of Approved Continuing Education (ACE) Coursework (New 09/19), which is hereby incorporated by reference. The CHRB-59a shall be submitted with the application for renewal of license.

(b) Licensees shall maintain records of completed ACE coursework for a period of four years from the date the course was completed and shall provide such records to the Board upon request. Records of ACE coursework may be in a form provided by an ACE course, meeting or conference, or shall be recorded on the form CHRB-242 Continuing Education Certificate of Attendance (New 9/19), which is hereby incorporated by reference. The CHRB-242 shall be available at all CHRB offices and on the Board's website. Any record of ACE coursework shall state at least:

- (1) The title of the ACE course, meeting or conference;
- (2) The date, location and provider of the ACE course, meeting or conference;
- (3) The number of continuing education hours earned.

(4) Failure to maintain or produce records of completed ACE coursework may, upon a determination by the stewards, result in the applicant's inability to renew a license as trainer or assistant trainer.

(c) The stewards shall fine and/or suspend or revoke the license of any applicant for renewal of license as trainer or assistant trainer who is found to have provided false certification of completed ACE coursework.

(d) The stewards may waive the ACE requirements for applicants for renewal of license as trainer or assistant trainer if:

(1) the trainer or assistant trainer is not domiciled in California, and has had twelve or fewer starts in races other than stakes races in California during the previous 36-month period, or

(2) for good cause conditioned upon the completion of the ACE requirements within a timeframe not to exceed 12 months from the date of renewal of license.

(3) Requests for ACE waivers shall be submitted to the Board of Stewards at the time of application for renewal of license on the form CHRB-59b Request for Waiver of Approved Continuing Education (ACE) Requirements (New 09/19), which is hereby incorporated by reference.

(4) Upon the stewards' verification of the CHRB Form 59b, waiver may be granted.

(5) Denial of a waiver will result in the applicant being ineligible for renewal of license until he or she has completed the requirements of subsection (a) of this regulation.

(e) A current listing of Board approved ACE courses shall be available at all CHRB offices and on the Board's website.

(1) If a licensee has completed ACE coursework, and the course is subsequently

removed from the listing of Board approved ACE courses, the ACE course completed by the licensee will satisfy the requirements under subsection (a) of this regulation.

(f) For the purposes of this regulation, ACE coursework means instruction intended to foster competence and knowledge in horsemanship, and which specifically promotes: compliance with California's horse racing law and regulations; equine health, safety, and welfare in racing; or ethics, human resource training, and the promotion of human safety and welfare.

Authority: Sections 19420, 19440, 19460 and 19520, Business and Professions Code.

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

State of California

CALIFORNIA HORSE RACING BOARD

CHRB License Number: _____

CHRB-59a (New-09/19)

CERTIFICATION OF APPROVED CONTINUING EDUCATION (ACE) COURSEWORK

I _____, certify that I have completed _____ hours of ACE

(NAME)

Coursework during the period of _____ through _____.

(DATE)

(DATE)

Per Rule 1503.5, applicants shall maintain records of completed ACE coursework for a period of four years from the date of completion, and shall provide such records to the Board upon request.

I hereby make application for license to be issued in accordance with the terms and provisions of the Rules and Regulations of the California Horse Racing Board. I certify under penalty of perjury that the statements and answers I have made in this application are true and correct.

(DATE)

(SIGNATURE)

INFORMATION PROVIDED ABOVE IS PUBLIC PURSUANT TO THE CALIFORNIA PUBLIC RECORDS ACT (Government Code section 6250 et seq.)

State of California

CALIFORNIA HORSE RACING BOARD

CHRB-59b (New-09/19)

CHRB License Number: _____

REQUEST FOR WAIVER OF APPROVED CONTINUING EDUCATION (ACE) REQUIREMENTS

I _____, certify that I am a resident of _____,
 (NAME) (CITY/STATE)

And have had twelve or fewer starts in California for the period of _____
 through _____.

List all starts in California over the previous 36-month period on the reverse of this form. Per Rule 1503.5, stakes races are not counted in the number of starts.

I hereby make application for license to be issued in accordance with the terms and provisions of the Rules and Regulations of the California Horse Racing Board. I certify under penalty of perjury that the statements and answers I have made in this application are true and correct.

_____ (DATE) _____ (SIGNATURE)

INFORMATION PROVIDED ABOVE IS PUBLIC PURSUANT TO THE CALIFORNIA PUBLIC RECORDS ACT (Government Code section 6250 et seq.)

List all California starts, including track & date, over the previous 36-months. Do NOT list stakes races.

- | | |
|----------|-----------|
| 1. _____ | 8. _____ |
| 2. _____ | 9. _____ |
| 3. _____ | 10. _____ |
| 4. _____ | 11. _____ |
| 5. _____ | 12. _____ |
| 6. _____ | 13. _____ |

Approve: _____ Disapprove: _____

(Steward's Signature and Date)

I hereby make application for license to be issued in accordance with the terms and provisions of the Rules and Regulations of the California Horse Racing Board. I certify under penalty of perjury that the statements and answers I have made in this application are true and correct.

INFORMATION PROVIDED ABOVE IS PUBLIC PURSUANT TO THE CALIFORNIA PUBLIC RECORDS ACT (Government Code section 6250 et seq.)

State of California
California Horse Racing Board
CHRB-242 (New 09/19)

CONTINUING EDUCATION CERTIFICATE OF ATTENDANCE

Meeting/Conference Title: _____

Date: _____ Location: _____

Provider: _____

Presentation/Topic: _____

Program Speaker(s) (If any): _____

Name of Licensee (Print): _____

CHRB License Number: _____

I certify that I attended the approved continuing education (ACE) coursework described above for a total of _____ continuing education hour(s).

Signature: _____ Date: _____

INSTRUCTIONS

Per Rule 1503.5, Continuing Education for Trainers and Assistant Trainers, licensees shall maintain records of completed ACE coursework for a period of four years from the date the course was completed and shall provide such records to the Board upon request. Individual licensees are responsible for the completeness and accuracy of their own ACE records. By signing this form you are certifying under penalty of perjury that the statements and answers you have made on this form are true and correct.

CALIFORNIA HORSE RACING BOARD

SEPTEMBER 19, 2019
REGULAR BOARD MEETING

There is no board package material for Item 12

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING
UNALLOCATED SOUTHERN CALIFORNIA RACE DATES,
INCLUDING QUARTER HORSE DATES

Regular Board Meeting
September 19, 2019

ISSUE:

At the August 22, 2019 regular meeting of the Board, Del Mar Thoroughbred Club (Del Mar), Los Angeles Turf Club (Santa Anita) and the Thoroughbred Owners of California (TOC) submitted an agreement on a proposed calendar for 2020 Southern California race dates ("the proposed calendar") as follows:

Santa Anita - December 18, 2019 through June 23, 2020
Los Angeles County Fair - June 24 through June 30, 2020*
Los Alamitos - July 1 through July 7 2020*
Del Mar - July 8 through September 8, 2020
Santa Anita - September 9 through October 27, 2020
Del Mar - October 28 through December 1, 2020
Los Angeles County Fair - December 2 through December 15, 2020*

Santa Anita plans to take off three (3) weeks of racing through the Winter/Spring race meeting. They note that during the Santa Anita Winter/Spring race meeting, Santa Anita plans to take off 12 days of racing. The actual days will be determined by Santa Anita based upon then-current circumstances. In the event circumstances do not warrant taking off all, or any, of the 12 days, Santa Anita will consult with the CHRB and upon approval, will conduct racing on the balance of the 12 days.

Los Alamitos Racing Association requested that it be allocated 2020 racing dates substantially similar to those it was awarded in 2019. The California Thoroughbred Trainers (CTT) also submitted a letter highlighting its considerations related to the allocation of race dates for 2020.

In addition to Del Mar, Santa Anita and TOC, the CTT and SEIU Local 280 also testified in support of the proposed calendar. The Board subsequently adopted the proposed calendar relative to all weeks except the four noted with an asterisk, above. In addition to those dates, the Board has yet to allocate dates for nighttime quarter horse racing in the south.

The Board has not allocated any dates for northern California, including daytime thoroughbred, racing fairs, and nighttime standardbred racing.

Stakeholder Proposals:

The California Authority of Racing Fairs (CARF) proposes the following 2020 Northern California race dates as follows:

Alameda County Fair/Pleasanton - June 19, 2020 through July 12, 2020
State Fair/ Cal Expo - July 17, 2020 through August 2, 2020
Humboldt County Fair/ Ferndale - August 20, 2020 through August 30, 2020
Note: August 20 - August 23 (un-overlapped)
August 28 - 30 (overlapped)
Big Fresno Fair/Fresno - October 8 2020 through October 18, 2020

The Sonoma County Fair strongly opposes CARF's proposed 2020 calendar and requests three weeks of racing for 2020:

The first two weeks would be with the Sonoma County Fair and the last week would be without a Fair. Dates of racing with the Fair would be from July 29-August 11 and then August 12 – 18 for the non-Fair racing dates. Live racing would run on July 30, 31, August 1 and 2, August 6-9 and then August 14- 16.

Watch and Wager LLC (WAW), operator of Cal Expo harness racing, requests the following 2020 Standardbred race dates to be run at Cal Expo:

December 26, 201 through May 3, 2020 (Winter/Spring meeting).
October 30, 2020 through December 24, 2020 (Fall meeting).

The request is consistent with WAW 2019 racing calendar. It is anticipated that racing will be conducted Friday and Saturday evenings during the proposed race dates.

RECOMMENDATION

This item is presented for discussion and action.
Staff recommends the Board hear from the Race Dates Committee.

Indicates day normally raced
Weeks counted by # of Sundays

SA WS	26
SA Autumn	7
Los Alamitos TB	1
LACF	3
DM Summer	8
DM Fall	5
DMS Import only	1
SA WS Import only	1

Total 52

SA WS*	104
SA Autumn	25
Los Alamitos TB	3
LACF	11
DM Summer	36
DM Fall	15

Total 194

*SA plans to take off 3 weeks worth of racing through the Winter/Spring meet

License Periods

SA - December 18, 2019 through June 23, 2020
LACF - June 24 through June 29, 2020
Los Al - July 1 through July 7, 2020
DMR - July 8 through September 8, 2020
SA - September 9 through October 27, 2020
DMR - October 28 through December 1, 2020
LACF - December 2 through December 15, 2020

Su	Mo	Tu	We	Th	Fr	Sa
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

Live Cards 4

Weeks 1

Su	Mo	Tu	We	Th	Fr	Sa
			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	

Live Cards 18

Weeks 4

Su	Mo	Tu	We	Th	Fr	Sa
					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						

Live Cards 19

Weeks 5

Su	Mo	Tu	We	Th	Fr	Sa
		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			

Live Cards 5 9

Weeks 1 3

Su	Mo	Tu	We	Th	Fr	Sa
						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

Live Cards 17

Weeks 4

Su	Mo	Tu	We	Th	Fr	Sa
	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				

Live Cards 3 12

Weeks 1 3

Su	Mo	Tu	We	Th	Fr	Sa
				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

Live Cards 1 16

Weeks 0 4

Su	Mo	Tu	We	Th	Fr	Sa
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				

Live Cards 17

Weeks 5

Su	Mo	Tu	We	Th	Fr	Sa
			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	

Live Cards 0 3 10

Weeks 1 1 2

Su	Mo	Tu	We	Th	Fr	Sa
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					

Live Cards 14

Weeks 5

Su	Mo	Tu	We	Th	Fr	Sa
			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		

Live Cards 17

Weeks 4

Su	Mo	Tu	We	Th	Fr	Sa
						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					

Live Cards 21

Weeks 5

Su	Mo	Tu	We	Th	Fr	Sa
		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		

Live Cards 8

Weeks 1 2

Assumptions SA WS - 4 cards a week with provision for canceling a minimum of 12 flex cards due to weather/inventory concerns; imports only 12/16 - 12/25/20

LACF - 3 cards a week in June, 4 cards a week in December

Los Al Summer - 3 cards a week in July

DMS - 5 cards a week except 4 during w/e 8/30; imports only 7/8 - 7/17/20

SA Autumn - 3 cards per week in Sept, 4 per week in October

DMF 3 cards a week except 4 during Thanksgiving holiday week



DATE: August 14, 2019

TO: California Horse Racing Board

COPY: California Racing Stakeholders

FROM: California Thoroughbred Trainers [CTT],
Alan F. Balch – Executive Director

SUBJECT: Development of 2020 Thoroughbred Racing Calendar

As requested by Executive Director Baedeker, here are considerations submitted by CTT for your review as to allocations of dates for 2020.

PRESIDENT
EOIN HARTY

NO CAL VICE PRESIDENT
GLORIA HALEY

SO CAL VICE PRESIDENT
TIM YAKTEEN

TREASURER
RAY BELL

SECRETARY
ANGIE CARMONA

BOARD OF DIRECTORS

RENE AMESCUA
RAY BELL
TIM BELLASIS
GLORIA HALEY
EOIN HARTY
SEAN MCCARTHY
EDDIE TRUMAN
TIM YAKTEEN

IN MEMORIAM

NOBLE THREEWITT
President & Director

EXECUTIVE STAFF

ALAN F. BALCH
Executive Director

BILL PATTERSON
No California Manager

ANGIE CARMONA
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 (Office)
(626) 446-0270 (Fax)
E-Mail: info@caltrainers.org

NO. CALIFORNIA - FIELD OFFICE
Golden Gate Fields
1100 Eastshore Highway
Berkeley, CA 94710
P.O. Box 6027
Berkeley, CA 94706
(510) 524-3081 (Office)
(510) 524-5280 (Fax)
E-Mail: nocactt@aol.com

www.caltrainers.org

1. We very much regret that the trainers' organization has not been involved in any informal or formal discussion of potential dates for 2020. Due to a scheduling problem, we were unable to attend the one open meeting we understand was held at Del Mar, chaired by Commissioner Auerbach with Commissioner Maas and other stakeholders in attendance. Nevertheless, we were informed a proposed schedule was circulated at that meeting, of which we received a copy; that most if not all other stakeholders apparently had already agreed to.
2. The foal crop is now at levels of the mid-1960s, when Santa Anita raced 11 weeks, and Hollywood Park raced 11 weeks, and Del Mar raced 7 weeks. There were no overlaps between north and south in California except during the summer Fair season. The trainers are acutely aware of the pressure on the horse population in California due to a year-around calendar, north and south, with a foal crop that is less than half of what it was when the calendar was expanded to approximately its present format in the early 1980s. We believe that if the industry is serious about its commitment to horse welfare, that commitment must be recognized in the allocation of racing dates.
3. It is inappropriate to have excluded any stakeholder from serious private discussions resulting in recommendations to the California Horse Racing Board. Individual stakeholders should have their own private discussions with each other, of course, but the intentional exclusion of CTT from discussions when all or most others are invited is puzzling and counter-productive. Trainers, after all, are the "absolute insurers" of the racing condition of our horse population, and are bearing a greater burden than ever before in the media/public eye, from associations, and from regulators.
4. We recognize the economic pressure faced by racing associations and owners. We share it! Isn't it therefore incumbent upon us all to share the decision-making process as to the racing schedule?

California Horse Racing Board

August 14, 2019

Page 2

5. As we have stated repeatedly in the past, the California racing schedule should be considered as a whole, not separately as to north and south. After all, one ownership entity controls both Golden Gate Fields and Santa Anita. Horses are shipping to race from their bases, at whatever location, to race elsewhere more than ever before. We believe there must be much greater synergy between those two schedules, particularly as to turf racing opportunities beginning in April, and coordination of racing programs.
6. Here are the givens in the racing calendar, as far as we're concerned: first, Del Mar's seasons of 7 weeks in the summer and 4 weeks in the fall must be preserved. Those two meets are now the peak of our state's racing program. Second, the annual calendars both north and south should begin the day after Christmas, continuing a commencement date on which California's nationwide prominence depends. From that point forward, however, through the late December holiday period on to July, we simply must become more creative and sensible about racing weeks and numbers of racing days, and races, per week.
7. We do not believe that a calendar of six uninterrupted ****months**** of racing at Santa Anita can easily or properly be sustained, especially if followed by another six or seven uninterrupted weeks of Santa Anita racing in September/October/November. There is too much uninterrupted racing at Santa Anita, and "simulcast" interruptions of four days on only three occasions during the entire year is not enough. We need to consider not only the economic consequences of more sustained "breaks," but also the consequences as to horse welfare if we do not have such breaks, not to mention the near-constant pounding of the turf course and track surfaces at Santa Anita. We need to have serious soul-searching as to Santa Anita's stakes, overnight, and turf programs throughout the year, with input from the trainers as well as the owners and the other associations.
8. The economic consequences of longer or different breaks need to be better understood, as to association profitability, purse generation, and funding of industry programs; we have not been included in any such discussions.
9. Indirectly, we have been advised that Del Mar is unwilling or unable to operate a race meeting in the spring. This possibility should be re-visited and better understood to see if the obstacles/problems as to such a meeting can be resolved, either in 2020 or the future.
10. The obvious drawback to scheduling racing weeks at Los Alamitos is the absence of a turf course. However, with proper advance consideration of timing, any weeks awarded there would seem to be an ideal opportunity to expand turf racing at Golden Gate, and perhaps even to add days at Golden Gate during weeks when Santa Anita might be dark.

California Horse Racing Board

August 14, 2019

Page 3

11. Although not strictly related to scheduling racing weeks, racing's leadership should look to traditional purse distribution as inhibiting current field size, given the much-reduced horse population. If economic factors require more racing weeks than the historic foal crops would indicate, then we need to consider seriously altering purse distribution to provide economic incentives for more participation. When greater than 80% of purses are won by fewer than 20% of connections, it's obvious that that economic model cannot be sustained in the present situation. And a robust program of overnights is critical to generating stakes purses.

12. Finally, bear in mind that the many holiday periods from December through July could potentially be exploited to give differing race schedules/meetings special and separate identities: the obvious holiday period from Christmas through New Year's Day weekend can sustain more racing days; mid-January where the Martin Luther King holiday results in a three-day weekend; President's Day weekend in February; Memorial Day weekend in May; Fourth of July week. The greater likelihood of inclement weather in January through February should be a consideration in the southern schedule, where Golden Gate has the advantage of its synthetic all-weather main track. While there is something to be said for a steady schedule of three- or four-day racing weeks, to be sure, it's possible to envision an entirely new approach of more racing days within specific periods, followed by only weekend racing, or even some lengthier breaks. Such "alternative schedules" should be considered for reasons of both relief to the horse population and marketing opportunities to refresh public interest. From a public perception or media standpoint, more short race meetings (each with an individual identity) within the extended period of December through July ought to be considered seriously, especially based on coordination between Santa Anita and Golden Gate Fields.

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING
ALLOCATION OF 2020 NORTHERN CALIFORNIA RACE DATES,
INCLUDING HARNESS RACE DATES

Regular Board Meeting
September 19, 2019

ISSUE:

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Santa Anita plans to take off three (3) weeks of racing through the Winter/Spring race meeting. They note that during the Santa Anita Winter/Spring race meeting, Santa Anita plans to take off 12 days of racing. The actual days will be determined by Santa Anita based upon then-current circumstances. In the event circumstances do not warrant taking off all, or any, of the 12 days, Santa Anita will consult with the CHRB and upon approval, will conduct racing on the balance of the 12 days.

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The request is consistent with WAW 2019 racing calendar. It is anticipated that racing will be conducted Friday and Saturday evenings during the proposed race dates.

RECOMMENDATION

This item is presented for discussion and action.
 Staff recommends the Board hear from the Race Dates Committee.

Proposed Northern California Race Dates DRAFT

2019

Updated 6-28-19

December						
S	M	T	W	T	F	S
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				

Race days subject to change

Pleasanton
Sacramento
Farmdale (Unoverlapped)
Farmdale (Overlapped)
Fresno

2020

January						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

February						
S	M	T	W	T	F	S
						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

March						
S	M	T	W	T	F	S
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						
S	M	T	W	T	F	S
31			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				

May						
S	M	T	W	T	F	S
					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

June						
S	M	T	W	T	F	S
	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						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
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July 31, 2019

Mr. Rick Baedeker, Executive Director
California Horse Racing Board
1010 Hurley Way
Sacramento, CA 95825

Dear Mr. Baedeker,

As tomorrow is opening day of our race meet and Fair I am unable to attend the meeting in Del Mar. However I would like to officially present our dates request for 2020.

We are requesting three weeks of racing for 2020. The first two weeks would be with the Sonoma County Fair and the last week would be without a Fair. Dates of racing with the Fair would be from July 29-August 11 and then August 12 – 18 for the non-Fair racing dates. Live racing would run on July 30 , 31, August 1 and 2 , August 6-9 and then August 14- 16.

I understand there is a proposal from CARF to push Fairs farther into the summer which would push the Sonoma County Fair into the school year. This would be devastating for our Fair, our FFA and 4-H programs and our Fair guests. As such we do not support the moving of the race dates for the Fair racing circuit. Our school year in 2020 is scheduled to start on August 12.

I appreciate your presenting this at the meeting tomorrow and look forward to the Dates Committee meeting to have an opportunity to discuss our concerns.

Best Regards,

Rebecca Bartling
Chief Executive Officer
Sonoma County Fair/ Wine County Racing

Jaqueline Wagner
Assistant Executive Director
California Horse Racing Board
1010 Hurley Avenue #210
Sacramento, CA 95825

Re: 2020 Harness Racing Dates Allocation Request

Dear Jackie,

Watch and Wager LLC operator of Cal Expo harness racing would like to request the following 2020 standardbred race dates to be races at Cal Expo. Our split meet date request is consistent with our 2019 racing calendar.

December 26th, 2019 through May 3rd, 2020 for the Winter/ Spring meeting.
October 30th, 2020 through December 24th, 2020 for the Fall meeting.

It is anticipated that racing will be conducted Friday and Saturday evenings during the proposed allocated periods.

We thank the Board for their consideration of our request.

Sincerely,

Christopher J. Schick

CALIFORNIA HORSE RACING BOARD

SEPTEMBER 19, 2019
REGULAR BOARD MEETING

There is no board package material for Item 15