

STATE OF CALIFORNIA

HORSE RACING BOARD

In the Matter of:)

)

Regular Meeting)

)

DEL MAR HILTON

15575 JIMMY DURANTE BOULEVARD

DEL MAR, CA

THURSDAY, JULY 14, 2022

9:30 A.M.

Reported by:

Elise Hicks

APPEARANCES

BOARD MEMBERS

Gregory Ferraro, Chairman

Oscar Gonzales, Vice Chair

Brenda Washington Davis, Commissioner

Thomas Hudnut, Commissioner

STAFF

Scott Chaney, Executive Director

Cynthia Alameda, Assistant Executive Director

Robert Brodnik, Chief Counsel

Amanda Brown, Staff Counsel

Amanda Drummond, Policy, Regulations, and Administrative Hearings Manager

Shawn Loehr, Chief of Licensing and Enforcement

Darrel McHargue, Chief Steward

Tim Grande, Chief Official Veterinarian

Francisco Gonzales, Audit Supervisor

Zachary Voss, Regulation Analyst

Mike Marten, Public Information Officer

ALSO PRESENT

Eric Sindler, Golden Gate Fields

Bill Rizzuto, Special Counsel, Golden Gate Fields

Larry Swartzlander, California Authority of Racing Fairs

James Morgan, Humboldt County Fair

Becky Bartling, Sonoma County Fair

APPEARANCES

ALSO PRESENT (cont.)

Doug Burge, Calif Thoroughbred Breeders Association

Michael Machowsky, Fasig-Tipton Company, Inc.

PUBLIC COMMENT

Ellen Ericksen

Bonnie Croker

Heather Wilson

Wayne Johnson

Lynn Freudenberg

Martha Sullivan

Ashley Lewis

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13. 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. 85
- A. The Board may convene a Closed Session to confer with and receive advice from its legal counsel regarding the pending litigation described in the attachment to this agenda captioned "Pending Litigation," and as authorized by Government Code section 11126(e).
- B. The Board may convene a Closed Session to confer with and receive advice from its legal counsel regarding the pending administrative licensing or disciplinary matters described in the attachment to this agenda captioned "Pending Administrative Adjudications," as authorized by Government Code section 11126(e).

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- C. The Board may convene a Closed Session for the purposes of considering personnel matters as authorized by Government Code section 11126(a).

Adjournment

85

1
2 P R O C E E D I N G S

3 9:33 A.M.

4 THURSDAY, JULY 14, 2022

5 CHAIR FERRARO: Ladies and gentlemen, this meeting
6 of the California Horse Racing Board will please come to
7 order.

8 This is a regular noticed meeting of the
9 California Horse Racing Board conducted on Thursday, July
10 14th, 2022, at the Del Mar Hilton in Del Mar, California.

11 Present at today's meeting are: myself, Dr.
12 Gregory Ferraro, Chair; also, Oscar Gonzales, Vice Chair;
13 Brenda Washington Davis, Commissioner; Thomas Hudnut,
14 Commissioner; and Scott Chaney, Executive Director.
15 Commissioners Wendy Mitchell, Dennis Alfieri, Damascus
16 Castellanos are not able to join us today.

17 Before we go into the business of the meeting, I
18 need to make a few comments.

19 The Board invites public comment on matters
20 appearing on the meeting agenda. Procedurally, the Board
21 will first hear from those directly involved in the agenda
22 item. I will then invite public comment on the agenda
23 item's content. The Board will not answer questions. This
24 item is for comments on the agenda item only.

25 Unsolicited speakers are limited to two minutes

1 each. During all public comments a sign will be raised
2 after the first 90 seconds, meaning the speaker will have 30
3 seconds remaining to conclude their remarks. At two minutes
4 a second sign will be raised to indicate the speaker's time
5 is up. The Board may ask questions of individuals who speak
6 which may extend their two-minute time limit.

7 There are public comment sign-in sheets located on
8 a table near the entrance for each agenda item on which the
9 Board invites comments. There is also a sign-in sheet for
10 those wishing to speak during the public comment period for
11 matters not on the Board's agenda if it concerns horse
12 racing in California. Please print your name legibly on all
13 sign-in sheets.

14 When a matter is open for public comment, your
15 name will be called. Please come to the podium and
16 introduce yourself by stating your name and organization.
17 This is necessary for the court reporter to have a clear
18 record of all who speak. When your two minutes are up, I'll
19 ask you to return to your seat so others can be heard.

20 I insist that all speakers stay strictly on topic
21 for each agenda item. If a speaker strays off topic, I will
22 ask to move to the next speaker. If a speaker repeats
23 themselves, I will ask if the speaker has any new comments
24 to make. If there are none, the speaker will be asked to
25 let others make comments to the Board.

1 If anyone has comments of a more general nature
2 that are not specific to earlier agenda items, those
3 comments must wait until agenda item number 12, Public
4 Comment. There will be a 30-minute time limit for public
5 comment. In order to allow as many individuals to speak as
6 possible within that half-hour, I will strictly enforce the
7 two-minute time limit for each unsolicited speaker.

8 And with that, we will begin with the approval of
9 the minutes of June 16th, 2022.

10 Do I have a motion for approval?

11 COMMISSIONER DAVIS: Davis moves.

12 COMMISSIONER HUDNUT: Second. Hudnut.

13 CHAIR FERRARO: Do we have any public comment on
14 the minutes from last time?

15 EXECUTIVE DIRECTOR CHANEY: No public comment.

16 CHAIR FERRARO: No public comment.

17 Commissioner Davis?

18 COMMISSIONER DAVIS: Yes.

19 CHAIR FERRARO: Commissioner Gonzales?

20 VICE CHAIR GONZALES: Yes.

21 CHAIR FERRARO: Commissioner Hudnut?

22 COMMISSIONER HUDNUT: Yes.

23 CHAIR FERRARO: And the motion is approved.

24 Next is a report from the Medication, Safety, and
25 Welfare Committee meeting yesterday.

1 I have some notes here. Well, Commissioner Hudnut
2 and I convened a meeting yesterday of the Medication,
3 Safety, and Welfare Committee. This was a very important
4 meeting because we introduced several items aimed directly
5 at protecting racehorses and, by extension, their riders.

6 The purpose of this meeting was to address matters
7 that have come to our attention in recent years. We have
8 greatly reduced catastrophic injuries. And these items
9 represent another step in that direction.

10 Dr. Tim Grande, our Chief Official Veterinarian,
11 commented on our successful efforts to reduce injuries
12 overall and recommended that the next phase should be
13 focusing on horses with particular profiles that research
14 indicates are at greater risk of injury. Several proposed
15 regulatory amendments would do just that by focusing on more
16 thorough examinations and the reporting on certain
17 examinations.

18 Proposed changes to Rule 1846, Racing Soundness
19 Examination, which must be performed not later than two
20 hours before a race, include detailed procedures that must
21 take place and be performed by a regulatory veterinarian.
22 The trainer or a knowledgeable representative of the trainer
23 must be present for this examination. The results of these
24 examinations must be entered -- entered into InCompass
25 Track Management system.

1 Rule 1846.1 requires the submission of 30 days of
2 veterinary records for horses that have not been stabled at
3 facilities under CHRB jurisdiction in the last 30 days
4 before a race or before working for removal from the Vet's
5 List. And we would require further submission of those
6 records within 24 hours of approval before any scheduled
7 race or workout.

8 Rule 1846.2, a Horse Training Soundness
9 Examinations, under this proposal, any horse that has not
10 raced or had a recording work in 90 days would be subject to
11 examination by both a regulatory veterinarian and attending
12 veterinarian. Those horses must be reexamined 30 days after
13 that initial exam again by both the regulatory veterinarian
14 and the attending veterinarian.

15 Under Rule 1856.3 [sic], prior to those training
16 soundness examinations the trainer must submit 60 days of
17 veterinary records at least 24 hours prior to those
18 examinations.

19 Another item dealt with the consideration of
20 potential regulation that would limit the accumulation of
21 high-speed furlongs. Alan Bach with the California
22 Thoroughbred Trainers said limitations based on sound
23 research would be welcome, provided certain matters are
24 dealt with, including subsidies for required diagnostic
25 imaging. "What is a high-speed furlong and who makes that

1 determination," he asked?

2 Dr. Dionne Benson with the Stronach organization
3 stressed that any rule should be adopted nationally because
4 of HISA and not limited to California.

5 Dr. Grande pointed to training disparities within
6 California, such as differences in training surfaces, and
7 the different styles of horses. And he considers the length
8 of time a horse has been in training to be a critical
9 factor.

10 I suggested at the Racing Review Panel to help
11 some solve of these issues by analyzing horses on an
12 individual basis. Dr. Benson agreed that the panel could
13 review veterinary, racing, and training records and focus
14 solely on exceeding set of -- a set of number of high-speed
15 works.

16 Commissioner Hudnut pointed to differences in
17 training methods that would make the introduction and
18 enforcement of such a rule very difficult. It became clear
19 from this discussion that we need to study this matter more.

20 Next we discussed the potential regulation that
21 would limit the number of interarticular injections to a
22 single joint within a certain timeframe and require
23 diagnostics in advance of those injections. Dr. Grande
24 agreed this would be appropriate, as did Dr. Benson, though
25 again she stressed that it should be done nationally and not

1 just in California.

2 Scott Chaney said California should not wait for
3 national rules on high-speed furlongs and multiple
4 injections, as Dr. Benson suggested, though he would
5 encourage other jurisdictions to follow California's lead.

6 I personally believe that if a joint is injected
7 three times within a 60-day period and hasn't solved the
8 problem, they need to try a different approach. However,
9 writing this rule would be difficult. We need to start by
10 writing a draft rule and discuss it further.

11 Last, we discussed the potential regulation that
12 would require associations to install video surveillance in
13 the stable area, as Santa Anita has done to great effect.
14 Scott said additional systems would be very helpful to the
15 enforcement of our rules. He recommends beginning
16 discussions with stakeholders.

17 Josh Rubenstein said Del Mar executives have had
18 preliminary discussions with the 22nd Agricultural District,
19 owner of the property, and those discussions will continue
20 regarding this matter.

21 Commissioner Hudnut questioned whether such a
22 requirement should be imposed on fairs with short meets. I
23 suggested that any rule could be introduced on a track-by-
24 track basis. Scott Chaney said he will be in contact with
25 all tracks on this issue.

1 And just to summarize and clarify, there were
2 there major things we're looking at, the long bone fractures
3 of the shoulder and tibia have arisen as a problem, and
4 we're trying to address that with this item we'll go into in
5 our next agenda item.

6 Secondly, too many high-speed furlongs research
7 indicates that that sets up horses for a risk for injury, so
8 we need to look at that.

9 And finally, the interarticular injections,
10 multiple injections, without continued diagnostics is an
11 issue that we -- that we're concerned about.

12 So with that, I'll open it up to comments from the
13 Board.

14 COMMISSIONER HUDNUT: No. That was a good
15 summary. Thank you, Mr. Chair.

16 EXECUTIVE DIRECTOR CHANEY: You don't have to take
17 public comment.

18 CHAIR FERRARO: Okay. We're not taking public
19 comments on this item because we took them yesterday, so we
20 will -- we really don't require a vote on this, do we?

21 EXECUTIVE DIRECTOR CHANEY: No, we don't.

22 CHAIR FERRARO: No.

23 So we'll move on to item, discussion and
24 consideration to amend Rule 1420, Definitions, Rule 1846,
25 Racing Soundness Examination, and Rule 1846.1, Veterinary

1 Records for Horses Shipping into an Inclosure to Race, and
2 add Rule 1846.2, Training Soundness Examination, and Rule
3 1846.3, Veterinary and Training Records for Horses Requiring
4 Training Soundness Examinations, to address large bone
5 injuries occurring after extended periods between a recorded
6 work or race, and to align with HISA regulations.

7 Amanda --

8 MS. BROWN: Good morning, Commissioners.

9 CHAIR FERRARO: -- you're first.

10 MS. BROWN: Amanda Brown, Staff Counsel. I just
11 wanted to add some additional context.

12 We had a question yesterday regarding timing for
13 public comment. So assuming this rule is approved today by
14 the Board, we estimate mid-October will be the date that
15 will open the 45-day public comment period.

16 EXECUTIVE DIRECTOR CHANEY: If I may, Mr.
17 Chairman?

18 Staff also recommends two changes to what is
19 currently published in the packet.

20 One is an error that we noticed that Dr. Grande
21 pointed out. It is in 1846.3, which is Veterinary and
22 Training Records for Horses Requiring Training Soundness
23 Examinations. Under (a) (2), we would suggest to the Board
24 that the 60-day -- or the 30-day requirement should be 60
25 days, instead, to match up with the rest of the regulations

1 that we're proposing, so that's 1846.3(a)(2) should say,
2 "60" rather than "40."

3 And then we also recommend, based on the
4 Committee's input yesterday, that we add to 1846.2, which is
5 a new regulation, Training Soundness Examinations, a (j),
6 which would be a brand new letter, obviously following (i)
7 at the end, (j) would say,

8 "All two-year-old horses who have never raced and never
9 had a recorded work are exempt from all training
10 soundness examinations required by a regulatory
11 veterinarian, pursuant to this section. All training
12 soundness examinations required by the attending
13 veterinarian, pursuant to this section, shall be
14 required."

15 So if the Board decides to send it out, we
16 recommend those two changes, should the Board so desire.

17 CHAIR FERRARO: Just to clarify, this particular
18 regulation is directed at, again, long bone fractures of the
19 shoulder and tibia. Horses that succumb to these injuries
20 have a typical profile which we've identified. This
21 particular regulation would address that profile and require
22 examinations at specific times in order to prevent serious
23 injury.

24 Well, I think, Dr. Grande, would you like to
25 address this?

1 DR. GRANDE: Good morning. Tim Grande, CHRB Chief
2 Official Veterinarian.

3 Long bone fractures related to stress-induced
4 injuries have become proportionately more prominent in the
5 face of our decreased fatality numbers overall. These
6 injuries often develop in the humerus, scapula, tibia, and
7 pelvic bones and are often associated with a return from a
8 layup and a too-fast/too-soon training regimen.

9 The common profile for cases is a horse taken out
10 of race training for a different issue and having three
11 months or greater layup period. Such horses appear to be
12 vulnerable to fracture in roughly a two- to eight-week
13 period upon return to training. Many injuries acutely occur
14 during routine gallops, though, in some cases horses do have
15 recorded workouts.

16 The pathogenesis of these injuries is related to
17 decreased bone density as a result of disuse during the
18 layup period. The skeletal apparatus of racehorses
19 undergoes extensive adaptive remodeling during race
20 training. And this process is reversed during the layup
21 from lack of stimulus.

22 The progression to catastrophic failure is
23 accelerated by quick return to speed training before the
24 adaptive remodeling has recommenced. The repair of
25 microdamage from overloading too soon propagates the problem

1 by removing bone and causing further weakening.

2 Subsequently, loading of the bone, even below typical
3 physiological limits, is enough to produce further damage
4 and/or fracture.

5 As part of the strategy to reduce these specific
6 type of injuries, we're proposing regulation that requires
7 targeted examinations of horses at critical time points
8 during their return to training. Such examinations will:
9 one, help identify the often subtle and transient clinical
10 signs associated with these injuries; two, provide the
11 regulatory veterinarian an opportunity to require a
12 diagnostic workup; three, establish a health record on
13 horses on the grounds prior to the onset of high-speed work;
14 and four, also improve the awareness and incidents and
15 pathogenesis of these injuries amongst horsemen.

16 In addition, we're proposing the required
17 submission of veterinary and training records during the
18 layup period, again, to help identify horses at risk and
19 build historical records for data collection purposes.

20 CHAIR FERRARO: Questions from the Board?
21 Comments?

22 Thank you, Tim.

23 Okay, we have some public comments here. Let's
24 start with Ellen Ericksen.

25 MS. ERICKSEN: Do you want me here? Good morning,

1 Board Members. My name is Ellen Ericksen. I'm an activist
2 and an advocate for horses.

3 The Board is considering amending its rules to
4 provide more veterinarian examinations and checks before a
5 horse returns to workouts or racing after an absence of at
6 least 90 days toward preventing large bone fractures.

7 A review of the 32 racehorse fatalities reported
8 by the Board so far in 2022 shows that 3 of them might have
9 been addressed by these proposed changes, and 2 involve
10 trainers that the CHRB has filed complaints against this
11 year.

12 Magnolia, trained by Simon Kavanagh, died after
13 training on April 25th at Santa Anita of a humerus fracture,
14 and had last raced August 1st in Del Mar. No earlier
15 workouts on her Equibase profile.

16 Bet on Mookie, trained by Ruben Alvarado during
17 the period, CHRB says Pete Miller was performing training
18 duties, died after training on February 17th at San Luis Rey
19 of a humerus fracture, and last raced August 7th at Del Mar.
20 No earlier workouts on Equibase.

21 Quarter Horse, See You at Front, trained Jaime
22 Gomez, died after training on March 23rd at Los Al of a
23 metacarpal fracture. This two-year-old colt was unrated and
24 had no recorded workouts on the *DRF* or Cal Racing.

25 Does the proposed rule apply to Quarter Horses and

1 Standardbreds who aren't covered by HISA?

2 My point is that, once more, this Board is
3 rearranging the deck chairs on a sinking Titanic, a sport,
4 which you yourselves report has over one dead athlete per
5 week in just one state. No legitimate sport would tolerate
6 this abuse.

7 Thank you.

8 CHAIR FERRARO: Thank you. Bonnie Croker?

9 MS. CROKER: Good morning. I am Bonnie Croker.
10 Pleased to be here and thanks for this opportunity to speak.

11 Regarding soundness exams to address large bone
12 injuries occurring after extended periods between a workout
13 or race, I'm asking you to consider some things.

14 There have been many accidents in which horses
15 have suffered musculoskeletal trauma. But because these
16 injuries were not sustained during a race or a workout or
17 after an extended period between the same, they may not have
18 received the evaluation that they deserved.

19 For example, recently there were two such
20 accidents in which horses suffered large bone fractures.
21 These were young horses who had never been raced.

22 On 05/27/22 at Los Alamitos a three-year-old filly
23 named Urban Dance suffered a shoulder fracture in the barn
24 area.

25 On 05/20/22 at Golden Gate Fields a two-year-old

1 filly named Honey Dew suffered a fractured tibia in her
2 stall.

3 My point is that the proposals in this agenda item
4 are, and not surprisingly, very narrow in scape -- in scope.
5 Excuse me.

6 With all due respect, is this just another attempt
7 by the CHRB to appear busy, like dutiful problem solvers,
8 showcasing their mechanical abilities, all the while knowing
9 they will never find the single most deadly part in the
10 horse racing engine. It's the sum of the parts, the horse
11 racing engine itself, that needs to be disassembled and
12 thrown on the junk heap, along with all of mans' other
13 failed experiments, deadly habits, and unforgiveable acts of
14 cruelty.

15 Kill racing, not horses.

16 Thank you.

17 CHAIR FERRARO: Thank you.

18 Heather Wilson?

19 MS. WILSON: Good morning. So this is regarding
20 the large bone injuries after the extended layoffs. Is this
21 because you've given up on ankles which is still the most
22 common killer of racehorses?

23 Not counting the accidents, because they are
24 absolutely musculoskeletal, out of 20 musculoskeletal deaths
25 that you have reported, one was carpal, two were vertebrae,

1 ankle was 60 percent of the musculoskeletal fatalities, 60
2 percent, or 12. And then we have large bone fractures which
3 accounts for five fatalities, which is only 25 percent.

4 On March 23rd, See You at Front, a Quarter Horse,
5 a two-year-old colt, which has already been mentioned, was
6 killed at Los Alamitos in training, metacarpal, the first
7 fatality with a foal date of 2020. This horse was a baby.
8 He had never been raced. He had no workouts posted.

9 So how do you account for that significant
10 variable, a horse who has never been worked out, a horse who
11 has never been raced?

12 Then we have, on May 14th, Barraza, a thoroughbred
13 four-year-old colt, killed in training at Santa Anita,
14 metacarpal and sesamoid. He was a stakes' winner, so his
15 captors were hoping to squeeze a few more dollars out of him
16 for breeding. His last race was April 9th, last workout,
17 May 8th, and he was dead less than one week later. That's
18 hardly a layoff.

19 As if has been noted many times, 90 percent of the
20 horses with catastrophic life-ending injuries have a
21 preexisting lesion. Therefore, these fatalities are not
22 preventable.

23 CHAIR FERRARO: Thank you.

24 Wayne Johnson?

25 MR. JOHNSON: Thank you, Mr. Chairman. It's very

1 good to see people in person again. It's a little difficult
2 to get to Sacramento but I'm glad you're down here.

3 I want to thank Mr. Chaney for insisting that
4 California go ahead, no matter what happens nationally. I
5 want to thank Mr. Sindler and Mr. Rubenstein for conducting
6 a discussion on this issue.

7 Dr. Grande gives us a lucid explanation of what
8 happens to these horses when they break down. Proof of
9 Love, Cool Acclaim, Barraza, Cayden Kid (phonetic),
10 Magnolia, this demands more than a discussion. This
11 catastrophe demands more than continued study. Are we going
12 to study the problem when more racehorses are going to die?

13 Dr. Grande cites the, quote, "diminishing number
14 of fatalities." It's not zero. It's in the 30s somewhere
15 and it will continue, training and non-training.

16 Thank you, Mr. Chairman.

17 CHAIR FERRARO: Thank you.

18 Excuse my pronunciations. Lynn Freudenberg; is
19 that correct? If I'm not, you can correct me.

20 MS. FREUDENBERG: Freudenberg or Freudenberg,
21 whatever. However you like to pronounce it. Thank you.
22 I'm Lynn Freudenberg, a horse advocate. And the reason for
23 my comment today is to talk about soundness and extended
24 layoffs of 90 days.

25 Soundness starts the moment a horse is placed

1 under your case, not just during a race, not just the
2 workouts. Barn stalls need to be included.

3 It is factual that a horse suffers from anxiety
4 and stress when living in an environment opposite of their
5 natural instincts and environments. There are so many
6 accidents in which a horse suffers musculoskeletal trauma.
7 But because it's not during a race or a workout, it's not
8 taken into account and it's -- is it considered the horse's
9 fault?

10 I mean, here's an example: 05/31/22, Twenty Fresh
11 Lemonade (phonetic), age two, was foaled in 2020, died at
12 Santa Anita box stall for a tibia fracture. I'm just
13 guessing, the horse was probably trying to kick to get out
14 of the box stall.

15 On 07/02/22, Action for Autism, three-year-old
16 filly in Pleasanton broke a knee, carpal, two workouts and
17 Golden Gate in May of 2022, most recent workout was 06/26/22
18 at Pleasanton for five furloughs [sic]. Only one week after
19 her last workout she is dead. Action for Autism was listed
20 as a DNF, the second dead horse for the Alameda County Fair.

21 During this maiden claiming race, Action for
22 Autism was forced to continue to run with a broken knee and
23 a jockey on her back. Irvine -- Irvin Orozco, the jockey,
24 he should have most definitely felt a gait change during
25 this run. Instead, in her last moments, she was whipped and

1 forced to keep running, such immense suffering, it's not
2 imaginable.

3 Love like family? I don't think so.

4 Thank you.

5 CHAIR FERRARO: Thank you.

6 Any comments or questions from the Board? Do I
7 have a motion?

8 COMMISSIONER DAVIS: Davis moves.

9 EXECUTIVE DIRECTOR CHANEY: If I could, Mr.
10 Chairman? Can I just confirm that the Board would be moving
11 to send these out to comment with the two changes I
12 suggested earlier?

13 MS. SULLIVAN: (Off mic.) (Indiscernible.)

14 CHAIR FERRARO: What?

15 EXECUTIVE DIRECTOR CHANEY: What is your name?

16 CHAIR FERRARO: Martha Sullivan.

17 EXECUTIVE DIRECTOR CHANEY: Well, it's not on the
18 list.

19 EXECUTIVE DIRECTOR CHANEY: You did not but --

20 CHAIR FERRARO: Come.

21 MS. SULLIVAN: Why? Thank you. Martha Sullivan.
22 I'm a resident of San Diego County. And I am part of the
23 volunteer network of Kill Racing Not Horses.

24 I want to point out for the rest of the Board
25 Members that are here today that I went through all 32 of

1 the racehorse fatalities that this Board has reported so
2 far, and of those 32, as we've heard earlier, only 2 of them
3 would be addressed by this proposed rule.

4 In contrast, 21 of these fatalities were of horses
5 four and under, which this Board's postmortem report has
6 flagged as being a consistent, you know, high percentage of
7 fatalities, horses four and under. In the last report the
8 authors said they couldn't make an analysis of whether the
9 young age under four is a controlling factor in the higher
10 fatalities because they didn't have data on the ages of
11 horses who race and train, which is laughable given that
12 this information is posted in the race programs, and the
13 horses are microchipped.

14 This Board needs to look at this. If you want to
15 have a significant impact on reducing the fatalities of
16 racehorses, you need to study whether the age of horses is a
17 factor in increasing fatalities in this state. If you
18 don't, it's a dereliction of duty and you're just ignoring a
19 factor that has been raised by your postmortem report.

20 CHAIR FERRARO: Thank you, Martha.

21 We have a motion. Do I have a second?

22 COMMISSIONER HUDNUT: Second. Hudnut.

23 CHAIR FERRARO: Commissioner Gonzales?

24 VICE CHAIR GONZALES: Yes.

25 CHAIR FERRARO: Commissioner Davis?

1 COMMISSIONER DAVIS: Yes.

2 CHAIR FERRARO: Commissioner Hudnut?

3 COMMISSIONER HUDNUT: Yes.

4 CHAIR FERRARO: And the Chairman votes yes.

5 Motion is approved as stated by Mr. Chaney.

6 Moving on to item number four, discussion and
7 action by the Board on the application for a license to
8 conduct a horse race meeting of Pacific Racing Association
9 at Golden Gate Fields, commencing August 24th and continuing
10 through October 4, 2022.

11 I believe Mr. Bill Rizzuto is here, and Eric
12 Sindler; right?

13 MR. SINDLER: Yes, Commissioner.

14 CHAIR FERRARO: Okay. Go ahead, please.

15 MR. SINDLER: Good morning. Yes, as the Chairman
16 just stated, we are applying for our annual race meet
17 license application to conduct the summer race meet at
18 Golden Gate Fields

19 I believe the only outstanding item, as is stated, is
20 the CTT agreement. And as you know, Pacific Racing
21 Association II does not have a contract with the CTT. PRA II
22 has met with the CTT and resumed negotiations, and these
23 discussions have been constructive, but we do want to be
24 honest with the Board, but there remains significant work to
25 be done. As has been the case for a while, we have not

1 disagreement with the CTT regarding the operations of the
2 meet, but there's still no agreement.

3 The last time PRA II and the CTT were parties to a
4 contract was 2019. As of today, it's clear that the PRA II
5 and the CTT unquestionably do not have a mutual
6 understanding on the terms of that expired contract,
7 specifically Sections 5 and 6. And it's that lack of mutual
8 understanding that has been part of Racing Law litigation.
9 Also tied to that litigation is the applicability of certain
10 CHRB rules, such as 1989 and 1485.

11 Our position is pretty simple. PRA II is just
12 simply reserving its rights and privileges it has under the
13 laws, rules, and common law of California. And we are
14 simply reserving our rights to assert any legal positions
15 should the need arise. And we think anyone would act
16 similarly.

17 If you have any questions about any of the
18 renovations that have been going on in the backside, or any
19 of the specifics of the meet, William would be very happy to
20 address those.

21 COMMISSIONER HUDNUT: Every race meeting in
22 California since 2019 has been covered by the 2019 RMA.
23 What's your objection to it?

24 MR. SINDLER: Well, I believe the Board has
25 recognized that. Our objection is that we do not have a

1 mutual understanding with certain provisions of it.

2 COMMISSIONER HUDNUT: Did not the Court, in your
3 recent legal action with Mr. Hollandorf (phonetic), his
4 attorney, grant that the 2019 RMA was still in effect?

5 MR. SINDLER: Based on Board's actions taken but
6 not based on the contract itself.

7 COMMISSIONER HUDNUT: Well, I think that's subject
8 to interpretation.

9 MR. SINDLER: We have simply -- I'm simply
10 stating, we have not signed a contract. The 2019 contract
11 by its own terms has expired. In fact, this very own Board,
12 when the CTT filed a grievance under it, held that the
13 contract was moot and did not rule on the substance of it.
14 So the contract has, actually, expired. The question is:
15 What action is the Board going to take?

16 COMMISSIONER HUDNUT: Well, what action are you
17 prepared to take in the absence of an agreement?

18 MR. SINDLER: I'm sorry. I don't understand the
19 question exactly.

20 COMMISSIONER HUDNUT: If you and CTT did not come
21 to an agreement, what are you going to do?

22 MR. SINDLER: I think that's up to the Board to
23 decide. There have been race meets conducted previously
24 without a race meet agreement, licenses have been granted in
25 the past, but that's the Board's decision. We're just

1 simply stating, there is no contract and we're reserving our
2 rights. Whatever the Board chooses to do, based on Board
3 action, is Board action.

4 COMMISSIONER HUDNUT: Well, I would stipulate that
5 the 2019 RMA is still enforce and that it was upheld by the
6 Superior Court of Los Angeles in April of 2022.

7 EXECUTIVE DIRECTOR CHANEY: Yeah. I mean, as far
8 as I see, the Board would have two options, just not grant
9 the license absent an RMA, or recognize the 2019 one which
10 was the last one agreed upon. The fact that Golden Gate
11 Fields, at the risk of sort of making a legal opinion here,
12 reserves all rights under the law seems superfluous almost.
13 I mean, they can exist without them saying it, in my humble
14 opinion, so --

15 COMMISSIONER HUDNUT: I think taking the Draconian
16 option of not granting a license would cause a lot of
17 collateral damage, so I'm not suggesting that we do that.
18 but I do think that what I consider unilateral action by The
19 Stronach Group here is unsupportable by us.

20 VICE CHAIR GONZALES: Thank you, Commissioner
21 Hudnut. Commissioner Gonzales here.

22 Well, one, I want to start off by just saying, I
23 encourage the groups to continue to negotiation. I don't
24 think you're all that far apart. And I just think given
25 just some of the incidents with trainers of late, we have to

1 have something in place.

2 I just want to remind the racetrack management
3 that you have every opportunity to call into question any
4 action and recommend any penalty that you see fit, as long
5 as you are following the necessary steps of going to the
6 CTT, and then if there's no agreement, then it comes to the
7 Board, which I know our Executive Director worked up a
8 protocol in the event that would happen.

9 I also am aware of at least a few, maybe three
10 incidents -- instances where there was actions that were
11 taken against a trainer and the CTT was followed.

12 And I'm with you, Commissioner Hudnut. I don't
13 think we should have any disruption of -- in the form of not
14 accepting the application. So my position hasn't changed at
15 all, that we just accept this 2019 agreement with the
16 stipulation that we encourage negotiation, and let's accept
17 the application. That's just where I'm at.

18 COMMISSIONER DAVIS: Just to clarify, is it PRA
19 II's position that if we approve the license today but it's
20 subject to the 2019 agreement, that you disagree with that
21 action?

22 MR. SINDLER: I'm not sure what you mean by
23 disagree with that action. I'm sorry. If you could
24 clarify? I'm not trying to be evasive; I just don't know
25 what you mean by "disagree with it."

1 COMMISSIONER DAVIS: Well, you're saying that the
2 2019 agreement should not apply.

3 MR. SINDLER: I'm simply saying that the 2019
4 contract has expired. And there is no mutual understanding
5 on what Sections 5 and 6 of it mean. That's all I'm saying.

6 COMMISSIONER DAVIS: Okay.

7 AV REPRESENTATIVE: Microphone, please.

8 MR. RIZZUTO: I just wanted to add that our
9 infrastructure construction is on schedule and we will be
10 open on August 8th, as stated when we started the project.
11 And we will be starting training on August 9th.

12 CHAIR FERRARO: Okay. Thank you, gentlemen.

13 Do we have public comment on this?

14 You might want to take a seat in the audience.
15 This is going to take a while.

16 Ellen Ericksen?

17 MS. ERICKSEN: Ellen Ericksen, activist and
18 advocate for the horses.

19 The first thing I want to say is why does this
20 Board even go through the motion in hearing on people
21 requesting a license when you never deny a license for
22 application? It doesn't make any sense that you even go
23 through the motions.

24 So horse racing is not a sport. What other sport
25 allows athletes to die by the thousands every year in this

1 country?

2 We ask that the application for license to conduct
3 a horse racing meeting at Golden Gate Fields from August
4 24th through October 4th, 2022 not be granted and denied.
5 This track is not safe for any horse.

6 Deaths in Golden Gate Fields, just from the
7 beginning of this year, I will read their names because
8 people need to hear who they were and that they died for no
9 reason at all.

10 On January 5th, 2022, High IQ died.

11 January 15th, 2022, Better Tomorrow died from a
12 sesamoid accident.

13 January 16th, 2022, Mugaritz (phonetic), sesamoid.

14 May 20th, 2022, Honey Dew, stall accident, tibia.

15 May 19th, 2022, My Panache, barn accident, head.

16 May 30th, 2022, Desert Fog, gate accident.

17 May 30th, 2022, Hong Kong Cowboy, fetlock.

18 June 7th, Silver Lyric, sudden death.

19 June 17th, Resurrected Noble, cellulitis and
20 laminitis.

21 If you grant a license to this racetrack, how many
22 horses will die this year? Please do not approve this
23 license to race.

24 Thank you.

25 CHAIR FERRARO: Thank you.

1 Bonnie Croker.

2 MS. CROKER: Good morning and thanks again.

3 Bonnie Croker with Kill Racing Not Horses.

4 Please do not grant a license for racing at Golden
5 Gate Fields. Many horses have been killed or injured at
6 this facility. Many of those who were injured but do not
7 appear on the CHRB's fatality list tend to go missing from
8 public record. This trend supports the suspicion that
9 Golden Gate Fields, like all other horse racing tracks,
10 hides the true number of horse fatalities.

11 Cases in point.

12 A three-year-old filly named You're All Talk raced
13 at Golden Gate Fields on 05/08/21, was eased and walked off.

14 She was raced again on 05/29/21 at Golden Gate Fields,
15 placed last out of ten, has been missing since then as of
16 07/04/22.

17 On 05/09/21 at Golden Gate Fields a three-year-old
18 gelding named Umph was horse one in race five. He placed
19 third but was vanned off after the race, still missing as of
20 07/04/22.

21 On 05/31/21 a two-year-old filly named Street
22 Dancing was pulled up from racing nine and vanned off
23 without finishing the race, still missing as of 07/04/22.

24 On this same day in the same race, another horse
25 named Big Wish was vanned off due to a sesamoid injury. Big

1 Wish was confirmed dead.

2 Even the fraction of truth the public is allowed
3 to see confirms that horse racing is a killing machine.

4 Kill Racing Not Horses.

5 Thank you.

6 CHAIR FERRARO: Thank you.

7 Martha, you're next.

8 MS. SULLIVAN: Martha Sullivan again.

9 I want to raise, for this Board, an issue that
10 I've raised over the last year or two, which is regarding
11 the drought emergency that our Governor has declared for
12 over a year and which has just become more serious.

13 This racetrack is in a severe drought area. And
14 the East Bay Municipal Water District announced more severe
15 water restrictions recently. It limits watering to three
16 days a week and no watering between 9:00 a.m. and 6:00 p.m.

17 I would like to know how Golden Gate Fields is
18 complying with these restrictions if it's going to be racing
19 and training? Training happens in the morning. Racing
20 happens in the afternoons. We know that racing takes a lot
21 of water. From an engineering analysis done by the Del Mar
22 Fairgrounds, we know that at least 150,000 gallons of water
23 is used each race day. It's a very water-intensive
24 industry. It's not sustainable in our recurring
25 megadroughts.

1 This Board, as a state agency, has an obligation
2 to address this, to track the water use at the racetracks,
3 and to do what you can to reduce that water use.

4 Agricultural in California is being cut back.
5 That's like a \$40 billion industry. Racing is \$3 billion.
6 It's not at all equitable or make any sense to be cutting
7 back agricultural in California while horse racing is
8 allowed to continue.

9 CHAIR FERRARO: Thank you.

10 Heather Wilson?

11 MS. WILSON: This Golden Gate license should be
12 denied based on all the injured, dead, trafficked, and
13 missing horses from this Stronach-owned meatgrinder. These
14 magnificent, iconic, sentient animals that you claim to love
15 are nothing more than a gambling chip, nothing more than a
16 business transaction.

17 Here is the story of one filly from Golden Gate
18 who was trafficked out of state and killed. Brastika was a
19 four-year-old, beautiful chestnut filly. She ran in
20 California, primarily at Golden Gate, with one start at
21 Fresno. Less than two weeks, two weeks after her last start
22 at Golden Gate, she was dumped in Arizona and raced every
23 two weeks.

24 On opening day at Rillito, 02/26/22, she was
25 killed, along with a few others, which was surprisingly

1 described in the *Paulick Report*. Quote,

2 "On Saturday, I was at Rollito, watching the races on
3 opening day. There were two horses that suffered life-
4 ending injuries. I did something I have not done in
5 past, I walked out to observe both situations. I went
6 behind the curtain. The breakdowns were horrific,
7 disturbing, and not something I will ever be able to
8 erase from my memory. I witnessed the horse's leg
9 dangling by skin with the broken bone protruding out,"
10 end quote.

11 This was a California horse. This does not just
12 happen in Arizona. It happens in California. It happens at
13 every track. The less-than-stellar racehorses from
14 California, including Golden Gate for which this license is
15 being applied, they continue to get dumped, trafficked, and
16 killed out of state. These are California horses.

17 CHAIR FERRARO: Thank you.

18 Wayne Johnson.

19 MR. JOHNSON: Thank you, Mr. Chairman.

20 Mr. Hudnut, thank you for raising the tough
21 questions. Appreciate that.

22 Commissioner Hudnut, you say that there would be
23 chaos if the license was denied. If denying this license
24 saves just one of those horses that Ms. Ericksen named, just
25 one of those horses, just one, isn't it worth it?

1 My colleagues have spoken eloquently on this. I
2 yield my time to a moment of silence for the horses that
3 have died at Golden Gate Fields.

4 Please deny this license.

5 CHAIR FERRARO: Thank you, Wayne.

6 Ashley Lewis?

7 MS. LEWIS: Hello. My name is Ashley Lewis. I'm
8 with Kill Racing Not Horses.

9 Like my colleagues have mentioned, I continue to
10 be concerned with the large number of missing horses that
11 were last seen racing at Golden Gate Fields.

12 As Bonnie mentioned, You're All Talk, a three-
13 year-old filly that was last seen on May 29th, 2021 at
14 Golden Gate, still MIA as of today.

15 Queen Helene, a five-year-old mare, last seen
16 August 27th, 2021. This horse was bleeding profusely, she
17 was covered in blood, still MIA as of today.

18 C'Mon Jenna, September 10th, 2021, still MIA as of
19 today.

20 I ask that the Board not grant the license for
21 Golden Gate. They, like all other tracks, hide the bodies
22 to lessen their official death county.

23 Thank you.

24 CHAIR FERRARO: Thank you.

25 Lynn Freudenberg?

1 MS. FREUDENBERG: Hey, good morning.

2 I don't understand why you would grant a license
3 to an establishment that cannot even keep track of
4 previously-raced horses that were vanned off and now they're
5 nowhere to be found.

6 As Ashley mentioned, Queen Helene was profusely
7 bleeding. This is a heartbreaking video to watch. Her face
8 and chest was drenched in bright red blood from exercise-
9 induced pulmonary hemorrhage. She was overexerted, enduring
10 unimaginable suffering as she was forced to run as she was
11 drowning in her own blood. She collapsed and was vanned
12 off.

13 If she would have survived, can you imagine the
14 irreversible lung damage this horse would have, so much
15 fibrosis and scarring? As of July 4th, she's still missing
16 in action.

17 On September 3rd, 2021, Color Me Happy, eight-
18 year-old gelding, race five, horse number two, stopped and
19 was eased, walked off. This horse came from Great Britain
20 in October 21st, 2015, then resumed its career at Santa
21 Anita on February 15th, 2016. The last workout was 11/11/21
22 and nothing since. Still MIA as of July 4th, 2022.

23 Now we have C'Mon Jenna. She was raced September
24 10th, 2021, a three-year-old gelding, pulled up and vanned
25 off from bleeding. This was the second time she was vanned

1 off for bleeding; the first time was at Santa Anita this
2 past January. C'Mon Jenna's last workout was 07/09/21 at
3 Santa Anita. And now she's still missing as of July 4th,
4 2022.

5 If you can't keep track of the horses, they should
6 not be granted a license.

7 Thank you.

8 CHAIR FERRARO: Thank you.

9 Jim Morgan?

10 MR. MORGAN: Good morning. Jim Morgan, Special
11 Counsel, Humboldt County Fair.

12 The Golden Gate Fields application, I believe,
13 calls for them to be overlapped with Humboldt the last week
14 of August, ending on August 30th. Traditionally, we've
15 imposed a condition that they not race horses for a claiming
16 price of less than \$5,000 or starter allowance races that
17 have a claiming price criteria of less than \$5,000 as a
18 condition of their license, only during the overlap period.
19 And we ask that that be attached to their license if granted
20 today.

21 CHAIR FERRARO: Thank you.

22 Do you want to respond to that?

23 MR. SINDLER: I think that's something that the
24 Board has conditioned our license on for the last number of
25 years.

1 CHAIR FERRARO: Again, I didn't catch that.

2 Sorry.

3 MR. SINDLER: Sorry. Let me take my mask off.

4 I believe that is something the Board has
5 conditioned the license on for the last number of years.

6 CHAIR FERRARO: What's our position?

7 (Off mic colloquy between Chair Ferraro and Executive
8 Director Chaney)

9 CHAIR FERRARO: Well, we can certainly do that
10 and, if there's no objection, take from you.

11 MR. SINDLER: Well, I'm not really sure the
12 regulatee (phonetic) is in the position to tell the
13 regulator what to do, but there is no objection.

14 CHAIR FERRARO: Okay. Okay. So we would approve
15 based on the fact that you would honor Humboldt's request
16 for that one week?

17 MR. SINDLER: Correct.

18 CHAIR FERRARO: Do I have a motion?

19 VICE CHAIR GONZALES: I move, Mr. Chairman, as
20 described. Are we talking about the overall or just that
21 item that just came up?

22 CHAIR FERRARO: No, the overall.

23 VICE CHAIR GONZALES: Oh, yes. Yes, I move. I
24 move to approve.

25 CHAIR FERRARO: Second?

1 COMMISSIONER HUDNUT: I second with the
2 understanding that until and unless a new agreement is
3 reached between Pacific Racing Association II and the CTT,
4 that this meeting will be operated under the 2019 RMA.

5 CHAIR FERRARO: That's correct. That's correct.

6 COMMISSIONER HUDNUT: Thank you. Second.

7 VICE CHAIR GONZALES: And I accept that amendment
8 on my motion --

9 CHAIR FERRARO: Yeah.

10 VICE CHAIR GONZALES: -- so, yes.

11 CHAIR FERRARO: Commissioner Davis?

12 COMMISSIONER DAVIS: Yes.

13 CHAIR FERRARO: Commissioner Gonzales?

14 VICE CHAIR GONZALES: Yes.

15 CHAIR FERRARO: Commissioner Hudnut?

16 COMMISSIONER HUDNUT: Yes.

17 CHAIR FERRARO: And the Chairman votes yes.

18 Moving on to item number five.

19 Thank you, gentlemen.

20 MR. SINDLER: Thank you.

21 CHAIR FERRARO: This is discussion and action by
22 the Board on the application for a license to conduct a
23 horse race meeting of the Humboldt County Fair at Ferndale,
24 commencing August 17th, 2022, continuing through August
25 30th, 2022.

1 Staff presenter? Oh, excuse me.

2 Representatives are Larry Swartzlander and James
3 Morgan.

4 MR. SWARTZLANDER: Morning Chairman and
5 Commissioners. Larry Swartzlander, Executive Director of
6 California Authority of Racing Fairs. I'm in front you
7 today as the Director of Racing at Humboldt.

8 Pleased to say that everything is looking very
9 good. We've increased the purses approximately 15 percent
10 at Humboldt. I haven't seen an increase there in, well, the
11 last 20 years that I've been at CARF. We've had an
12 opportunity.

13 And we do have a situation with the Grants Pass,
14 which was closed, you all read in the press. However, they
15 did run a meet up there, they're running their fair meets,
16 and we expect that the population of the horses coming from
17 Oregon shouldn't be decimated to any degree of concern.

18 On the positive side, too, at the fairs, with all
19 the horses from Golden Gate at the fairs, obviously, my
20 racing secretary and I have the opportunity to deal with and
21 talk to the people day by day. And there's very good
22 support with Humboldt County Fair, that a lot of people want
23 to go up there.

24 I don't know if any of you have ever been to the
25 Humboldt County Fair. I call it our museum. It's the

1 grassroots of racing. It's a bullring. You'll never have a
2 greater time. The place is packed every day. One of the
3 major events is Hat Day. We try to do -- not try. We do
4 the best when we do the hats but, usually, it slows down the
5 races for about a half-hour because we have so many people
6 that show up. The casino supports marketing. We have ESPN
7 Radio. And it's just a great event and would certainly
8 invite you all to come up and see, spend a day at Humboldt,
9 and enjoy the races.

10 At that point, I'll turn it over to James Morgan,
11 Special Counsel for Humboldt.

12 MR. MORGAN: Thank you, Commissioners.

13 First of all, on behalf of Humboldt County, we'd
14 like to express appreciation to the Board for recognizing
15 the importance to continue and perpetuate live racing
16 throughout the state of California, including the northern
17 quadrant that Humboldt County serves.

18 This will be our 126th year of having a live race-
19 meet fair. We were privileged last year to be the first
20 fair subsequent to the pandemic to conduct both a live race
21 meet and a fair simultaneously, even with mask restrictions,
22 and it was very successful.

23 We recognize we have challenges in being a remote
24 location. It's a challenge for you to attend. It's a
25 challenge for the horses to attend.

1 Last year, one of our Board Members, Greg Gomes,
2 started a GoFundMe page on Facebook to help subsidize our
3 racing efforts. Those efforts raised over \$60,000. How do
4 we spend it? We spend it to lure horsemen from out of state
5 with their stables from out of state by assisting them with
6 licenses, assisting them with transportation costs, and
7 assisting them with their Workers' Compensation Insurance
8 requirements. That was successful in bringing new horses
9 into the state.

10 In 2022, we're going to have those same challenges
11 in luring horses here. We certainly can't offer the same
12 kind of out-of-state horse incentives that Del Mar does.
13 But through our Jockey Club, which is funded by the
14 community, our Horse Racing Board and our Racing Committee,
15 we're raised even more money than we did last year to
16 support, promote, and entice out-of-state stables to come to
17 California and bring the horses.

18 How are going to spend that money? For every out-
19 of-state trainer that comes to Humboldt County, they'll get
20 a \$350 gas card. For every trainer that is licensed and has
21 a valid California Workers' Compensation policy, we're going
22 to reimburse them \$1,000. We've raised our maiden purses by
23 \$2,000, our other purses by \$1,000. It may not be a lot to
24 some venues but it's a lot for the horses that run at
25 Humboldt.

1 We've also recognized that there's a significant
2 Quarter Horse population in the region and we're going to
3 expand our Quarter Horse racing. The Quarter Horse trainers
4 have asked us to have a stake's race. We were offering
5 \$8,000 as a stake's race. The Humboldt County Fund is going
6 to be put in extra \$7,000 to make it a \$15,000 stake's race
7 and attract more horses and more stables.

8 Our Racing Committee members have gone personally
9 to stables, out-of-state and in-state, to attract horses to
10 our remote region.

11 You might ask yourselves, what difference does it
12 make to the landscape of California horse racing for
13 Humboldt to consider -- or to continue? Well, consider the
14 following.

15 On July 4th, Pleasanton had a very successful meet
16 by all standards. They had seven races that day and 38
17 horses. On that same day, July 4th, Grants Pass, our
18 neighbors to the north, had ten races and 68 horses, almost
19 seven per race.

20 Humboldt is uniquely qualified as a portal to
21 attract these horses into California. And if they get here,
22 they certainly won't race the backside of Santa Anita or Del
23 Mar but they certainly will, in significant numbers, fill
24 the cards in Northern California, including Golden Gate
25 Fields, Fresno. And Oregon no longer offers full-time

1 racing, so we are an entry point for out-of-state horses to
2 enhance our sport.

3 I don't have words to express what it means to
4 Humboldt County to have a live race meet. And I personally
5 regret that most of you have not been able to go and
6 experience live racing in Humboldt County hear the redwoods,
7 near the Lost Coast, in the historic Victorian village of
8 Ferndale. It is a live racing experience like no other in
9 the state, and no other that I've ever been to.

10 Your election, however, to allow Humboldt to
11 continue to run is the lifeblood to this community. There's
12 only like 130,000 people in the county. This fair brings
13 appropriate \$7 million to the businesses of Humboldt County,
14 the lodging, the meals, the shops, and the revenue streams.
15 They need the racing. And they have shown, by rolling up
16 their sleeves and raising money, that they're willing to do
17 what it takes to perpetuate.

18 We certainly hope that in future years we'll be
19 permitted to run our two weeks without overlap. If we're
20 able to do that, we could be even more effective in
21 attracting horses from the north of us into California. We
22 can offer larger purses. We can offer additional incentives
23 to enhance and improve the live racing product in this
24 state. And we look forward to a successful meet.

25 CHAIR FERRARO: Thank you.

1 Questions or comments from the Board?

2 VICE CHAIR GONZALES: Other than to say, great
3 presentation. That part of the state is critically
4 important. Anything this Board can do to continue to
5 support. And I agree with you, it's overdue that at least
6 one or two of us Commissioners visit you because I do really
7 root for you all and appreciate what you're doing, so --

8 MR. MORGAN: Thank you.

9 VICE CHAIR GONZALES: -- keep it going.

10 MR. MORGAN: Thank you so much.

11 VICE CHAIR GONZALES: You got it.

12 COMMISSIONER HUDNUT: That was better than the
13 Chamber of Commerce.

14 CHAIR FERRARO: We will have public comment,
15 starting with Heather Wilson.

16 MS. WILSON: So a successful meet at Pleasanton,
17 only two dead horses. That sounds very successful. Plus
18 another one who was vanned off and we don't know if she's
19 dead or alive.

20 And thank you for pointing out that you can't have
21 Grants Pass closed with racing at Ferndale because Grants
22 Pass gets the dumps from Ferndale.

23 So when following the so-called careers of
24 California racehorses, the pattern that is seen is that fair
25 racing in Northern California is very commonly the last

1 stop, then they get dumped at Grants Pass and other tracks
2 out of state that are considered lower-tier, where these
3 horses find their friends. Isn't that a lovely industry
4 euphemism, finding your friends.

5 So from August 2021, we had four such examples.
6 Mind you, all four of these horses were bred in California.
7 And we've got the breeding issues on a couple of agenda
8 items further down, breeding and selling horses, and we
9 still can't keep track and hang on to the ones we have here.

10 So Slightly, a seven-year-old mare, eased and
11 walked from Ferndale. She was then dumped in Oregon, Grants
12 Pass, one month later. Her last start was October of 2021
13 at the same track where she placed last and lagged
14 throughout, and nobody has seen her since.

15 Strike It Lucky, another California-born horse,
16 four-year-old gelding, clipped heels, stumbled, pulled up
17 from Ferndale, dumped in Oregon, Grants Pass, October 2021
18 where he continues to be abused.

19 Latitude 42, a ten-year-old gelding, double-digit,
20 that's really old for a racehorse, stopped, eased, walked
21 off from Ferndale, dumped in Oregon, Grants Pass, October of
22 2021. And that was also his last time racing. That was his
23 last start. He placed second-to-last and the chart
24 callously says he was no factor.

25 Graysland Girl, seven-year-old mare, stopped,

1 eased, walked off from Ferndale, dumped in Arizona at Turf
2 Hell, January 2022, last start was one month later, stopped
3 and not urged, meaning not whipped, and she was placed last,
4 not seen since.

5 So the California fair racing is where horses get
6 dumped because they are loved just like family.

7 CHAIR FERRARO: Thank you.

8 Bonnie Croker?

9 MS. CROKER: Thanks again. Bonnie Croker with
10 Kill Racing Not Horses.

11 Please do not grant a racing license to Humboldt
12 County Fair at Ferndale. Fair racing operations are
13 extremely unprofessional and deadly for the horses and the
14 riders.

15 On 08/18/19 during race seven at Ferndale a
16 catastrophic fall killed Bronco Brown, a four-year-old
17 gelding. I have watched a horrific video that shows this
18 sickening ordeal. Bronco Brown was leading the field but he
19 broke both front legs while trying to round a rather tight-
20 looking turn. This poor animal broke both front legs,
21 slammed into a wall, and flipped over on his back. The
22 announcer knew this was being live streamed, so he blames
23 the horse for, quote, "not handling the turn well," end
24 quote. Then he lies and says the horse is up, knowing the
25 camera can't see anything.

1 Nobody is stupid enough to believe a horse who
2 just broke both front legs, hit a wall, and flipped on his
3 back is up and doing okay.

4 If anybody wants to see the video, I have it on my
5 phone and I can get it to you in one form or another to
6 verify what I am saying.

7 Fair races in general are deadly. The recent
8 Alameda County Fair meet at Pleasanton killed two horses and
9 severely injured two more. Rest in peace, Action for
10 Autism, who was horse eight in race nine, killed 07/02/22.
11 Rest in peace, Cheap Cheap Cheap, who was horse two in race
12 three, killed 06/24/22.

13 Kill Racing Not Horses.

14 Thank you.

15 CHAIR FERRARO: Thank you.

16 Martha?

17 MS. SULLIVAN: Martha Sullivan again.

18 I want to add that, in addition to the horses that
19 died at the Pleasanton meet, two horses died in training at
20 Cal Expo in Sacramento, which is providing additional
21 stabling for Pleasanton. So there's actually four horses at
22 Pleasanton meet's doorstep.

23 This Board governs a state agency and you are
24 appointed by the Governor. The Ferndale race license you
25 are considering is located in a severe drought zone, per the

1 U.S. Drought Monitor, as of July 8th. We know that live
2 horse racing uses a lot of water, even at dirt tracks which
3 have to be watered to keep the dust down. And the hotter
4 the weather the more water is needed to cool the horses to
5 prevent heat exhaustion and stroke.

6 The Ferndale District of the Del Oro Water Company
7 bans watering from 8:00 a.m. to 6:00 p.m. daily. How can
8 the Ferndale races comply with this when post times are
9 Friday around 3:00 p.m. and Saturday and Sunday around 2:00
10 p.m.?

11 As a California state agency, this Board must do
12 its part to achieve our Governor's repeated goal of reducing
13 water use by 15 percent, which we are woefully short of, as
14 recently reported by the *San Jose Mercury News*.

15 Californians continue to miss conservation targets
16 by a large margin. New numbers released Friday show,
17 despite Governor Gavin Newsom's warning six weeks ago that
18 mandatory statewide restrictions are on the way if local
19 conservation efforts don't improve.

20 You should call a moratorium on all live horse
21 racing while California is still trying to achieve the
22 Governor's water use reduction goal.

23 Do not approve this race license in a severe
24 drought zone.

25 CHAIR FERRARO: Thank you.

1 Wayne Johnson?

2 MR. JOHNSON: Thank you, Mr. Chairman.

3 I totally agree with you, Mr. Hudnut, they did a
4 very effective presentation. The first gentleman said that,
5 "It's so exciting, it's like a bullring," quote unquote.
6 Bullfighting has been outlawed in many places in the world
7 because of absolute animal cruelty. Greyhound racing has
8 been outlawed in the state of Florida and the state of
9 Florida managed to survive, outlawed by a will of the
10 people.

11 The second gentleman said that the proceeds from
12 the Humboldt County Fair, millions of dollars, are quote, "a
13 lifeblood to that wonderful county. The county won't
14 survive without it." And a lifeblood, at what cost is it a
15 lifeblood? At what cost to the horses?

16 Thank you.

17 CHAIR FERRARO: Lynn?

18 MS. FREUDENBERG: Hello again, Lynn Freudenberg.

19 I don't think that Humboldt County deserves to
20 have a license at all. Mine -- for many reasons, but mine
21 is for all the missing-in-action horses that can't be
22 accounted for, so to be fair, I pulled a race card from
23 August 20, '21.

24 It was race number one, a claiming race. There
25 was a mare, It Takes a Village, there and her most recent

1 start was in Fresno, October 9th, 2021. She was placed
2 fourth with no response.

3 Then there was California Comet. She was -- last
4 start was Los Alamitos on October 3rd, 2021, placed third,
5 responded mildly to urging.

6 And then Slightly, as Heather mentioned, was raced
7 in several tracks in Oregon -- oh, I'm sorry. That was,
8 most recent start was at 10/19/21 at Grants Pass, Oregon,
9 placed last, lagged throughout.

10 Then there was Vision of the Cat, who was a mare
11 from 2013, was raced at several tracks in Oregon, raced at
12 two different Ferndale meets, currently back in Oregon.

13 Then last is Pulpit Singer, back in -- she's back
14 in Golden Gate.

15 And my concern is out of all these five horses,
16 three of them are not accounted for. So that's why I don't
17 think there should be any license granted to a place that
18 can't even hold accountable for races on their tracks.

19 Thank you.

20 CHAIR FERRARO: Thank you.

21 Further questions or comments from the Board? Do
22 we have a motion?

23 VICE CHAIR GONZALES: Gonzales moves.

24 COMMISSIONER HUDNUT: Hudnut seconds.

25 CHAIR FERRARO: Commissioner Davis?

1 COMMISSIONER DAVIS: Yes.

2 CHAIR FERRARO: Commissioner Gonzales?

3 VICE CHAIR GONZALES: Yes.

4 CHAIR FERRARO: Commissioner Hudnut?

5 COMMISSIONER HUDNUT: Yes.

6 CHAIR FERRARO: And the Chairman votes yes.

7 Moving on to -- congratulations, gentlemen. Good
8 luck on your race meet.

9 Item number six, discussion and action by the
10 Board regarding approval of an agreement, pursuant to
11 CHRB Rule 1581, Racing Secretary to Establish Conditions,
12 between the Sonoma County Fair and the Thoroughbred Owners
13 of California regarding entry conditions and specified drug
14 substances or medications to be implemented by the
15 Sonoma County Fair during its 2022 race meeting.

16 This is a standard agreement that we have with all
17 tracks that run horse racing meets. It's pretty standard.

18 Becky, do you want to comment on it?

19 MS. BARTLING: No. I think, as you mentioned, it
20 is standard.

21 CHAIR FERRARO: Yeah. There's not much discussion
22 here. We all know what this is about.

23 Do we have public comment on this? No? Yes? No.

24 Do we have a motion from the Board to accept this?

25 COMMISSIONER DAVIS: Davis moves.

1 CHAIR FERRARO: Chairman seconds.

2 Mr. Hudnut?

3 COMMISSIONER HUDNUT: Yes.

4 CHAIR FERRARO: Mr. Gonzales?

5 VICE CHAIR GONZALES: Yes.

6 CHAIR FERRARO: Ms. Davis?

7 COMMISSIONER DAVIS: Yes.

8 CHAIR FERRARO: And the Chairman votes yes.

9 Now we'll go on to the meat of the issue, it's
10 number seven, discussion and action by the Board on the
11 application for license to conduct a horse racing meeting of
12 the Sonoma County Fair at Santa Rosa, commencing August 3rd,
13 2022, and continuing through August 16th, 2022.

14 To my understanding that you're necessary packet
15 is fully complete.

16 Becky, do you want to comment on it?

17 MS. BARTLING: Yes. Thank you. And thank you,
18 Chair and Commissioners. It's exciting to be back here,
19 actually in person.

20 We are thrilled to be bringing back horse racing
21 to Sonoma County. And our response from our community is
22 tremendous. We are really looking forward to a fabulous
23 race meet. We're doing lots of new and creative things this
24 year in our marketing. We're doing some really fun
25 marketing with geofencing, some digital marketing. We're

1 putting a lot of focus on that. There are some new things
2 and exciting things that you can do as far as pinpointing
3 folks that are interesting in racing and pushing out
4 information about our race meet, so we're very excited about
5 that.

6 Again, we're looking for eight days of racing.
7 And we have modified our post time on Thursdays, Saturdays,
8 and Sundays to 1:45. It aligns a little bit better with Del
9 Mar. Fridays are the same at 2:15.

10 We have increased our purse levels to match what
11 CARF has done for the racing fairs, and also increased our
12 two stake races to \$75,000, one in each weekend.

13 Our turf track is in excellent shape. It's not
14 been used for the last couple of years, so our team has put
15 a lot of effort into maintaining that. We also have a new
16 inside Duralock safety rail which is now in place.

17 Continuing to do some of the fun things we do for
18 the horsemen, which are the dinners we do each week, up
19 right around the race area.

20 We continue to do our daily handicap seminars, t-
21 shirt toss, which is always very fun, and our Derby Dog
22 Races. And if you haven't come out to see that, I encourage
23 you to come up to Santa Rosa and see that. It's very fun.

24 We continue to do -- to help folks learn how to
25 use the tote machines with a \$2.00 betting voucher that we

1 hand out and continue doing various types of promotion with
2 that in our Losing Ticket Program where they can draw and
3 win prizes like that.

4 Our logo this year actually has -- is pushing out
5 the horse and horse racing. We have a specific radio
6 promotion that's going out for horse racing, and various
7 other things, that really is exciting.

8 And, again, we're very excited to bring back
9 racing to Sonoma County.

10 CHAIR FERRARO: Thank you.

11 Questions or comments from the Board?

12 VICE CHAIR GONZALES: Just want to commend you,
13 great presentation. It's great that racing is going to be
14 back. Really value your leadership. You know, I've been
15 part of a couple calls of late with Scott and CARF and, you
16 know, you and your team. So I just want to just say, it's
17 not easy. Let's get people back at the fairgrounds, let's
18 get fans back in the stands, so thanks for what you're
19 doing.

20 MS. BARTLING: Thank you.

21 CHAIR FERRARO: Thomas?

22 COMMISSIONER HUDNUT: Thank you for working things
23 out with CARF. And I've been to Santa Rosa and it's a very
24 good meeting indeed. And I hope you do well this year.

25 MS. BARTLING: Thank you. I hope that you all

1 take some time to come up and visit us. We would love to
2 host you.

3 COMMISSIONER HUDNUT: Thank you.

4 CHAIR FERRARO: Do we have public comment? Thank
5 you.

6 Ellen?

7 MS. ERICKSEN: Ellen Ericksen, advocate, activist.

8 The first thing I want to say is I'm really
9 confused about the Board Members that are sitting here.
10 You're appointed by the state and yet it feels like you work
11 for the racetracks in the state of California. You have an
12 obligation to protect these horses and, instead, you're
13 promoting and complimenting and granting licenses to
14 racetracks, not only abusing horses but are using enormous
15 amounts of water that we don't have resources for in the
16 state of California. I'm really confused what your job is
17 by this appointment by the Governor of the State of
18 California.

19 California is in a severe drought. Most of the
20 crops and food that is supplied in this country come from
21 Central California. There are farmers there that have lost
22 their businesses because they don't have water to water
23 crops. What about those workers who can't work anymore?
24 What about land that is just rotten soil now that can't even
25 be represented with crops?

1 There's a melon grower in Central California that
2 has a family business of five generations of growing
3 cantaloupes and honeydews and he has lost almost his whole
4 business because of shortage of water which, by the way, he
5 has to prebuy every year for ten years. So he has bought
6 for water and there is no water.

7 I urge this Board to not grant a license for Santa
8 Rosa. And it's a disgrace that you're even considering
9 horse racing in the Summer of 2022 while we're in a severe
10 drought in the state of California.

11 What will it take for you to say, no, you do not
12 get a license to race horses?

13 CHAIR FERRARO: Thank you.

14 Bonnie?

15 MS. CROKER: Thank you. Bonnie Croker with Kill
16 Racing Not Horses.

17 Please do not allow fair racing at this facility.
18 It has a dangerous, old inside rail.

19 On 08/09/19 there was a steward's inquiry into an
20 accident involving a horse named Stratus Bird, who ducked in
21 near the 1/16th pole and crashed through the inside rail.

22 On 08/10/19, steward's minutes state that Darrel
23 Haire, Jockeys' Guild representative, notified the stewards
24 that after meeting with the local jockey colony, there was a
25 decision to discontinue racing on the turf course. The

1 riders' concern centered on the overall condition of the
2 turf. And Mr. Haire also mentioned his concern about the
3 age of the inside rail.

4 Horses and riders are continually dying due to the
5 dangerous nature of this blood sport.

6 Kill Racing Not Horses.

7 Thank you.

8 CHAIR FERRARO: Thank you.

9 Heather?

10 MS. WILSON: Hello again.

11 As we have noted, typically the Northern
12 California fairs are the last stop for racehorses in this
13 state. Check Six was an exception. However, this mare
14 still has a classic trafficking pattern. She was a dark bay
15 mare, bred in California, foaled on 04/26/15. The last time
16 the Sonoma County Fair had racing actually held at Santa
17 Rosa was in 2019, as we've also noted.

18 August 9th, 2019, race number eight, this is the
19 same race where Stratus Bird went crashing through the inner
20 rail and fell. The winner of this race was Check Six.
21 After running several races at Golden Gate, she won a couple
22 of fair races and was then upgraded to Del Mar. How
23 exciting. After a win at Del Mar, she was shipped to
24 Arkansas to run at Oakland. Ooh. Then she went to
25 Churchill Downs. Wow. But Check six placed sixth.

1 She was downgraded to Penn National. After
2 several starts in Pennsylvania, she went back to Kentucky,
3 this time at Turfway Park. But by now, Check Six's glory
4 days are over. They're long gone. It is now March 2021 and
5 she hasn't run a race since Del Mar in December of 2019.

6 Now she's at the bottom of the barrel, racing
7 between the dumpy tracks in Ohio, Belterra, Thistledown, and
8 Mahoning; 47 of her 51 starts were claiming races. This
9 mare has constantly been up for sale.

10 Her last start was, ironically, on the 4th of
11 July, 2022, nothing to celebrate as Check Six has zero
12 independence. She placed fourth and lacked the needed
13 response.

14 This racehorse ran in California, was bred in
15 California. When will she be retired?

16 But for you, the CHRB, the Check Six is out of
17 state, out of mind, and out of sight completely.

18 CHAIR FERRARO: Thank you.

19 Mr. Johnson?

20 MR. JOHNSON: Please don't grant this license
21 because it's essentially a license to kill.

22 These fairs pump money into the economy. Nobody
23 can deny that. But at what cost do they pump this money?

24 Thank you.

25 CHAIR FERRARO: Lynn?

1 MS. FREUDENBERG: High again.

2 My reason for this license not to be granted is
3 how many more missing-in-action horses will there be if we
4 grant a license to Sonoma County Fair in Santa Rosa?

5 The last two years, they raced at Golden Gate
6 Fields. So the chart that I'm going to be talking about is
7 from August 11th, 2019. It was the last race of the last
8 day of the meet. Five horses. Fabriana, still actively in
9 Northern California racing.

10 But then there was Wish You Were Mine. She was
11 trafficked from California to New Jersey to Kentucky,
12 Arkansas, then back to New Jersey. Last start was Monmouth
13 in New Jersey on 08/15/21, placed last, outrun.

14 Regal Lady. Regal Lady was -- last workout was
15 11/20/21, Golden Gate Fields. Last start, 12/04/21, placed
16 first, nothing since.

17 And then there's Proper Drink. Last start was
18 Golden Gate Fields on 09/26/19, placing fourth, weakened.
19 Last workout, Golden Gate Fields, 10/12/19, nothing since.

20 How many more horses are going to be missing? Out
21 of -- once again, three out of five horses are unaccounted
22 for.

23 I don't know if you guys have heard of the app,
24 but I can only happen you mandate , it's called Equitrace.
25 It was designed to trace horses, their medications, and also

1 it will say what happens to a horse after racing. I can
2 only hope that you guys mandate this so we don't have to
3 keep asking the same questions of where are they now?

4 Thank you.

5 CHAIR FERRARO: Martha, did you want to speak?

6 MS. SULLIVAN: Martha Sullivan again.

7 CHAIR FERRARO: Martha, your mic is not on.

8 MS. SULLIVAN: How's that?

9 CHAIR FERRARO: That's better.

10 MS. SULLIVAN: I must have turned it off when I
11 set my clipboard down. Sorry.

12 The Santa Rosa Water Department bans watering from
13 6:00 a.m. to 8:00 p.m. daily. How can the Santa Rosa races
14 comply with this when post time is 1:45 p.m.?

15 Again, we're in a severe multiyear drought in
16 California. And certainly, I mean, Santa Rosa has dealt
17 with the tragedy of a huge wildfire.

18 Water conservation is absolutely critical to the
19 state's, you know, continuing operation. And I just want to
20 reinforce, horse racing is \$3 billion in California in
21 wagers compared to a \$40 billion-plus agricultural economy.

22 Hard choices have to be made. I understand,
23 they're hard choices, but they have to be made. And horse
24 racing is not sustainable with all the water that it
25 requires and the lack of water that we are facing.

1 This Board has got to start facing up to this.
2 You can't keep sticking your head in the sand. You're a
3 state agency appointed by our Governor who is calling for at
4 least a 15 percent reduction in water use, which we are
5 lagging considerably for over a year.

6 If you don't start addressing this the Governor
7 will probably start addressing it for you. That's what he
8 said, he's going to start mandating further restrictions.
9 So if you want to wait for that, that's fine. But you're
10 not exercising your responsibility as state officials
11 appointed by this Governor.

12 CHAIR FERRARO: Thank you.

13 Questions or comments from the Board? Can I have
14 a motion?

15 COMMISSIONER DAVIS: Davis moves.

16 COMMISSIONER HUDNUT: Hudnut seconds.

17 CHAIR FERRARO: Commissioner Gonzales?

18 VICE CHAIR GONZALES: Yes.

19 CHAIR FERRARO: Commissioner Hudnut?

20 COMMISSIONER HUDNUT: Yes.

21 CHAIR FERRARO: Commissioner Davis?

22 COMMISSIONER DAVIS: Yes.

23 CHAIR FERRARO: And the Chairman votes yes.

24 At the pleasure and convenience of the Chairman of
25 the Board, we're going to take a ten-minute break, please.

1 Thank you.

2 MS. BARTLING: Thank you.

3 (Off the record at 1:32 p.m.)

4 (On the record at 1:47 p.m.)

5 CHAIR FERRARO: We're moving on to Item number
6 eight, which is discussion and action by the Board regarding
7 an amendment to the application for Advance Deposit Wagering
8 provider Game Play Network, pursuant to Board Rule 2072(1).

9 This is basically notifying the Board of a change
10 in personnel; is that correct?

11 EXECUTIVE DIRECTOR CHANEY: That's correct.

12 CHAIR FERRARO: It's the same --

13 EXECUTIVE DIRECTOR CHANEY: Two Board Members, I
14 believe -- or (indiscernible) officers.

15 CHAIR FERRARO: Yeah, same operating agreement, no
16 change. It's just that they're required to notify us when
17 they make a Board change. Questions from the Board?

18 COMMISSIONER HUDNUT: Are we required to act or do
19 we simply receive this?

20 EXECUTIVE DIRECTOR CHANEY: You do have to approve
21 it.

22 COMMISSIONER HUDNUT: We do? Okay. Thank you.

23 CHAIR FERRARO: Wayne?

24 MR. JOHNSON: Please, please, give me a little
25 range on this, Mr. Chairman. And if you cut me off, I won't

1 be angry because I --

2 CHAIR FERRARO: I'll do my best. Go ahead.

3 MR. JOHNSON: On July 7th of this year, it was 40
4 years since I placed my last bet. I stand before you a
5 recovering compulsive gambler, and grateful for the time I
6 had clean in the last 40 years.

7 It's very difficult to turn on the television and
8 not see an ad for gambling, casino this, casino that, Native
9 Americans. All of this in the long run, unfortunately, is
10 going to harm horses.

11 Thank you.

12 CHAIR FERRARO: Thank you, Wayne.

13 Do we have a motion from the Board?

14 COMMISSIONER HUDNUT: Hudnut moves approval.

15 COMMISSIONER DAVIS: Davis seconds.

16 CHAIR FERRARO: Commissioner Gonzales?

17 COMMISSIONER GONZALES: Yes.

18 CHAIR FERRARO: Ms. Davis?

19 COMMISSIONER DAVIS: Yes.

20 CHAIR FERRARO: Mr. Hudnut?

21 COMMISSIONER HUDNUT: Yes.

22 CHAIR FERRARO: And the Chairman votes yes.

23 Moving on to item number nine, discussion and
24 action by the Board regarding California Thoroughbred
25 Breeders Association's request for authorization of its

1 upcoming horse sale at Alameda County Fairgrounds in
2 Pleasanton, California, pursuant to rule CHRB 1807,
3 Authorized Horse Sales.

4 Thank you, Doug.

5 MR. BURGE: Yeah, good morning. Doug Burge,
6 California Thoroughbred Breeders.

7 This is our Northern California Horse Sale. We've
8 catalogued 135 horses. We have 133 yearlings, and a dozen
9 2-year-olds. Every horse in the sale is a registered Cal-
10 Bred.

11 As we've done for many years, we operate all of
12 our sales under the CHRB requirements. We actually even
13 post in the sales catalogue, it's on page 197, so that all
14 consigners and buyers are aware, you know, of the CHRB
15 regulations in regards to horse sales.

16 This sale is on August 17th. We had to move it
17 back a week just to make sure we had ample stabling at
18 Pleasanton. You know, with Golden Gate reopening on August
19 the 8th, that gives us plenty of time to pass partnership
20 back to Golden Gate and have the 150 or so stalls that are
21 needed at Pleasanton.

22 That's all I have if anyone has any questions?

23 CHAIR FERRARO: Questions from the Board?

24 Public comment.

25 Heather?

1 MS. WILSON: This is a quote by former CHR
2 Commissioner Fred Moss,

3 "And just to put things into perspective, last year
4 about 19,000 horses were born, actually the foal crop.
5 About half of those will never make it to the track.
6 And of the remaining half, probably another half won't
7 race more than once if they race at all."

8 The Jockey Club reports that there were 19,021
9 live foals in 2021, so approximately 9,500 of those horses
10 will never race. Then approximately 4,700 won't race more
11 than once. Where do all these horses go?

12 And nobody challenged Commissioner Fred Maas,
13 nobody said you're crazy, that's incorrect. This is in your
14 transcripts. And I was there when he said it.

15 The industry is deliberately breeding thousands --
16 thousands of foals into existence with no plans to care for
17 them for their entirely natural existence, which is 30
18 years. Horses live to be 30.

19 And these plans are not in place because you know
20 that, for most of these horses, their so-called career will
21 only last five years. And you also know that the most
22 common age to kill a racehorse in the state of California is
23 the tender young age of three, a far cry from 30 years.

24 But as the track announcers say, you've got to
25 clear out the barns for the two-year-olds. Bring in the

1 next crop.

2 CHAIR FERRARO: Martha.

3 MS. SULLIVAN: Martha Sullivan.

4 I have yet to get an answer to this question that
5 I asked the last time I commented on proposed horse sales,
6 which is with everything that this Board does to examine
7 horses before they train or race, all your emphasis trying
8 to reduce the possibility of injury to horses when they're
9 on, you know, the grounds, I've never got an answer, what
10 was done at these horse sales? Are there CHRB veterinarians
11 there? Are there CHRB stewards there?

12 As I understand it, there's usually breezes of
13 these horses associated with the sales. So what does the
14 CHRB do relative to these horses while they're going through
15 this sale process? How do your rules apply to these sales?
16 I think it's important for you to tell the public what that
17 is.

18 CHAIR FERRARO: Do you want to comment on it?

19 MR. BURGE: It's on -- yeah, we have a CHRB
20 recommended veterinarian at every one of our horse sales.
21 And if you look at the requirements that we publish, there's
22 random tests taken on, you know, on horses, that go through
23 the sales.

24 So the answer to the question is, yes, the CHRB is
25 heavily involved in the horse sales.

1 EXECUTIVE DIRECTOR CHANEY: And just for the
2 benefit of the Board, all of our rules and regulations
3 apply. It's on a regulated property.

4 CHAIR FERRARO: Wayne Johnson.

5 MR. JOHNSON: I don't want to add anything,
6 they've said it as well as can be said, except to say that I
7 think Ms. Ericksen has a point you ought to consider about
8 who do you work for?

9 We come from all over the state. We're citizens
10 of this state. And if I wonder if our point of view is
11 being respected here?

12 Thank you.

13 CHAIR FERRARO: Lynn?

14 MS. FREUDENBERG: Good morning again.

15 I don't want to repeat everything that was said,
16 also, but breeding thousands of horses into existence every
17 year, knowing that only a tiny fraction of them will ever
18 amount to a super-successful career is just so careless, so
19 irresponsible, and so selfish.

20 As Heather mentioned, the common age that a horse
21 race -- that a racehorse dies is three years old, very
22 young. A well-cared for horse can easily live 25 to 30
23 years. I know this because I've had horses for 28 years,
24 but they were truly loved like family.

25 I think it's a really positive step forward that

1 the Board supports CARMA, the California Retirement
2 Management Account, but the numbers don't add up. Since
3 2012, it's assisted -- it says it assisted 300, maybe over
4 350 retired racehorses, thoroughbreds, but in its facility
5 only cares for 12 or more horses. These numbers just don't
6 add up, so where did the other horses go? Basically, it's
7 time to stop breeding and horse racing. Both of them kill.

8 CHAIR FERRARO: Thank you.

9 Further questions or comments from the Board?

10 Do we have a motion?

11 COMMISSIONER HUDNUT: So moved. Hudnut.

12 COMMISSIONER DAVIS: Davis seconds.

13 CHAIR FERRARO: Mr. Chairman Gonzales?

14 COMMISSIONER GONZALES: Yes.

15 CHAIR FERRARO: Ms. Davis?

16 COMMISSIONER DAVIS: Yes.

17 CHAIR FERRARO: Commissioner Hudnut?

18 COMMISSIONER HUDNUT: Yes.

19 CHAIR FERRARO: And the Chairman votes yes.

20 Thank you, Doug.

21 MR. BURGE: Thank you.

22 CHAIR FERRARO: Number ten, discussion and action
23 by the Board regarding Fasig-Tipton's request for
24 authorization of its upcoming horse sale at Fairplex in
25 Pomona, California, pursuant to Rule 1807, Authorized Horse

1 Sales.

2 Michael?

3 MR. MACHOWSKY: Good morning, Commissioner. Thank
4 you for having me. I'm Michael Machowsky from Fasig-Tipton,
5 and we have a sale scheduled at Fairplex in Pomona on
6 September 27th.

7 We have not yet closed the catalogue but we
8 anticipate somewhere from 275 to 300 horses, mostly combined
9 of yearlings. There will be a few older horses in the sale
10 as well.

11 CHAIR FERRARO: Questions or comments from the
12 Board?

13 Do we have public comment?

14 MS. WILSON: So regarding clearing out the barns
15 for the two-year-old, the washed-up old horses, who are
16 still babies themselves, they will be dumped at lower-tier
17 tracks or shipped out of state as we have talked about, or
18 they will end up in feedlots.

19 So the former Chair of the National Thoroughbred
20 Racing Association, Alex Waldrop, acknowledged that 7,500
21 thoroughbreds go to slaughter every year, this very
22 uncomfortable fact that nobody in the racing industry wants
23 to talk about, and that does not even count the Quarter
24 Horses or the Standardbreds.

25 One such horse who ended up in a feedlot was

1 Dynamite Queen. She was bred by Mike McMann, who was on the
2 board of the Thoroughbred Charities of America. Dynamite
3 Queen ran at two top-tier tracks in Southern California, she
4 ran at Del Mar and she ran at Santa Anita. Her most recent
5 start was January 9th, 2022. She placed 6th out of 8th.
6 The chart says that she weakened.

7 The very next month, she was in a feedlot in
8 Nevada, owned by Mitch Thompson. Dynamite Queen was in the
9 slaughter pipeline, and she had just run at Santa Anita the
10 very month prior.

11 So if a horse like this, who's bred by someone
12 from the TCA, running at top-tier tracks in Southern
13 California, ends up in the slaughter pipeline, it can happen
14 to any horse.

15 I personally donated to help bail her out.
16 Dynamite Queen is now safe. I've donated thousands of
17 dollars to bail out various horses. So, yes, I am a
18 stakeholder.

19 How many more Dynamite Queens are in the State of
20 California? We will never know.

21 CHAIR FERRARO: Thank you.

22 Martha?

23 MS. SULLIVAN: So following up on Mr. Chaney's
24 reply to my last comment that CHRB rules apply at CHRB-
25 regulated facilities, are you saying that Pomona Fairplex

1 continues to be a CHRB-regulated facility? Because if it
2 isn't, then CHRB regulations aren't applying at this horse
3 sale; is that correct?

4 CHAIR FERRARO: You're under CHRB regulations;
5 correct?

6 MR. MACHOWSKY: Yes.

7 MS. SULLIVAN: All of them or just the horse sale?
8 Is the Pomona Fairplex considered a CHRB-regulated facility?

9 EXECUTIVE DIRECTOR CHANEY: I think it's a mistake
10 to engage, but I can if you'd like.

11 CHAIR FERRARO: Yeah, go ahead.

12 EXECUTIVE DIRECTOR CHANEY: It's not a regulated
13 facility. In fact, a strict reading of the rule wouldn't
14 even require them to come to the Board for approval, but
15 we're going beyond what is required by the law, and so not
16 only in posing the question to the Board to approve the
17 sale, but also apply CHRB regulations.

18 MS. SULLIVAN: So you're going to apply all of
19 CHRB's regulations?

20 EXECUTIVE DIRECTOR CHANEY: That's what I said.

21 MS. SULLIVAN: Well, I appreciate you saying that
22 because that's not obvious, because this isn't a CHRB-
23 regulated facility, so thank you for telling us that.
24 That's what the public looks for, is for you to be
25 forthcoming and provide us with all the information, instead

1 having us have to ask and imagine what the answer is, so
2 thank you.

3 CHAIR FERRARO: Thank you.

4 Any further comments or questions from the board?

5 Do we have a motion?

6 COMMISSIONER HUDNUT: So moved. Hudnut.

7 COMMISSIONER DAVIS: Davis seconds.

8 CHAIR FERRARO: Ms. Davis?

9 COMMISSIONER DAVIS: Yes.

10 CHAIR FERRARO: Commissioner Gonzales?

11 COMMISSIONER GONZALES: Yes.

12 CHAIR FERRARO: Mr. Hudnut?

13 COMMISSIONER HUDNUT: Yes.

14 CHAIR FERRARO: And the Chairman votes yes.

15 Move on to item number 11, is the Executive

16 Director's Report.

17 Scott?

18 EXECUTIVE DIRECTOR CHANEY: Thank you Mr.

19 Chairman, and good morning, Commissioners.

20 I'll begin with handle-related data. In June
21 2022, night racing was down eight percent on the same number
22 of programs as last year, day racing was down four percent
23 on two more programs, and total handle was down five percent
24 compared to June 2021. Year-to-date, nighttime racing is --
25 handle in 2022 is down 11 percent, day time racing is down 1

1 percent, and total handle is down 2 percent as compared to
2 the first six months of 2021.

3 As the fiscal year ended two weeks ago, I'd like
4 to point out the progress we have made in the area of equine
5 fatalities. As the Board knows, we categorize equine
6 fatalities in three groups, those related to racing, those
7 related to training, and what we call other which occur in
8 any live species population, examples are sickness and
9 accidents. Compared to the 72 total fatalities in Fiscal
10 Year 2021, there were 66 in Fiscal Year 2021-22. This eight
11 percent decrease is progress, but of course is not as big of
12 a decrease as from Fiscal Year 1920 to 2021. As the overall
13 numbers approach zero, each successive reduction will be
14 more difficult but the CHRB is committed, despite this
15 challenge.

16 In breaking down the numbers, racing-related
17 fatalities decreased by 33 percent, while training-related
18 fatalities increased this fiscal year. However, two
19 regulations that this board passed, thyroxine and pre-
20 workout examinations, went into effect on January 1st, which
21 should address training. The numbers bear this out;
22 training-related fatalities decreased from 21 in the first
23 six months of fiscal year to 10 since January 1st, the last
24 six months of this fiscal year. Additionally, the three
25 regulations that the Medications, Safety, and Welfare

1 Committee and this Board are considering will further
2 exaggerate this positive trend.

3 As the Board knows, HISA safety regulations went
4 into effect July 1st. From a substantive standpoint,
5 stakeholders will see little change. Logistically, there
6 are hurdles and we are working through them in partnership
7 with the Authority. Our trailer bill language and budget
8 change proposal that gives the CHRB the authority to remit
9 fees, to contract with the Authority, and to enforce
10 Authority regulations were passed by the legislature and
11 signed by the Governor. We are appreciative of the state
12 government's support. In particular I'd like to acknowledge
13 staff who worked very hard on this piece of the puzzle and
14 saw it through to completion.

15 In speaking about the changes under HISA, however,
16 I would be remiss in not acknowledging that the crop rule
17 became less strict in California on July 1st. Thoroughbred
18 riders may now strike overhand, which they couldn't do
19 before. It is also not lost on me that the British
20 Horseracing Authority just announced that they no longer
21 will allow overhand striking in racing other than for
22 safety.

23 It is difficult to see BHA make a positive step
24 forward while we, through no fault of our own, take a step
25 backwards. I urge the Authority to recognize the approach

1 to -- to reconsider their approach to crop use and, in doing
2 so, acknowledging -- acknowledge what is exceedingly clear
3 to me, that the riding crop does not have a future in horse
4 racing.

5 Lastly, I'd like to acknowledge Mary Forney,
6 Executive Director with the TOC, who is retiring after 47
7 years in California horse racing industry. Mary started out
8 at the CTBA, then spent 12 years at Santa Anita before
9 moving to TOC, where she's been for 18 years. Mary's highly
10 respected by all who know her, and we wish her a happy
11 retirement.

12 And that, Mr. Chairman, is my report.

13 CHAIR FERRARO: Thank you, Mr. Chaney.

14 Questions or comments from the board members?

15 We must have public comment on this.

16 Martha?

17 MS. SULLIVAN: I'm doing follow-up today, because
18 this is the first time I've had an opportunity to, one, see
19 this Board in-person for almost three years, and two,
20 because you're not allowing call-in to your meetings any
21 longer. So this is the first time I've been able to address
22 this Board for a while.

23 I've been asking and others have been asking for
24 over a year now when the two vet lists that the Board uses
25 are going to be reconciled and made, you know, fully

1 accurate between the two of them? And we still do not see
2 this happening. We check each of them. They're frequently
3 either not up to date relative to all the tracks, or they're
4 not consistent with each other. And certainly, the one that
5 tends to be the least complete and the least up to date is
6 the one on the CHRB's website, that is -- that the public --
7 your Public Information Office refers people to.

8 So I think it would be really helpful to provide
9 an update on what the status of this reconciliation of these
10 two vet lists is. I mean I was told, I think last summer,
11 that it was under way and it was a matter of training people
12 and to get it, you know, fully reconciled. So I think it
13 would be valuable to have an update on that. please.

14 CHAIR FERRARO: Thank you.

15 Wayne?

16 MR. JOHNSON: I want to thank Mr. Chaney for his
17 comments on crop use in his Executive Director Report. I
18 want to challenge him to rethink the fact that he thinks
19 it's a "mistake," quote unquote, to engage the public.
20 We've come a long ways. We are citizens here. Why not
21 engage us? Our position is diametrically opposed to your.
22 but that doesn't make any difference. We're all citizens
23 here. And not to engage furthers the gap between us and
24 cuts off the chances for dialogue. And call-ins are a way
25 the dialogue can continue. There are disabled people who

1 can't get here or Sacramento or anywhere, and should have
2 ability to call in.

3 Thank you.

4 CHAIR FERRARO: Heather?

5 MS. WILSON: Yes, thank you.

6 I don't have anything prepared because there's
7 never anything about the Executive Director's Report in the
8 meeting packet. I guess that's deliberate. But I do have a
9 question regarding -- well, you're not going to answer, I
10 guess it's more like a statement -- regarding this alleged
11 reduction in fatalities in racing and an increase in
12 training.

13 I mean these numbers aren't accurate because we
14 know of at least two horses who were killed that never made
15 the kill list. We've got Tap the Wire from Los Alamitos,
16 who won the race on May 9th, 2020, earning \$11,800 for his
17 captors, and he never made the fatalities list. And he was
18 confirmed as having broken his leg or ankle by the track
19 announcer and he's not on the list because he was euthanized
20 at a private clinic or a non-CHRB facility.

21 So that makes your data inaccurate, even just one
22 horse, but we have two. Then there was Hendavid, who also
23 broke his ankle, I believe it was his sesamoids, in July of
24 2020 in Pleasanton. And this poor horse made the arduous
25 journey to Utah and Del Mar. He was transferred all over

1 the place and euthanized a full month later. And his death
2 was confirmed by the breeder, Richard Nash.

3 So we have at least two horses who are not on the
4 list, so the data is not accurate.

5 And as members of the public we just want to know,
6 we have a right to know, what is going on with these
7 animals, very simple questions. Is a particular horse dead
8 or alive? And it's a very, very simple question.

9 So these animals that are breaking their ankles
10 and being euthanized at clinics without CHRB oversight, they
11 deserve to get their necropsy at UC Davis, and they deserve
12 to be counted toward your data, because these animals
13 unwillingly made the ultimate sacrifice. And they cannot
14 even get the modicum of decency of appearing on your
15 fatalities' list.

16 CHAIR FERRARO: Thank you.

17 We will now move on to item number 12, which is a
18 public comment period.

19 I will remind everyone that we do not answer
20 questions. This is for your statements only.

21 We will begin with Ellen Ericksen.

22 MS. ERICKSEN: There are so many things that I
23 want to address right now, but because of the short time
24 that we're limited, even though we have 30 minutes to do
25 this, our presentations are still cut to two minutes.

1 So I want to just state that horses continue to go
2 missing in the state of California, do you think no one
3 cares and doesn't notice what happened to them? We care.
4 And, as a Board, you should care also.

5 We are these -- where are these missing horses
6 from Golden Gate who were vanned off and disappeared? I
7 will read their names. I don't expect you to answer me
8 because they're probably dead and were not counted.

9 So, On Raglan Road, bled at Golden Gate, 05/27/22.

10 Pray to Angel, vanned off at Golden Gate,
11 04/29/22.

12 Union Boy, bled at Golden Gate, 04/23/22.

13 Viva La Fiesta, vanned off at Golden Gate,
14 04/01/22.

15 C'Mon Jenna, bled, vanned off at Golden Gate,
16 09/10/21.

17 Batheroy, vanned off at Golden Gate, 09/11/21.

18 Queen Helene, who bled all over the place, was
19 vanned off at Golden Gate, 08/27/21.

20 Street Dancing, vanned off at Golden Gate,
21 05/31/21.

22 Umph, vanned off at Golden Gate, 05/09/21.

23 Where are these horses? Why are they not counted
24 on your Board tally as dead horses? Do they just disappear
25 and you don't track them like their lives have no meaning at

1 all?

2 Why do we have to look like we're the only ones
3 that care what happens to these horses? This is your job,
4 that's what this Board is supposed to do, is advocate for
5 the horses. But instead, it has -- I see the sign. This is
6 important information that is not being relayed to the
7 public and --

8 CHAIR FERRARO: Thank you, Ellen.

9 Next please. Bonnie Croker.

10 MS. CROKER: Bonnie Croker with Kill Racing Not
11 Horses.

12 Tradition is no excuse for animal abuse.
13 Tradition is simply the transmission of customs and beliefs
14 from generation to generation.

15 Most horse racing advocates see this blood sport
16 as a tradition that they have a right to enjoy no matter who
17 gets hurt or killed. Human slavery was once considered a
18 tradition in the United States until enough people stood up
19 and said it was wrong. Captive animals forced to do
20 humiliating tricks in circuses was once a tradition, until
21 enough people stood up and said that was wrong.

22 And then there was horse racing. It begins with
23 out-of-control puppy mill-style breeding. Only a small
24 percentage of horses bred for racing ever make it to a
25 racetrack. Many are trashed or become part of the endless

1 breeding operation. But it's tradition; right?

2 Those horses who make it into the business are
3 shoved into starting gates where many freak out, flip over,
4 and break their necks, backs, and skulls. But it's
5 tradition; right? The horses are whipped and forced to run
6 in circles until their lungs bleed or their limbs break.
7 Greedy, selfish human tradition.

8 Every person in this room knows that horse racing
9 kills horses. When enough people are willing to stand up
10 and say that this is wrong, horse racing will be voted out
11 of existence, just like human slavery, greyhound racing,
12 circus animals, and all the other so-called human traditions
13 that exploit and kill innocent victims.

14 If you want to kill something, kill racing, not
15 horses. Thank you.

16 CHAIR FERRARO: Martha?

17 MS. SULLIVAN: Martha Sullivan with Kill Racing
18 Not Horses.

19 Sudden death, allegedly from cardiac distress that
20 has never been fully documented or explained, has been a
21 recurring feature in California race horse fatalities over
22 the past two years, including Medina Spirit. So far in
23 2022, this Board has reported four sudden deaths and one
24 unknown death of 32 racehorse fatalities reported. Quote,
25 "The sudden death of a young, apparently healthy

1 athlete is a great tragedy. The odds that any given
2 athlete will die suddenly are very small. Estimates
3 range from 1 in 50,000 to 1 in 300,000 over 10 years."

4 And this is from a website,
5 www.verywellhealth.com, on sudden death and young athletes.

6 In 2005, a *New Scientist* pegged the thoroughbred
7 population at 500,000. So with foal crops declining by half
8 since, let's say conservatively there are 300,000
9 thoroughbred race horses currently, so there should be in --
10 there should be six sudden deaths in ten years worldwide,
11 based on the estimate I just read.

12 Clearly race horsing -- horse racing, sorry --
13 horse racing is not a sport for a number of reasons because
14 it's killing over one of its quote "athletes" a week just
15 here in California and it's had four sudden deaths so far
16 this year and one quote "unknown" death, so it's definitely,
17 definitely an outlier, not in the norm of anything. Please
18 keep this in mind.

19 CHAIR FERRARO: Thank you.

20 Heather?

21 MS. WILSON: Members of the public have questioned
22 the CHRB multiple times about illegal match racing in
23 California. No, we're not done with this yet. And the
24 answer is -- when you wouldn't answer us in the past, we
25 can't do anything.

1 While these unsanctioned tracks are peppered
2 throughout the state, there are several established
3 connections between Rancho Los Alamos and Los Alamitos, and
4 I have outlined them in detail at previous meetings, and I'm
5 happy to share them with you. I've spent extensive time on
6 this.

7 The common thread that weaves through is always Ed
8 Allred.

9 On page 104 of the California CDFA Brand Book is
10 Ed Allred's distinctive Rolling A, as, you know, he breeds
11 race horses at the Rolling A Ranch. The Los Al Race Course
12 is listed as the address in this brand book. He breeds race
13 horses making no scruples who he sells them to. This one of
14 a kind Rolling A brand is seen all over Rancho Los Alamos.

15 In the recent *Paulick Report*, based on your press
16 release,

17 "Equine infectious anemia has recently been detected in
18 California racing Quarter Horse population. On May 2nd
19 and May 26th, we have two Quarter Horses confirmed
20 positive. And then on May 20th there were 24 cases,
21 and these horses were tested before racing most likely
22 at Los Alamitos. A previous investigation conducted by
23 the CDFA identified a high risk population of Quarter
24 Horses participating in," here we go, "unsanctioned
25 racing."

1 So your unwillingness to act on these illegal race
2 tracks is directly affecting the health and welfare of
3 horses at Los Alamitos, the only legal Quarter Horse track.
4 As you know, they race year-round. This is the only game in
5 town for Quarter Horse racing, the only legal Quarter Horse
6 track in California. And according to what I've read, the
7 treatment is euthanasia or isolation. Ed Allred is not
8 isolating these horses. Dozens of horses are being killed,
9 and they will never make the kill list.

10 CHAIR FERRARO: Thank you.

11 Wayne?

12 MR. JOHNSON: Amongst the headlines today, once
13 you get past the story about Donald Trump running for
14 president again, is the death of a 22-year-old tight end for
15 the Oregon Ducks, a kid named Spencer Webb. If an athlete
16 dies, it makes the news. If an athlete dies, it's looked at
17 as a real crisis. But 30-some athletes have died in this
18 state and the California Horse Racing Board needs to declare
19 a crisis, not congratulate itself that the number of deaths
20 are going down. Of course you want the number of deaths to
21 go down, down to zero. When's that going to happen?

22 Thank you.

23 CHAIR FERRARO: Thank you.

24 Lynn?

25 MS. FREUDENBERG: California is in a severe

1 drought. It's our driest year on record. Southern
2 California residents and businesses must follow outdoor
3 water restrictions, limiting their outdoor watering to one
4 to two days per week. So why are the tracks operating?

5 Live horse racing uses a huge amount of water to
6 maintain turf, tracks, expensive grass and other landscaping
7 that is not drought-tolerant, to control dust on the dirt
8 tracks, to keep horses cool and hydrated, particularly in
9 hot weather, where they probably consume twice as much as
10 normal. And this is mandated by the California Racing
11 Board. To keep the horses -- also to keep their horses,
12 stables, work areas, and living quarters sanitary.

13 The *San Diego Tribune* -- *Union Tribune* --
14 reported,

15 "From an engineering analysis by the Del Mar
16 Fairgrounds that the Del Mar Races add 150,000 gallons
17 each day during the nine-week race meet to the Del Mar
18 City sewer system."

19 And this is a conservative number, as all the
20 water used doesn't go down the drain to the sewer. And yet
21 this Racing Board is doing nothing. It's very silent on the
22 crisis at this monthly meeting, at any previous meeting, and
23 also otherwise publicly acknowledged.

24 I have a quote from Steve Wood. He's a
25 Thoroughbred Owners California, a former race superintendent

1 for Oaktree, Del Mar, and Santa Anita race meets.

2 "The majority" -- he states it -- "The majority of our
3 tracks in California spend a large portion of the night
4 preparing the surfaces for the next day. Preparation
5 includes watering. Our tracks absorb about 30,000
6 gallons of water daily."

7 We're in a drought. We need to acknowledge this.
8 I really hope you bring this up.

9 CHAIR FERRARO: Thank you.

10 This concludes our public comment section.

11 I'd like to thank those of you that came here to
12 voice your opinions for being civil to us. Civility is a
13 nice thing. We can disagree on a lot of things but we don't
14 have to be disagreeable about it, and I appreciate your
15 candor here. Thank you for coming. We do listen to what
16 you say whether you think so or not. We are no.

17 COMMISSIONER DAVIS: Chair Ferraro, I have a
18 comment.

19 CHAIR FERRARO: Go ahead.

20 COMMISSIONER DAVIS: Commissioner Davis. One of
21 the public comments equated human slavery with horse racing,
22 and I had to calm myself because I think that it trivializes
23 the history that is associated with that peculiar
24 institution and it's a reductive conversation to have it in
25 this context. So I would just like to say how much I object

1 to that.

2 COMMISSIONER HUDNUT: Amen.

3 COMMISSIONER DAVIS: Amen.

4 CHAIR FERRARO: The Board will now go into
5 Executive Session. At its conclusion, we will reconvene the
6 public meeting for the sole procedural purpose of adjourning
7 the public meeting without further comment. Anyone wishing
8 to hear that meeting adjournment can use the link to audio
9 webcast on the CHRB website or remain in the meeting room
10 until the board returns from closed session or adjournment.

11 I believe we're going to have our closed session in
12 this room; right?

13 EXECUTIVE DIRECTOR CHANEY: Yeah, that's right. I
14 think we're going to do closed session --

15 CHAIR FERRARO: So we will ask you all to leave.
16 Again, thank you for coming.

17 (The regular meeting of the California Horse Racing Board
18 recessed into closed session at 11:56 a.m., and was later
19 adjourned at 12:23 p.m.)

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CERTIFICATE OF REPORTER

I do hereby certify that the testimony in the foregoing hearing was taken at the time and place therein stated; that the testimony of said witnesses were reported by me, a certified electronic court reporter and a disinterested person, and was under my supervision thereafter transcribed into typewriting.

And I further certify that I am not of counsel or attorney for either or any of the parties to said hearing nor in any way interested in the outcome of the cause named in said caption.

IN WITNESS WHEREOF, I have hereunto set my hand this 21st day of July, 2022.



MARTHA L. NELSON, CERT**367

CERTIFICATE OF TRANSCRIBER

I do hereby certify that the testimony in the foregoing hearing was taken at the time and place therein stated; that the testimony of said witnesses were transcribed by me, a certified transcriber and a disinterested person, and was under my supervision thereafter transcribed into typewriting.

And I further certify that I am not of counsel or attorney for either or any of the parties to said hearing nor in any way interested in the outcome of the cause named in said caption.

I certify that the foregoing is a correct transcript, to the best of my ability, from the electronic sound recording of the proceedings in the above-entitled matter.



MARTHA L. NELSON, CERT**367

July 21, 2022