

STATE OF CALIFORNIA

HORSE RACING BOARD

In the Matter of:)

)

Regular Meeting)

)

CALIFORNIA EXPOSITION AND STATE FAIR GRANDSTAND

1600 EXPOSITION BOULEVARD

SACRAMENTO, CA

TUESDAY, NOVEMBER 22, 2022

10:00 A.M.

Reported by:

Martha Nelson

APPEARANCES

BOARD MEMBERS

Gregory Ferraro, Chairman

Oscar Gonzales, Vice Chair

Damascus Castellanos, Commissioner

Brenda Washington Davis, Commissioner

STAFF

Cynthia Alameda, Assistant Executive Director

Amanda Brown, Staff Counsel

Robert Brodnik, Staff Counsel

Jeff Blea, Equine Medical Director

Zachary Voss, Staff Analyst

ALSO PRESENT

Jordyn Egan, Thoroughbred Owners of California

Amy Zimmerman, Santa Anita

Cliff Goodrich, California Thoroughbred Horsemen's
Foundation

Casille Batten, Golden Gate Fields

Natasha Clawson, CARMA

Eric Sindler, General Counsel for The Stronach Group

David Duggan, Golden Gate Fields

William Rizzuto, Golden Gate Fields

Nate Newby, Los Angeles Turf Club

Orlando Gutierrez, Los Alamitos Racing Association

APPEARANCES

ALSO PRESENT

Rick English

John Ford, Lien Games Racing LLC

Christina MacArthur, Game Play Network, Inc.

Ed Cummins, Watch and Wager

Christopher Schick, Watch and Wager Harness

Tony Allevato, NYRabets LLC

Tom Cassidy, TVG Network

Chad Riney, Churchill Downs Technology Initiatives Company
dba TwinSpires/BetAmerica

PUBLIC COMMENT

Tweed Conrad

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

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

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

Adjournment

66

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

3 10:00 A.M.

4 TUESDAY, NOVEMBER 22, 2022

5 CHAIR FERRARO: Appreciate your attendance on the
6 holiday week.

7 Before we get started, there's a few things I have
8 to read to you here.

9 Ladies and gentlemen, this meeting of the
10 California Horse Racing Board. This is a regular meeting of
11 our Board on Tuesday, November 22nd, 2022 at the California
12 Exposition and State Fair Grandstand in Sacramento.

13 Present for today's meeting are: myself, Dr.
14 Gregory Ferraro, Chair; also, Oscar Gonzales, Vice Chair;
15 Damascus Castellanos, Commissioner; Brenda Washington Davis,
16 Commissioner; Cynthia Alameda, Deputy Executive Director.
17 Executive Director Scott Chaney and Commissioners Dennis
18 Alfieri, Wendy Mitchell, and Thomas Hudnut are not available
19 to join us today.

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

22 The Board invites public comment on matters
23 appearing on the meeting agenda. Procedurally, the Board
24 will first hear from those directly involved in the agenda
25 item. I will then invite public comment on the agenda item.

1 The Board will not answer questions. This item is for
2 comments only, not questions.

3 Unsolicited speakers are limited to two minutes.

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

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

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

24 I will insist that all speakers stay strictly on
25 topic for each agenda item. If a speaker strays off topic,

1 I will ask to move on to the next speaker. If a speaker
2 repeats themselves, I will ask if the speaker has any new
3 comments to make. If there are none, the speaker will be
4 asked to let others comment.

5 If anyone has comments of a more general nature
6 that are not specific to earlier agenda items, those
7 comments must wait until agenda item number 22, Public
8 Comment. There will be a 30-minute time limit for public
9 comment. In order to allow as many individuals to speak as
10 possible within that half-hour, I will strictly enforce the
11 two-minute time limit for each unsolicited speaker.

12 That concludes my opening remarks.

13 We can start on the agenda, which agenda item
14 number one is approval of the minutes of October 20th, 2022.

15 I assume that all four of us were there; right?

16 COMMISSIONER DAVIS: Yes, I think we were.

17 CHAIR FERRARO: Oh, good.

18 COMMISSIONER DAVIS: Davis moves.

19 COMMISSIONER CASTELLANOS: Second.

20 CHAIR FERRARO: Okay. Do we have a public
21 comment? No public comment. Good. We'll take a vote.

22 COMMISSIONER CASTELLANOS: Damascus?

23 COMMISSIONER CASTELLANOS: Yes.

24 VICE CHAIR GONZALES: Oscar?

25 VICE CHAIR GONZALES: Yes.

1 CHAIR FERRARO: Brenda?

2 COMMISSIONER DAVIS: Yes.

3 CHAIR FERRARO: And the Chairman votes yes.
4 Minutes are approved.

5 We now have item number two, is a presentation of
6 the Thoroughbred Owners of California the regarding
7 California Horsepower Coalition Initiative.

8 Jordyn, are you going to lead off on this one?

9 MS. EGAN: Yeah. And we'll all come sit together.

10 CHAIR FERRARO: Okay. That's fine.

11 MS. EGAN: Alright.

12 CHAIR FERRARO: Yeah.

13 MS. ZIMMERMAN: Good morning, Commissioners. I'm
14 Amy Zimmerman, the Senior Vice President and Executive
15 Producer for Santa Anita Park.

16 MS. EGAN: And I'm Jordyn Egan, the Executive
17 Director of Thoroughbred Owners of California.

18 First, thank you for letting us have a few minutes
19 today to launch the exciting California Horsepower
20 Coalition. We recognize that, under your leadership,
21 California has become a gold standard in the safety and
22 welfare of racehorses, so thank you.

23 There are some things, as we all know, that the
24 racing and equine industries may not agree on all the time.
25 But one thing that we do agree on is the importance of the

1 equine industry in California. People may not be aware of
2 the many ways that our industry touches everyday lives. The
3 mission of the Coalition is to raise that awareness.

4 Take, for example, Flightline. Flightline is a
5 racehorse that trained and raced right here in California.
6 After his win in the Breeders' Cup Classic, Flightline is
7 set to be named the 2022 number one racehorse in the world.

8 Flightline is just one of thousands of horses
9 based in California that have created job opportunities.

10 But his remarkable achievements have helped us to
11 reinvigorate what was once the number one sport, both
12 domestically and globally. Where Flightline has raced,
13 tourism has followed. And, of course, it's not just about
14 Flightline.

15 MS. ZIMMERMAN: Take, for example, major industry
16 events such as the Breeders' Cup, where Santa Anita is proud
17 to host it again in 2023, marking the tenth time in the past
18 16 years that it's been held in Southern California. And
19 it's expected to generate double the economic impact of the
20 region.

21 In just 2019 alone, tourism spending by
22 participants and spectators in the state totaled \$1.7
23 billion. To put that into perspective, that accounts for 37
24 percent of the total direct economic impact of our industry
25 to the state.

1 Having said that, I think we can all agree that
2 the industry is important to the state. So today, to
3 further preserve and protect our vibrant equine and
4 agriculture industries, we're pleased to announce the launch
5 of the California Horsepower Coalition. A space has been
6 created where the public can learn about the progress that
7 has been made, the great work that has been being done
8 underneath your leadership, and the work that can be done.

9 Importantly, we're organizing our equine community
10 made up of racetrack workers, racing fans, owners, breeders,
11 and trainers to speak and act as a united voice. We may not
12 always agree on everything, but we agree on the
13 sustainability of this wonderful sport.

14 The Coalition's mission is to preserve and protect
15 California's vibrant equine culture by bringing together
16 equine industry leaders, workers, families, and friends of
17 this sport for their significant benefits. By working
18 together there is no limit to what the equine industry can
19 accomplish, and we look forward to seeing what the future
20 brings as we push forward.

21 We're now going to turn it over to Cliff Goodrich
22 to talk about the industry's economic impact in more detail.

23 MR. GOODRICH: Thank you, Amy.

24 Mr. Chairman, Commissioners, my name is Cliff
25 Goodrich. I'm Executive Director of the California

1 Thoroughbred Horsemen's Foundation, better known as CTHF.

2 Goodness knows we've heard plenty of criticisms,
3 and we face tremendous challenges in this industry, but as a
4 member of this coalition, I'd like to just touch on some of
5 the contributions this industry makes statewide.

6 As Jordyn and Amy pointed out, interest in horse
7 racing is on the rise, and we think there's no better time
8 for the racing community to unite and help bring our
9 industry to new heights.

10 As one of the oldest and most celebrated sports in
11 the world, horse racing brings families together in a unique
12 way, and racing has a unique culture and a strong pride
13 among those who work in the sport. In fact, interest in
14 horse racing is often passed down within families with
15 generations of workers who continue to work in the industry.

16 I'd now like to briefly touch on just how vast the
17 industry's economic impact is to the state of California.

18 The California horse racing industry directly
19 contributes \$4.5 billion to the state. And when factoring
20 in indirect and induced spending, the industry contributes a
21 total of \$8.3 billion to the state's economy.

22 In addition, the workforce in the industry is
23 highly labor-intensive, from veterinarians to carpenters to
24 trainers, and we're proud to employ nearly 78,000 people,
25 all with a diverse range of skills.

1 Given my position with the CTHF, I'd also like to
2 spotlight the backstretch workers, who the CTHF, among
3 others, provide services for and who are the backbone of our
4 industry and take care of the horses 365 days a year. They
5 consist of grooms, exercise riders, hot walkers, and more.
6 Every day, these individuals exercise, feed, watch over, and
7 care for the horses, just like a family member.

8 With the financial support of the tracks and
9 horsemen, CTHF provides primary medical and dental care to
10 workers and their families, serving over 5,000 patient
11 visits annually and keeping most of the workers off of
12 government-sponsored healthcare subsidies. In fact, between
13 New York and California, by far, we have the two best health
14 care programs for the backstretch workers in the United
15 States, if not North America.

16 In closing, after all of the criticism that the
17 two -- excuse me, that this Board and our industry has had
18 levied at it, it's time to put forth some facts about this
19 great sport, and I'm happy to be one of the contributors.

20 With that, I'd now like to turn it over to Dr.
21 Batten and Natasha to speak about the industry's commitment
22 to the safety and well-being of the horses.

23 DR. BATTEN: Thank you, Cliff.

24 I am Dr. Batten. I'm the track veterinarian at
25 Golden Gate Fields. And as Amy and Jordyn were saying

1 earlier, California really has become the gold standard of
2 equine safety and a working blueprint for the Horse Racing
3 Integrity Safety Authority based on the regulations that
4 we've set in place, and also our continued investment into
5 new technologies and research. So I'm just going to touch
6 briefly on how we've put those into practice.

7 Every horse on our property is looked at almost
8 every day, both on the track and back at the barn, by a
9 veterinarian. This has helped us reduce injuries, catch
10 injuries earlier, and thus prolong the career of these
11 athletes.

12 We've also invested in some new research and
13 technologies, so Northern California and Southern California
14 now have a PET scanner, so positron emission tomography
15 scanner, which has helped us catch injuries that previously
16 went unseen with other modalities, such as x-rays. So we're
17 able to find these injuries before they show up on other
18 modalities and before they injure the horses.

19 So this technology, the PET scan, is great because
20 it's non-invasive. A scan takes about 15 to 20 minutes.
21 It's done with light sedation, so the horses don't have the
22 increased risk of anesthesia. They are in and out in 20
23 minutes. And it's also portable. So the Northern
24 California scanner has been moving between UC Davis and the
25 racetrack and this reduces the cost and increases the

1 availability of the scanner to our population.

2 What's great is it has opened up the door for
3 collaboration between UC Davis and the racetracks. And so
4 we've actually completed several studies with the scanner
5 and we have several more going on right now with members of
6 UC Davis.

7 So I'm just bringing it back to what Cliff, Amy,
8 and Jordyn are saying, that really working together is
9 what's going to help improve our industry. And this
10 collaboration and commitment to continued investment in
11 research and new technologies will improve the safety.

12 I'm now going to turn it over to Natasha and she's
13 going to talk about another important aspect, life after
14 racing.

15 MS. CLAWSON: Good morning. My name is Natasha
16 Clawson and I'm with the California Retirement Management
17 Account, also known as CARMA.

18 The industry's commitment to care and well-being
19 of equines doesn't stop when racehorses reach retirement.
20 We are proud to have infrastructure in place that supports
21 their well-being well after racing. The aftercare industry
22 provides placement, quality care, and an active lifestyle
23 for over 6,000 retired racehorses here in California. The
24 industry has helped establish many aftercare organizations,
25 but today I'm going to speak specifically about CARMA.

1 At CARMA, provide funding for retirement,
2 rehabilitation, and retraining of California race
3 thoroughbred horses, and serve as an educational resource
4 for the public and racing community. With support from the
5 CHRB Board, we are able to help fund equine retirement
6 through a rule that was adopted allowing for a three-tenths
7 of one percent deduction from purses for aftercare.

8 The majority of our funding comes from the
9 thoroughbred owners, trainers, and jockeys who voluntarily
10 participate in the Purse Contribution Program. We also
11 receive enormous support annually from our racetrack
12 partners, including funding for key programs, hosting
13 events, and providing education and awareness opportunities
14 during live racing.

15 The importance of thoroughbred aftercare in the
16 industry cannot be overstated. Our horses live long,
17 productive lives after their racing careers, and we work
18 together to ensure their well-being. We are proud to be
19 part of the broader equine community and are looking forward
20 to continuing our work with the coalition.

21 MS. EGAN: Thank you, Natasha, Cliff, Dr.
22 Casille -- or Amy -- or Dr. Batten, who we've all been
23 calling Dr. Casille, we appreciate, and we appreciate your
24 time today.

25 We want to finish off by emphasizing that we're

1 confident that by unifying our message and taking a holistic
2 approach to equine care, we really can push our industry to
3 new heights. The California Horsepower Coalition platform
4 is a space where our industry can educate the public about
5 the many benefits that we have already touched on today.

6 MS. ZIMMERMAN: The California Horsepower
7 Coalition is proud to represent our vibrant community and be
8 the industry's loudest champion. You can always learn more
9 about our coalition on the newly launched website,
10 californiahorsecoalition.com.

11 Thank you to the members of the CHRB Board for
12 your leadership, your support, and your time this morning.
13 We're happy to answer any questions you may have.

14 CHAIR FERRARO: Questions from the Board?

15 VICE CHAIR GONZALES: Yes, Mr. Chairman.

16 First, thank you very much. Great presentation.

17 I'm just curious to know if we're going to be
18 seeing some policy proposals. You know, the Commission, as
19 we take a look at continuing our reform efforts, we know
20 we're now at a point, I believe, where we can start to take
21 some more proactive measures on how to make sure the
22 industry thrives, that the people involved in the industry
23 are taken care of.

24 So just, I mean, just curious to know if we should
25 be prepared? Because we are welcome -- I'd have to say, I

1 think I speak on behalf of the Board, we're always open to
2 new ideas on what we could be doing better and more of on
3 the regulatory end.

4 MS. EGAN: I certainly think that this is going to
5 be a very useful tool to work in conjunction with the CHRB
6 on coming up with policy proposals, but also the groundswell
7 of support that we'll be able to pull together from the
8 equine industry as a whole to speak together when policies
9 do come up. So we're certainly excited about that. That's
10 kind of the impetus of it.

11 I also quickly wanted to mention the partners that
12 have already signed on. They're not all represented here
13 today necessarily. But we have Del Mar, San Anita, and TOC,
14 CARMA, the CTBA, the Breeders Association, CTHF, California
15 Thoroughbred Trainers, the Edwin J. Gregson Foundation, and
16 the Winners Foundation, so this is a start. We're excited.
17 This is kind of the tier one thoroughbred go industry group,
18 but we also anticipate expanding to equine organizations
19 beyond the industry.

20 So the answer is yes, and we'll be excited to have
21 our momentum rolling in going forward.

22 VICE CHAIR GONZALES: Very encouraging. Great
23 work.

24 CHAIR FERRARO: Anybody else?

25 Are you a 501(c)(3) organization?

1 MS. EGAN: We are not. This is a project that's
2 under the Co-Operation Management Account that does a lot of
3 the different things, so we don't have a 501(c)(3) status at
4 this stage.

5 CHAIR FERRARO: Are you planning on getting it
6 or --

7 MS. EGAN: I think we'll kind of play it out. I
8 know there are some -- basically all the partners, or many
9 of the partners that aren't for-profit businesses, are
10 registered 501(c)(3), so I think we'll kind of see how it
11 all comes together and what organizational structure will
12 need to be most effective.

13 MS. ZIMMERMAN: One of the things, Commissioner,
14 when we put this coalition together is because it is funded
15 out of the Co-Op, we did not go to our partners and ask for
16 financial contributions at this point in time. What we are
17 looking for more is their groundswell, their membership, and
18 their ideas.

19 CHAIR FERRARO: Okay. I have a question that's a
20 little out of line for CARMA.

21 You fund various retirement farms around the
22 state. Do you inspect those on a regular basis?

23 MS. CLAWSON: We do. And Lucinda was just at farm
24 visits yesterday, so they're looking at them before the
25 granting process.

1 CHAIR FERRARO: And the inspections, is that like
2 once a year?

3 MS. CLAWSON: I would have to check on that, but I
4 believe they're annually.

5 CHAIR FERRARO: Okay, great. That's all. I
6 thought that was the case.

7 Any further questions?

8 Thank you very much.

9 VICE CHAIR GONZALES: Excellent.

10 CHAIR FERRARO: Good luck with your --

11 MS. ZIMMERMAN: Thank you very much.

12 CHAIR FERRARO: -- efforts.

13 VICE CHAIR GONZALES: That's a great idea.

14 CHAIR FERRARO: Yeah.

15 Agenda item number three, discussion and action by
16 the Board regarding approval of an agreement pursuant to
17 CHRB rule 1581, Racing Secretary to Establish Conditions,
18 between the Pacific Racing Association, PRA, the Los Angeles
19 Turf Club, LATC, and the Thoroughbred Owners of California,
20 TOC, regarding entry conditions and specified drug
21 substances or medications to be implemented by PRA and LATC
22 at their December 21st, 2022 through June 13th, 2023 and
23 December 21st, 2022 to June 20th, 2023 race meetings at
24 Golden Gate Fields and Santa Anita Race Course.

25 Go ahead, Eric.

1 MR. SINDLER: Good morning. Eric Sindler on
2 behalf of both Santa Anita and Golden Gate Fields.

3 This is just a continuation of the agreement that
4 the racetracks and TOC have had for the last few years.
5 Nothing changed.

6 CHAIR FERRARO: Okay, great.

7 Any questions from the Board?

8 Do we have any public comment?

9 Can I have a motion to approve?

10 COMMISSIONER CASTELLANOS: Castellanos motion.

11 COMMISSIONER DAVIS: Davis seconds.

12 CHAIR FERRARO: Okay. We have a vote.

13 Damascus?

14 COMMISSIONER CASTELLANOS: Yes.

15 CHAIR FERRARO: Gonzales?

16 VICE CHAIR GONZALES: Yes.

17 CHAIR FERRARO: Davis?

18 COMMISSIONER DAVIS: Yes.

19 CHAIR FERRARO: And the Chairman votes yes. Thank
20 you.

21 MR. SINDLER: Thank you.

22 CHAIR FERRARO: Moving on to item number four,
23 discussion and action by the Board on the Application for
24 License to Conduct a Horse Racing Meeting of the Pacific
25 Racing Association, PRA, at Golden Gate Fields, commencing

1 December 21, 2022, continuing through June 13, 2023,
2 inclusive.

3 CHAIR FERRARO: Gentlemen?

4 MR. SINDLER: Good morning. Eric Sindler on
5 behalf of Golden Gate Fields. I'm here with David Duggan
6 and William Rizzuto. They're going to get into most of the
7 substance of this. Just wanted to confirm that all
8 outstanding items have been submitted to the Board at this
9 point.

10 CHAIR FERRARO: Yeah. Congratulations on that.
11 I'm happy to see that.

12 MR. SINDLER: Thank you. Yes, I know it's been a
13 long time coming, so we're glad to get there also.

14 CHAIR FERRARO: Okay. Anything else you want to
15 tell us now?

16 MR. DUGGAN: Good morning, Mr. Chairman and
17 members of the Board.

18 Golden Gate Fields, obviously, the winter-spring
19 meet is probably our most important meet. We run 76 races
20 during that period of time with 15 stakes races.

21 The highlights would be the El Camino Real Derby,
22 which has gained a lot of traction in recent years. That
23 will be in February.

24 And Gold Rush Weekend, which will take place at
25 the end of April, which will feature the San Francisco Mile,

1 the California Derby, the California Oaks. And we're hoping
2 that that particular weekend will be a great opportunity for
3 us to showcase racing in Northern California in its best
4 possible light. We've had expressions of interest from
5 several trainers in Europe, both in Ireland and in the UK.
6 Indeed, we had a runner from Ireland in 2019 from Dermot
7 Weld's stable, and it looks like he's got something for us
8 for that weekend. So we're hoping that it will be a great
9 weekend of international celebration.

10 It's also going to feature, within our own group,
11 on what's known as the First Racing Tour, which is going to
12 be extensive media coverage and television coverage of many
13 of our big events within first racing, and the San Francisco
14 Mile Gold Rush Weekend will feature in that. So we're very
15 much looking forward to it. And, please, god, it's a very
16 successful one.

17 CHAIR FERRARO: Very good.

18 Do you have comments?

19 MR. RIZZUTO: William Rizzuto, Assistant General
20 Manager at Golden Gate Fields. No, I think David covered
21 everything. We're really looking forward to that meet.
22 It's definitely the backbone of the season for us, for
23 Northern California.

24 No, I think that's it. I think David covered it
25 pretty well.

1 CHAIR FERRARO: Great. Okay.
2 Any questions from the Board?
3 Do we have no public comment?
4 Can I have a motion?
5 VICE CHAIR GONZALES: Gonzales moves.
6 CHAIR FERRARO: Second?
7 COMMISSIONER DAVIS: Davis seconds.
8 CHAIR FERRARO: Damascus?
9 COMMISSIONER CASTELLANOS: Yes.
10 CHAIR FERRARO: Oscar?
11 VICE CHAIR GONZALES: Yes.
12 CHAIR FERRARO: Brenda?
13 COMMISSIONER DAVIS: Yes.
14 CHAIR FERRARO: And the Chairman votes yes.
15 Good luck, fellows.
16 MR. DUGGAN: Thank you very much, Commissioners,
17 and I wish to take the opportunity to wish you all a very
18 happy and enjoyable Thanksgiving.
19 VICE CHAIR GONZALES: Thank you. Thank you,
20 David.
21 COMMISSIONER DAVIS: Thank you.
22 CHAIR FERRARO: Item number five, discussion and
23 action by the Board regarding the distribution of race day
24 charity proceeds of the Pacific Racing Association, dba
25 Golden Gate Fields, 2021-2022 Winter-Spring Race Meeting.

1 MR. SINDLER: Good morning. Eric Sindler on
2 behalf of Golden Gate Fields.

3 And just as a reminder, this is just the statutory
4 distribution. This is not all charity donations that are
5 made by Golden Gate Fields. It's just under law, certain
6 amounts are donated to charity, which has to be approved by
7 the Board. And that is what we are seeking approval for.
8 And as is noted in the packet, all is going to horse racing
9 related charities.

10 CHAIR FERRARO: Questions from the Board?
11 Public comment?

12 Can I have a motion.

13 COMMISSIONER CASTELLANOS: Castellanos motion.

14 CHAIR FERRARO: Second?

15 VICE CHAIR GONZALES: Gonzales seconds.

16 CHAIR FERRARO: Okay. Ms. Davis?

17 COMMISSIONER DAVIS: Yes.

18 CHAIR FERRARO: Gonzales?

19 VICE CHAIR GONZALES: Yes.

20 CHAIR FERRARO: Castellanos?

21 COMMISSIONER CASTELLANOS: Yes.

22 CHAIR FERRARO: The Chairman votes yes.

23 MR. SINDLER: Thank you.

24 You're welcome.

25 Item number six, discussion and action by the

1 Board on the Application for License to Conduct a Horse
2 Racing Meeting of the Los Angeles Turf Club at Santa Anita,
3 commencing December 21st, 2022, through June 20th, 2023,
4 inclusive.

5 MR. SINDLER: Good morning, Eric Sindler again.
6 I'm here with Nate Newby and Amy Zimmerman.

7 And just like Golden Gate Fields, I have the honor
8 to say that, once again, everything is submitted this time.
9 So long time coming, but it is all there.

10 MR. NEWBY: Good morning, Commissioners. Nate
11 Newby, Santa Anita Park. We're looking forward to a great
12 season. A couple of notes to mention.

13 We do want to swap out. The racing calendar that
14 we originally submitted of 74 days, we want to swap out one
15 day of racing to a different day, basically, 12/27 is a non-
16 holiday Tuesday. We're going to swap that out for January
17 2nd, which is the holiday Monday. So no change in total
18 races. We just want to swap a day to what will be a better
19 race day with the holiday Monday.

20 We also want to highlight our break for the spring
21 meet, which will be after Santa Anita Derby and Easter. We
22 have a -- that's a great on-track weekend, especially, and
23 one of our biggest weekends of the year. The following week
24 will be the week that we take off to do a little turf course
25 maintenance and get everybody a break. So that's the

1 weekend of April 14th through 16th.

2 Other than that, we're looking forward to a great
3 season. We have 93 stakes races, so very busy stakes
4 schedule, and scheduled events and promotions, almost every
5 weekend, something going on to complement world-class
6 racing.

7 We're happy to answer any questions.

8 CHAIR FERRARO: Any questions from the Board?

9 VICE CHAIR GONZALES: How many races did you say
10 again?

11 MR. NEWBY: How many race days?

12 VICE CHAIR GONZALES: How many, yeah.

13 MR. NEWBY: Seventy-four.

14 VICE CHAIR GONZALES: Okay.

15 CHAIR FERRARO: Anything else you'd like to give
16 us? No?

17 Do we have public comment?

18 Can we have a motion?

19 VICE CHAIR GONZALES: Gonzales moves and making
20 sure that that date change that was referenced is included
21 in that, just for the record, so --

22 CHAIR FERRARO: Alright. Second?

23 COMMISSIONER DAVIS: Davis seconds.

24 CHAIR FERRARO: Castellanos?

25 COMMISSIONER CASTELLANOS: Yes.

1 CHAIR FERRARO: Gonzales?

2 VICE CHAIR GONZALES: Yes.

3 CHAIR FERRARO: Davis?

4 COMMISSIONER DAVIS: Yes.

5 CHAIR FERRARO: Ferraro, yes.

6 MR. NEWBY: Thank you very much.

7 CHAIR FERRARO: Good luck.

8 Item number seven, discharge and action by the
9 Board regarding the distribution of race day charity
10 proceeds of the Los Angeles Turf Club, Inc., dba San Anita
11 Park, 2021 through 2022 winter-spring meeting.

12 MR. SINDLER: Good morning. Eric Sindler on
13 behalf of Los Angeles Turf Club.

14 Similar to Golden Gate Fields, this is seeking
15 approval for the statutory amount that is our required to be
16 donated charity. This is by no means the full gamut of what
17 San Anita does for charity. This is just a very small
18 portion, but it's what the Board needs to approve. So we
19 seek your approval, please.

20 CHAIR FERRARO: Questions from the Board?

21 Public comment?

22 God, you guys are lucky this time.

23 MR. SINDLER: We're on a roll.

24 CHAIR FERRARO: Can I have a motion to approve?

25 COMMISSIONER CASTELLANOS: Castellanos motion.

1 CHAIR FERRARO: Second?

2 COMMISSIONER DAVIS: Davis seconds.

3 CHAIR FERRARO: Castellanos?

4 COMMISSIONER CASTELLANOS: Yes.

5 CHAIR FERRARO: Gonzalez?

6 VICE CHAIR GONZALES: Yes.

7 CHAIR FERRARO: Davis?

8 COMMISSIONER DAVIS: Yes.

9 CHAIR FERRARO: Ferraro, yes.

10 MR. SINDLER: Thank you very much. Thank you.

11 CHAIR FERRARO: You're welcome.

12 Item number eight, discussion and action by the
13 Board on the Application for License to Conduct a Horse
14 Racing Meeting of the Los Alamitos Racing Association, LARA,
15 at Los Alamitos Race Course, commencing December 7th, 2022
16 through December 20th, 2022, inclusive.

17 Go ahead, gentlemen.

18 MR. GUITIERREZ: Good morning, honorable Board.
19 Orlando Gutierrez from Los Alamitos Race Course. I'm the
20 Marketing Director of Los Alamitos. I'll be requesting the
21 approval of our application for the winter meet.

22 The live racing days will begin on Friday,
23 December 9th. We'll have six days of racing. And within
24 those six days, we'll have four stakes events, one each
25 weekend day. Our feature event will be the Starlet on our

1 opening Saturday weekend. And the condition book is
2 available on our website already. And the printed book will
3 be available today, as a matter of fact. So we're looking
4 forward to a good meet.

5 Thank you.

6 CHAIR FERRARO: Questions from the Board?

7 VICE CHAIR GONZALES: Just one question, Mr.
8 Chairman.

9 Orlando, at the last CHRB meeting, we were taking
10 a look at the Cal Expo meet and encouraging, strongly
11 encouraging them to consider night racing. So I just would
12 hope that you and CARF would begin to take a look at how to
13 make sure that that would work, because, you know, it would
14 probably overlap right around the same time.

15 So that's the only thing. I know you're probably
16 not prepared to give an answer now, but just wanted to make
17 sure that you and your team were aware that, in all
18 likelihood, we will have summer night racing here at Cal
19 Expo. So hopefully that, you know, reinforces rather than
20 kind of stepping on, you know, stepping on revenues and
21 opportunities.

22 MR. GUITIERREZ: Thank you for that, Commissioner
23 Gonzales.

24 VICE CHAIR GONZALES: Okay.

25 CHAIR FERRARO: Any further questions from the

1 Board?

2 Public comment?

3 Can we have a motion?

4 VICE CHAIR GONZALES: Gonzales moves.

5 COMMISSIONER CASTELLANOS: Castellanos seconds.

6 CHAIR FERRARO: Okay. Castellanos?

7 COMMISSIONER CASTELLANOS: Yes.

8 CHAIR FERRARO: Gonzales?

9 VICE CHAIR GONZALES: Yes.

10 CHAIR FERRARO: Davis?

11 COMMISSIONER DAVIS: Yes.

12 CHAIR FERRARO: Ferraro votes yes.

13 Congratulations.

14 MR. GUITIERREZ: Thank you.

15 CHAIR FERRARO: Okay. You're up next for this

16 one, too.

17 Discussion and action by the Board regarding the

18 distribution of race day charity proceeds of Los Alamitos

19 Racing Association, combined 2021 race meetings, in the

20 amount of \$4,584, to four beneficiaries.

21 MR. ENGLISH: Good morning, Commissioners. My

22 name is Rick English, representing --

23 A/V REPRESENTATIVE: Microphone on, sir. Push the

24 button.

25 MR. ENGLISH: Good morning, Commissioners. Rick

1 English, representing Los Alamitos Racing Association.

2 We have before you our request to approve the
3 distribution of our charity days funds from the last year's
4 meetings of \$4,584 to four industry-related beneficiaries.
5 We're here to request your approval for the distribution.

6 CHAIR FERRARO: Thank you.

7 Any questions from the Board?

8 Public comment?

9 Can we have a motion?

10 COMMISSIONER CASTELLANOS: Castellanos motion.

11 COMMISSIONER DAVIS: Davis second.

12 CHAIR FERRARO: Castellanos?

13 COMMISSIONER CASTELLANOS: Yes.

14 CHAIR FERRARO: Gonzalez?

15 VICE CHAIR GONZALES: Yes.

16 CHAIR FERRARO: Davis?

17 COMMISSIONER DAVIS: Yes.

18 CHAIR FERRARO: Ferraro votes yes.

19 Item number 10, discussion and action by the Board
20 regarding approval of an agreement, pursuant to CHRB Rule
21 1581, Racing Secretary to Establish Conditions, between Los
22 Alamitos Quarter Horse Racing Association and the Pacific
23 Coast Quarter Horse Racing Association regarding entry
24 conditions and specified drug substances or medications to
25 be implemented by LAQHRA at its December 21, 2022, through

1 December 19, 2023 race meeting at the Los Alamitos Race
2 Course.

3 Gentlemen?

4 MR. ENGLISH: Rick English, representing Los
5 Alamitos for this item.

6 Dino Perez of Pacific Coast Quarter Horse Racing
7 asked me to note, in the last paragraph of the staff
8 proposal is a mistake in the description of the law. It
9 says -- we'd like to point out that only two-year-olds are
10 prohibited from using Lasix from the stakes races.

11 CHAIR FERRARO: Right. Your stakes race allow
12 Lasix; is that correct?

13 MR. ENGLISH: Correct.

14 CHAIR FERRARO: Okay.

15 MR. ENGLISH: Except for two-year-olds.

16 CHAIR FERRARO: Yes.

17 MR. ENGLISH: Other than that, I have no comments
18 on this item.

19 CHAIR FERRARO: Questions from the Board?

20 Public comment?

21 Can we have a motion?

22 COMMISSIONER CASTELLANOS: Gonzales moves.

23 COMMISSIONER CASTELLANOS: Castellanos seconds.

24 CHAIR FERRARO: Castellanos?

25 COMMISSIONER CASTELLANOS: Yes.

1 CHAIR FERRARO: Gonzales?

2 VICE CHAIR GONZALES: Yes.

3 CHAIR FERRARO: Davis?

4 COMMISSIONER DAVIS: Yes.

5 CHAIR FERRARO: Ferraro, yes.

6 Congratulations.

7 Item number 11, discussion and action by the Board
8 on the Application for License to Conduct a Horse
9 Racing Meeting of the Los Alamitos Quarter Horse Racing
10 Association at Los Alamitos Race Course, commencing December
11 21st, 2022 through December 19th, 2023.

12 Gentlemen?

13 MR. ENGLISH: Rick English, representing Los
14 Alamitos Quarter Horse Racing Association.

15 We have the application before you. It's for 100
16 nights of racing. We race every Saturday and Sunday night,
17 with the exception of Super Bowl Sunday and Easter Sunday,
18 for our 2022-23 meet. Request approval for our application.

19 CHAIR FERRARO: Questions or comments from the
20 Board?

21 Public comment?

22 Motion?

23 COMMISSIONER CASTELLANOS: Castellanos motion.

24 VICE CHAIR GONZALES: Gonzales seconds.

25 CHAIR FERRARO: Castellanos?

1 COMMISSIONER CASTELLANOS: Yes.

2 CHAIR FERRARO: Gonzales?

3 VICE CHAIR GONZALES: Yes.

4 CHAIR FERRARO: Davis?

5 COMMISSIONER DAVIS: Yes.

6 CHAIR FERRARO: Ferraro votes yes.

7 Item number 12, discussion and action by the Board
8 regarding the distribution of race day charity proceeds of
9 Los Alamitos Quarter Horse Racing Association, from its 2021
10 race meeting, in the amount of \$15,083, to four
11 beneficiaries

12 MR. ENGLISH: Rick English, representing Los
13 Alamitos Quarter Horse Racing Association.

14 We have an application before you. All the
15 beneficiaries are -- the four beneficiaries are industry-
16 related qualified beneficiaries. And we request your
17 approval for the distributions.

18 CHAIR FERRARO: Questions or comments from the
19 Board? No? Motion?

20 COMMISSIONER CASTELLANOS: Castellanos motion.

21 CHAIR FERRARO: Second?

22 VICE CHAIR GONZALES: Gonzales seconds.

23 CHAIR FERRARO: Commissioner Davis?

24 COMMISSIONER DAVIS: Yes.

25 CHAIR FERRARO: Commissioner Gonzales?

1 VICE CHAIR GONZALES: Yes.

2 CHAIR FERRARO: Mr. Castellanos?

3 COMMISSIONER CASTELLANOS: Yes.

4 CHAIR FERRARO: And the Chairman votes yes.

5 Gentlemen, congratulations.

6 MR. ENGLISH: Thank you very much. Thank you.

7 CHAIR FERRARO: Item number 13, this is the first
8 of several of these. Discussion and action by the Board on
9 the Application for Approval to Conduct an Advanced Deposit
10 Wagering ADW of Lien Racing -- of Lien Games Racing, LLC,
11 dba OffTrackBetting.com, for an out-of-state multi-
12 jurisdictional wagering hub for the period of up to two
13 years.

14 MR. FORD: Good morning, Mr. Chairman, members of
15 the Board. My name is John Ford on behalf of Lien Games
16 Racing. We're a national account wagering company with a
17 hub in North Dakota and licensed in jurisdictions across the
18 states, seeking renewal of our license for a two-year
19 period. Happy to answer any questions you might have.

20 CHAIR FERRARO: Questions or comments from the
21 Board?

22 COMMISSIONER CASTELLANOS: I know this is the
23 beginning of, what, five or six of the same, but last time
24 we met, we had a discussion regarding trying to implement
25 the program or change your program to allow for an

1 additional bet for the scratches. And I know this is going
2 to be entailing for everybody. I mean, is that something
3 you guys have been working on or thought about since our
4 last discussion?

5 MR. FORD: On the multi-leg bets?

6 COMMISSIONER CASTELLANOS: Yes.

7 MR. FORD: Yeah, so we're happy to support that.
8 We have no issue. I think it's a great idea. It just
9 requires the Tote to be able to accommodate that.

10 So moving forward, so in the interest of not
11 repeating myself over and over, is that I would, you know, I
12 would express that those that are in line to come up next,
13 work on that. You have the -- you know, we've got two
14 years. If this gets approved, then we've got two years to
15 work on it and get it done, hopefully, by then.

16 MR. FORD: Happy to participate.

17 CHAIR FERRARO: And I would expect that, when you
18 come back in two years, you'd have it in place, so it would
19 be a requirement for your licensure on your next
20 application. And that would go for everybody. Is that
21 understood?

22 MR. FORD: Yes, sir.

23 CHAIR FERRARO: Any further comments or questions?

24 Public comment?

25 Motion?

1 COMMISSIONER CASTELLANOS: Castellanos motion.

2 CHAIR FERRARO: Second?

3 COMMISSIONER DAVIS: Davis seconds.

4 CHAIR FERRARO: Castellanos?

5 COMMISSIONER CASTELLANOS: Yes.

6 CHAIR FERRARO: Gonzales?

7 VICE CHAIR GONZALES: Yes.

8 CHAIR FERRARO: Davis?

9 COMMISSIONER DAVIS: Yes.

10 CHAIR FERRARO: The Chairman votes yes.

11 MR. FORD: Thank you very much.

12 CHAIR FERRARO: Thank you.

13 Number 14, discussion and action by the Board on
14 the Application for Approval to Conduct Advance Deposit
15 Wagering (ADW) of Game Play Network, Inc., for an out-of-
16 state multi-jurisdictional wagering hub, for a period of up
17 to two years.

18 MS. MACARTHUR: Good morning, Chairman. Oh, is it
19 on? Good morning, Chairman Ferraro, Vice Chairman Gonzalez,
20 and Commissioners. My name is Christina McArthur and I'm
21 the Chief Compliance Officer for Game Play Network, Inc.
22 I'm a regulatory attorney and have worked in gaming for
23 almost 20 years working for operators, manufacturers, and
24 the Nevada Gaming Control Board. I recently joined Gameplay
25 Network in September, September 1st, 2022. I'm appearing on

1 behalf of the company and its application for approval to
2 conduct advanced deposit wagering as an out-of-state multi-
3 jurisdictional wagering hub.

4 I'll be happy to answer any questions.

5 CHAIR FERRARO: Questions or comments from the
6 Board?

7 None from the public.

8 Motion?

9 VICE CHAIR GONZALES: Gonzales moves.

10 COMMISSIONER DAVIS: Davis seconds.

11 CHAIR FERRARO: Castellanos?

12 COMMISSIONER CASTELLANOS: Yes.

13 CHAIR FERRARO: Gonzales?

14 VICE CHAIR GONZALES: Yes.

15 CHAIR FERRARO: Davis?

16 COMMISSIONER DAVIS: Yes.

17 CHAIR FERRARO: And the Chairman votes yes.

18 MS. MACARTHUR: Thank you.

19 CHAIR FERRARO: Thank you.

20 MS. MACARTHUR: Happy Thanksgiving.

21 CHAIR FERRARO: To save my voice, I'm not going to
22 read everything. I'm just going to call the next event.

23 So this is Watch and Wager.com.

24 (Colloquy between Chair Ferraro and Staff)

25 MR. CUMMINS: Good morning, Commission. Ed

1 Cummins here, President of Watch and Wager.com.

2 MR. SCHICK: Good morning, Chairman Ferraro,
3 members of the Commission, Chris Schick, Watch and Wager
4 Harness. I'm just here to be with Ed today.

5 MR. CUMMINS: Well, we're reapplying for our two-
6 year license again, Commission. As you know, we've been
7 licensed here for multiple years. And, obviously, we
8 operate the Harness track, which successfully started on
9 Friday. And we look forward to supporting Californian
10 racing for the next two years. I think all our items are in
11 order, I believe.

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

14 Public comment?

15 Motion?

16 MR. CUMMINS: Well, just one point in relation to
17 the scratches, that's simply not true, what you just heard
18 earlier. It's not a matter for the Totes. It's a software
19 matter. And I'm pleased to say that we'll be releasing that
20 in January in a quiet time. It's quite a lot of technical
21 work. It has cost us quite a lot of money. But we believe
22 it's a good idea and we'll obviously update the CHRB when
23 it's ready, but we think January of 23.

24 CHAIR FERRARO: Oh, good for you.

25 MR. CUMMINS: Yeah.

1 CHAIR FERRARO: Yeah.

2 MR. CUMMINS: So people who say that it's not
3 possible are not telling the truth.

4 CHAIR FERRARO: Okay.

5 Do we have a motion?

6 COMMISSIONER CASTELLANOS: Castellanos motion.

7 Just a note before I stop speaking here, it wasn't
8 said that it wasn't possible, they said it was possible.
9 They said the Tote, I guess, machine was the issue, and that
10 was the discussion last time.

11 So moving forward, like I said, just to repeat
12 myself again, that is something that we look forward to.
13 And we're glad that you can do it in January rather than
14 wait for two years but --

15 MR. CUMMINS: Yeah.

16 COMMISSIONER CASTELLANOS: -- appreciate that.
17 Thank you.

18 CHAIR FERRARO: Were you going to make a motion?

19 COMMISSIONER CASTELLANOS: Oh, I did.

20 CHAIR FERRARO: You did?

21 COMMISSIONER CASTELLANOS: Once I started talking.

22 CHAIR FERRARO: Okay.

23 VICE CHAIR GONZALES: Gonzales seconds.

24 CHAIR FERRARO: Okay. Commissioner Davis?

25 COMMISSIONER DAVIS: Yes.

1 COMMISSIONER CASTELLANOS: There was a lot to the
2 motion here.

3 CHAIR FERRARO: Castellanos, you talk to much.
4 Commissioner Gonzales?

5 COMMISSIONER CASTELLANOS: It's rare.

6 VICE CHAIR GONZALES: Yes.

7 CHAIR FERRARO: And the Chairman votes yes.
8 Gentlemen, congratulations. Thank you.

9 MR. CUMMINS: Thank you, Board. And enjoy your
10 refreshments, courtesy of Watch and Wager.

11 CHAIR FERRARO: Okay, great.

12 MR. CUMMINS: Happy Thanksgiving.

13 CHAIR FERRARO: Sorry, I got a little out of
14 order. So actually, the next one we're going to call on is
15 NYRabets, LLC.

16 MR. ALLEVATO: I was worried you guys were going
17 to pass us by.

18 CHAIR FERRARO: No, no, it's just my, you know,
19 dyslexia here. I missed you.

20 MR. ALLEVATO: Tony Allevato, President of
21 NYRabets, Chief Revenue Officer of the New York Racing
22 Association. We're here for a renewal of our license to
23 conduct ADW wagering on behalf of NYRabets

24 Questions or comments from the Board?

25 No public comment.

1 Do we have a motion?

2 VICE CHAIR GONZALES: Gonzales moves.

3 COMMISSIONER CASTELLANOS: Castellanos seconds.

4 CHAIR FERRARO: Commissioner Davis?

5 COMMISSIONER DAVIS: Yes.

6 CHAIR FERRARO: Commissioner Gonzales?

7 VICE CHAIR GONZALES: Yes.

8 CHAIR FERRARO: Commissioner Castellanos?

9 COMMISSIONER CASTELLANOS: Yes.

10 CHAIR FERRARO: And the Chairman votes yes.

11 MR. ALLEVATO: I do want to say something on the
12 scratch wagering. We've been working on the software as
13 well. One thing that we would like to suggest -- but we,
14 first of all, we applaud the effort to do what's best for
15 the consumer, and we're always looking to protect the
16 bettors. But from our studies, from what we've seen on a
17 Tote standpoint, the people that have the option on track of
18 using an alternate runner, it's less than a half a percent
19 of the people are electing to use that.

20 So I would encourage the Board to consider
21 encouraging it but making it an option, and that way it's a
22 selling point for an ADW. So if NYRabets were to offer that
23 for its consumers, let the marketplace decide that they want
24 to bet with NYRabets because that's an option there. Even
25 that system is not foolproof because if your selected

1 alternate runner were to scratch as well, which does happen,
2 you would defer to the favorite as it currently stands.

3 VICE CHAIR GONZALES: Well, you have an option for
4 two years, but two years from now it's not an option. It
5 will be. Thank you very much. And you're approved.

6 The next group is ODS Technologies, L.P., dba TVG
7 Network.

8 MR. CASSIDY: Hello. My name is Thomas Cassidy.
9 I'm the Industry Relations Senior Manager here on behalf of
10 ODS Technologies, L.P., dba TVG Network, seeking a license
11 renewal for a two-year period.

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

14 Public comment?

15 COMMISSIONER CASTELLANOS: Is there any update
16 that you'd like to give us on -- or ask as far as the
17 alternate runner?

18 MR. CASSIDY: Sure. So this is something that we
19 intend to do. We are currently in the process of getting a
20 Tote migration started for the end of this year, by the end
21 of this year, early next year. So after we have that Tote
22 migration complete, this is something we intend to work on
23 with our new Tote provider.

24 COMMISSIONER CASTELLANOS: Thank you.

25 CHAIR FERRARO: Do we have a motion?

1 COMMISSIONER CASTELLANOS: Castellanos motion.
2 CHAIR FERRARO: Second?
3 COMMISSIONER DAVIS: Davis second.
4 CHAIR FERRARO: Castellanos?
5 COMMISSIONER CASTELLANOS: Yes.
6 CHAIR FERRARO: Gonzales?
7 VICE CHAIR GONZALES: Yes.
8 CHAIR FERRARO: Davis?
9 COMMISSIONER DAVIS: Yes.
10 CHAIR FERRARO: The Chairman votes yes.
11 Congratulations.
12 MR. CASSIDY: Thank you for your time. Have a
13 good holiday.
14 VICE CHAIR GONZALES: You too.
15 CHAIR FERRARO: The next one is Churchill Downs
16 Technology Initiatives Company, dba Twin Spires and
17 BetAmerica.
18 MR. RINEY: Hi. Good morning.
19 CHAIR FERRARO: Good morning.
20 MR. RINEY: Good morning. Chairman, Commissioner,
21 Staff, appreciate the opportunity. Chad Riney, Senior
22 Counsel with Churchill Downs Incorporated on behalf of
23 Churchill Downs Technology Initiatives Company, seeking
24 approval of renewing our ADW license for a two-year period.
25 And just to touch on the alternative picks, just

1 like TVG, this is also something we have had an open
2 dialogue with the CHRB about and continue to continue
3 working on that during this license renewal period.

4 CHAIR FERRARO: Questions or comments from the
5 Board?

6 VICE CHAIR GONZALES: I've got one. It's kind of
7 a separate matter.

8 I'm understanding that in Kentucky they're
9 considering constructing a Quarter Horse track in the
10 eastern part of the state. Do you have any insight on that,
11 just --

12 MR. RINEY: I do not have any insight on that.

13 VICE CHAIR GONZALES: Alright.

14 MR. RINEY: I apologize. My work with Churchill
15 is pretty siloed with our online business at this time.

16 VICE CHAIR GONZALES: Okay. Good. Alright.

17 MR. RINEY: Apologies. No information.

18 VICE CHAIR GONZALES: No worries. Thank you.

19 I have no questions.

20 CHAIR FERRARO: Any other questions?

21 Public comment? No.

22 Can we have a motion?

23 VICE CHAIR GONZALES: Gonzales moves.

24 CHAIR FERRARO: Second?

25 COMMISSIONER CASTELLANOS: Castellanos seconds.

1 CHAIR FERRARO: Commissioner Davis?

2 COMMISSIONER DAVIS: Yes.

3 CHAIR FERRARO: Castellanos?

4 COMMISSIONER CASTELLANOS: Yes.

5 CHAIR FERRARO: Gonzales?

6 CHAIR FERRARO: And Ferraro votes yes.

7 Congratulations.

8 MR. RINEY: Thank you.

9 CHAIR FERRARO: Go back to your freezing climate.

10 You know, I think the Board deserves a hand, that
11 we got through all this in the shortest time as possible.

12 VICE CHAIR GONZALES: In record time.

13 CHAIR FERRARO: How about that?

14 VICE CHAIR GONZALES: Thank you.

15 COMMISSIONER DAVIS: Chair Ferraro --

16 CHAIR FERRARO: Yes?

17 COMMISSIONER DAVIS: -- may I make a comment?

18 CHAIR FERRARO: Yes.

19 COMMISSIONER DAVIS: A couple of observations.

20 I want to say how refreshing it is to see all
21 these women coming up here and speaking for a change, and
22 that, I really appreciate that.

23 And the second thing is the way that the packet is
24 organized, this is very efficient. And we should commend
25 the staff. And I understand it was Cynthia's idea, so I

1 want to make sure we give her credit for that because we're
2 moving this right along.

3 VICE CHAIR GONZALES: Yes, we are.

4 COMMISSIONER DAVIS: And Damascus doesn't have to
5 repeat himself all the time. This is great.

6 VICE CHAIR GONZALES: Right. Thanks, everyone.

7 CHAIR FERRARO: Okay, item number 19, this is
8 going to be a little interesting, discussion and action by
9 the Board regarding entering into a Voluntary Implementation
10 Agreement with the Horse Racing Integrity and Safety
11 Authority, Incorporated.

12 Amanda, can you tell us where we are?

13 MS. BROWN: Good morning, Commissioners, Staff
14 Council, Amanda Brown.

15 So in May, the Board voted to enter into a
16 Voluntary Implementation Agreement with HISA with regards to
17 the National Racetrack Safety Program. That Agreement was
18 effective July 1st, 2022 and runs until the implementation
19 of the Anti-Doping and Medication Control Program, which is
20 still on schedule to start January 1st, 2023.

21 So this item today is basically what the Board
22 considered back in May with the added terms for the Anti-
23 Doping and Medication Control Program. Should the Board
24 elect to enter into this new Voluntary Agreement, Staff
25 requests that the Board authorize the Executive Director to

1 enter into the Agreement after securing all available
2 credits to the State of California's 2023 assessment, and
3 that the Board authorizes the Executive Director to fill in
4 the appropriate individuals to the required rules reflected
5 in the Agreement.

6 CHAIR FERRARO: So what does this recent court
7 ruling? How does this affect this?

8 MS. BROWN: Well, everything from HISA says that
9 they're going to still roll out the Anti-Doping and
10 Medication Control Program January 1st. The earliest, that
11 Fifth Circuit decision that declared HISA unconstitutional,
12 the earliest that would go into effect would be January
13 10th. So regardless, we'd have ten days that we would need
14 this to be effective. But HISA has indicated they're going
15 to, you know, exhaust every avenue to either get a stay or
16 reconsideration before that time. So it's kind of up in the
17 air on what's going to happen.

18 I will also point out that there's another very
19 similar case on appeal in the Sixth Circuit Eastern District
20 of Kentucky, that's Oklahoma versus the United States. So
21 there is a chance that, you know, the judge there rules it's
22 constitutional and we have two competing decisions. And
23 ultimately, I expect, you know, they'll ask the Supreme
24 Court to review it.

25 So that's what we know.

1 CHAIR FERRARO: Okay. So what's the downside if
2 we approve the Voluntary Agreement and HISA goes down? Is
3 there any downside to us?

4 MS. BROWN: No. I mean, maybe Cynthia can speak
5 to the payment portion of that. But otherwise, no, the
6 Agreement would be void and there'd be nothing for us to
7 enforce. We would go back to our California rules pre-HISA,
8 which, you know, for us, probably pretty easier than other
9 states.

10 MS. ALAMEDA: What I can speak to -- Cynthia
11 Alameda, Deputy Executive Director, on the -- we're
12 collecting payments currently for the first assessment.
13 They're coming in a little bit behind, so I don't think that
14 it would be difficult for us to kind of regroup and ensure
15 that all of our stakeholders didn't pay any fees that were
16 unnecessary. So I don't think there's any negative to
17 entering into the Agreement.

18 It also gives our stakeholders the opportunity to
19 come back in December to present how they would like to fund
20 the assessment. So they did it through market access fees
21 in the first assessment. So I'm sure they would need to
22 present that to us as well, just so we're ready in January
23 if everything goes forward.

24 CHAIR FERRARO: Questions or comments from the
25 Board?

1 COMMISSIONER CASTELLANOS: Castellanos.

2 So if that does -- if it doesn't go through, the
3 money that's talked about, what happens with that? I mean,
4 let's say HISA goes away.

5 MS. ALAMEDA: If HISA was unconstitutional, if
6 that held, we would cease collecting funds. I don't know
7 what would happen with the ones that have already been paid
8 for the first six months, because it was kind of to handle a
9 lot of the setup costs, so I don't think those would be
10 recouped. I'd just be guessing, though.

11 COMMISSIONER CASTELLANOS: Understandable.

12 CHAIR FERRARO: Public comment?

13 Do we have a motion?

14 COMMISSIONER DAVIS: Davis moves.

15 CHAIR FERRARO: Second?

16 COMMISSIONER CASTELLANOS: Castellanos seconds.

17 CHAIR FERRARO: Commissioner Castellanos?

18 COMMISSIONER CASTELLANOS: Yes.

19 CHAIR FERRARO: Commissioner Gonzales?

20 VICE CHAIR GONZALES: Yes.

21 CHAIR FERRARO: Commissioner Davis?

22 COMMISSIONER DAVIS: Davis.

23 CHAIR FERRARO: And the Chairman votes yes. The
24 motion is approved.

25 Item number 20, discussion and action by the Board

1 regarding the proposed amendment to CHIB Rule 1867,
2 Prohibited Veterinary Practices, to clarify subsection
3 regarding FDA-approved medications.

4 Robert?

5 MR. BRODNIK: Good morning, Commissioners. Robert
6 Brodnik, General Counsel for the California Horse Racing
7 Board.

8 Item 20 is a proposed amendment to Rule 1867.
9 Specifically, the proposal seeks to clarify subsection (b)
10 to make clear that compounded medications are permissible
11 within CHRB inclosures so long as they meet certain
12 guidelines, specifically that there are no other human or
13 animal drugs approved by the FDA and available to satisfy
14 the need for the compounded drug, and that the drug is
15 compounded by a California-licensed veterinarian or
16 California-licensed pharmacy.

17 Staff is seeking emergency rulemaking authority
18 here. Recently, the California Veterinary Medical Board has
19 interpreted our regulation to prohibit compounded
20 medications. And although we disagree with this
21 interpretation, we're seeking to clarify the regulation and
22 do so on an expedited basis to prevent further licensed
23 veterinarians from having accusations filed against them.

24 I'm happy to answer any questions.

25 CHAIR FERRARO: Questions from the Board? This is

1 a necessary move.

2 COMMISSIONER CASTELLANOS: Yeah. Castellanos
3 motion.

4 CHAIR FERRARO: Second?

5 COMMISSIONER DAVIS: Davis seconds.

6 CHAIR FERRARO: Castellanos?

7 COMMISSIONER CASTELLANOS: Yes.

8 CHAIR FERRARO: Gonzales?

9 VICE CHAIR GONZALES: Yes.

10 CHAIR FERRARO: Davis?

11 COMMISSIONER DAVIS: Yes.

12 CHAIR FERRARO: The Chairman votes yes. Thank
13 you.

14 Item number 21, Executive Director's Report.
15 Cynthia?

16 MS. ALAMEDA: Cynthia Alameda, Deputy Executive
17 Director. I'm changing my good afternoon to good morning
18 because this is going so fast. Thank you, Mr. Chairman and
19 good morning, Commissioners. My remarks will be brief.

20 And I will begin with the handle report. For the
21 month of October, night racing was down four percent, day
22 racing was down nine percent, and total handle was down nine
23 percent compared to the same month last year. Year to date,
24 night racing is down eight percent, day racing is down one
25 percent, and total handle is down two percent compared to

1 the first ten months last year.

2 This is just kind of recap what you just heard
3 with the presentation on the Voluntary Agreement, but on
4 this past Friday, November 18th, the CHRB issued an advisory
5 stating that the U.S. Court of Appeals for the Fifth Circuit
6 ruled that the Hertz Racing Integrity and Safety Act is
7 unconstitutional. The ruling also remands the case back to
8 the U.S. District Court for the Northern District of Texas
9 for further proceedings.

10 The decision did not alter any existing laws or
11 regulations currently in effect. Therefore, unless and
12 until a federal court makes a further decision on the case,
13 the CHRB will continue to honor its agreement with HISA and
14 enforce all federal rules.

15 The CHRB will continue to negotiate with HISA and
16 its enforcement entity, Drug Free Sport International, on
17 agreements for the upcoming 2023 calendar year, focusing on
18 our shared principle of promoting safety in horse racing.

19 And that is the report.

20 CHAIR FERRARO: Questions from the Board? None?

21 Public comment?

22 Motion to approve?

23 COMMISSIONER CASTELLANOS: Castellanos motion.

24 CHAIR FERRARO: Second?

25 COMMISSIONER DAVIS: Davis seconds.

1 CHAIR FERRARO: Castellanos?

2 COMMISSIONER CASTELLANOS: Yes.

3 CHAIR FERRARO: Gonzales?

4 VICE CHAIR GONZALES: Yes.

5 CHAIR FERRARO: Davis?

6 COMMISSIONER DAVIS: Yes.

7 CHAIR FERRARO: Ferraro votes yes.

8 Next item is our Equine Medical Director's Report.

9 Dr. Blea?

10 EQUINE MEDICAL DIRETOR BLEA: Good morning,
11 Chairman Ferraro, Vice Chairman Gonzalez, Commissioners. My
12 report will be short because of recent events in the last
13 couple days with HISA.

14 I just returned from the annual 8th American
15 Association of Equine Practitioners, where HISA was on
16 everybody's lips prior to Friday's announcement and then
17 post-Friday's announcement. There was a lot of conversation
18 generated over HISA. In fact, the Racing Committee, which
19 I'm a member of the AAEP Racing Committee, their agenda was
20 fully staffed with HISA members, Lisa Lazarus, Ben Mosier
21 from HIWU, Kate Middleton from HIWU, Mary Scollay from HIWU,
22 Ann McGovern from HIWU, and then I was also on the panel on
23 the agenda.

24 Needless to say, they opened up their conversation
25 with -- well, 30 minutes prior to the start of the meeting,

1 the announcement came out, so it was just a little bit of
2 everybody was on their heels. Their approach was we're
3 moving forward, pressing on, we'll discuss these issues with
4 veterinarians and the veterinary community. So right now
5 it's quote-unquote business as usual. Everybody's seen
6 what's in the lay press, what's in the mainstream press, and
7 it's an attorney's field day. So where things land, as it
8 stands now, from a medication standpoint, we'll be under
9 HISA rules for ten days, depending on what the courts rule.
10 Same thing with the Safety Standards.

11 So we've been participating with HISA. We've been
12 supporting them. We will continue to do so until told
13 otherwise. It's nice to know, and this was a message that I
14 relayed, not only during the Racing Committee meeting but
15 during the convention was, in all actuality, the HISA safety
16 program and the medication rules are not that far different
17 from where California is.

18 And there were numerous talks that occurred at
19 this convention. And just as a bit of background, the AAEP
20 is a member organization of veterinarians, equine
21 veterinarians, with a membership of close to 9,000 members,
22 so nationwide and international.

23 There was numerous discussions. Dr. Sue Stover
24 gave a keynote of which she discussed reform in California
25 on numerous fronts, the fact that our fatality rate has

1 decreased so substantially, the efforts that are ongoing in
2 California regarding health, safety, and welfare. And I can
3 tell you she referred to California Horse Racing Board
4 reform and safety in much of her three-hour keynote address.

5 Numerous presenters were also there, including Dr.
6 Spurray (phonetic), who presented on the PET. I'm co-author
7 on three of his papers that are either published or
8 currently in publication. The safety reforms at Golden Gate
9 were discussed at numerous times among different veterinary
10 groups.

11 And I had an opportunity to meet with many
12 veterinarians across the country, as well as
13 internationally, regarding how are you doing this? How does
14 this work? How did you find this? Did this work? You
15 know, what was the pushback? How can we make our programs
16 safer and better the way California did?

17 So kudos to this Board and to the stakeholders in
18 the state of California because you have a great story to
19 tell and people are starting to tell it. So we'll just keep
20 the foot on the pedal and keep going forward.

21 So with that, I'll talk a little bit about there's
22 a pilot program going on at Los Alamitos. I spoke to Dr.
23 Mary Beth Whitcomb about a year ago, and the issue is lumbar
24 fractures in racing Quarter Horses. It's a strange anomaly,
25 but the outcome is typically a catastrophic failure and the

1 horses go down, at risk of injuring the rider, and nobody
2 wants to see that. Dr. Allred is very engaged in trying to
3 identify this lesion in the lumbar vertebrae, specifically
4 L5, L6, but more importantly how to diagnose it.

5 So in the interim, there's a pilot program that
6 has been instituted. Dr. Rick Arthur is overseeing that
7 program. To date, I think they've probably got 18 to 20
8 horses in that program. Dr. Allred has funded the entire
9 program and provided many of the horses in that program.
10 And the goal is to combine a physical exam and manipulate
11 your physical exam in combination with transrectal
12 ultrasound to find these lesions on the 5th and 6th lumbar
13 vertebrae, because that's where we see them on the necropsy
14 floor when these horses fail.

15 So there's a lot of good work that's been done.
16 Dr. Sue Stover is involved with her lab. Dr. Whitcomb is a
17 professor emeritus in ultrasound at UC Davis in diagnostic
18 imaging. So we've also incorporated Dr. Kevin Haussler from
19 Colorado State. He is a renowned expert on backs. And when
20 you listen to him talk, I didn't realize you could
21 manipulate a horse's skeleton as much as you can. I learned
22 something. But there's quite a few really good minds
23 working on this.

24 And the next step will be to try to write
25 something up and get it published. Dr. Whitcomb is in the

1 process of doing that.

2 But to this anomaly in Quarter Horse racing, it's
3 difficult to identify these horses. We're trying to figure
4 out a way to identify them proactively anti-mortem rather
5 than postmortem. And the goal is to not only identify a
6 diagnostic tool, but a screening tool. So it's not going to
7 happen overnight.

8 And it's not going to happen without any funding.
9 So we're also trying to figure out a way to solicit funding
10 from the industry for this. Because, as I said, Dr. Allred
11 has provided all the funding up to this point, as well as
12 the horses and the labor.

13 So with that, moving on. At the Maddy Lab, this
14 past month in October, the Maddy Lab tested 1,471 -- excuse
15 me, 1,474 samples, 48 of which were in work bloods. Of
16 those 1,474 samples, there were five medication violations
17 in three horses. There was one phenylbutazone, Class 4C,
18 one cobalt in a running Quarter Horse at Los Alamitos, and
19 one in a running Quarter Horse at Los Alamitos with Lanoxin,
20 Ketofen and phenylbutazone, all found in the urine.

21 The cobalt violation is a two-step violation but
22 was the impetus for providing another memorandum to horsemen
23 regarding a particular product that's available commercially
24 and the risk of exceeding the cobalt threshold in your
25 horses.

1 Out of competition testing, 1,024 samples were
2 tested, which included testing for EPO, or EPOGEN, anabolic
3 steroids, post-race blood and urine, as well as IGF testing
4 and hair submissions.

5 In California, in October, there were six
6 fatalities, two musculoskeletal, one in racing, one in
7 training, two sudden deaths, one accident, and one
8 neurological case, A total of six fatalities in California
9 in October.

10 That concludes my report. I'm happy to answer any
11 questions.

12 CHAIR FERRARO: Questions from the Board?

13 This study at Los Al, how long do you think it's
14 going to go on?

15 EQUINE MEDICAL DIRETOR BLEA: I think they're
16 ready to start taking outside horses. They're kind of at a
17 point where they're out of money, so we're going to try to
18 see if we can find some outside funding for this study. But
19 if we can get funding to do this, and Dr. Whitcomb is kind
20 of doing this on a volunteer basis -- and it's time
21 consuming between the exam and the ultrasound, it's probably
22 a two to three hour per horse thing.

23 So the pilot, something will get written up, but
24 from here on I think we need to focus on more of a funded
25 prospective study.

1 CHAIR FERRARO: Okay. Any questions or comments
2 from the Board?

3 VICE CHAIR GONZALES: Yeah, just something from my
4 end.

5 Good report, Dr. Blair. I know it's never too
6 early to prepare for the upcoming Breeders' Cup, but to the
7 extent you can, you know, any kind of, you know, debrief,
8 kind of what worked, what didn't work, I think while it's
9 fresh on everyone's mind, don't hesitate to reach out to any
10 of those folks. I know the Breeders' Cup, they kind of come
11 in and run their own program, but I think, you know, what
12 distinguishes us is with the scratch panel.

13 So, you know, not that you've got to report back,
14 but just never hesitate to reach out just to -- I think they
15 may have had an incident or two in the two-day racing. That
16 didn't seem that anything was catastrophic, but just more
17 just, you know, gearing up for the Breeders' Cup.

18 The other thing is, to the extent that any
19 legislative sponsors of HISA, like Senator Feinstein, for
20 example, maybe we offer to her staff a briefing so that you
21 and the Executive Director and his team can answer any
22 questions. Because she, I know, through her staff, checks
23 in periodically, so maybe make ourselves available for that.

24 And then for anybody else, if the stakeholders
25 feel, you know, in the coming weeks that things are

1 becoming, you know, whether it's, you know, confusing or
2 cross signals, also making ourselves available for any of
3 the stakeholders.

4 But I appreciate the report. And once again, it's
5 good to have you back in the saddle.

6 EQUINE MEDICAL DIRECTOR BLEA: Thank you. To that,
7 you know, I think -- and I'm more than willing and happy to
8 discuss anything with HISA with anybody at any time, and
9 people, I'm happy to do that -- and I think it's important
10 to get the correct messaging out because there's so many
11 different messaging. It's like a disease outbreak. If you
12 don't have the correct messaging, everybody's assuming the
13 worst.

14 And then to your comment about Breeders' Cup,
15 which I appreciate, I agree with you 110 percent. In fact,
16 for the Kentucky Breeders' Cup at Keeneland this year, they
17 were speaking to me about how we did things and what they
18 were doing. And there was a basic -- a symbiotic
19 relationship with Dr. Howard from the Kentucky Horse Racing
20 Commission and Dr. Stuart Brown, the Director of Safety at
21 Keeneland. In fact, we were talking almost daily during the
22 week, one or the other. So we have a synergistic
23 relationship that we can continue to monitor, that I
24 continue to monitor.

25 And I spoke to Dr. Farmer from Breeders' Cup a

1 couple of days ago that, you know, let's start working ahead
2 of time with this. Yeah, so --

3 VICE CHAIR GONZALES: That's great. Good work,
4 sir.

5 EQUINE MEDICAL DIRETOR BLEA: -- to your point, we
6 will address that.

7 VICE CHAIR GONZALES: Good work, Doc.

8 CHAIR FERRARO: And just to clarify, HISA
9 medication rules go into effect January 1, and the court
10 decision is January 10. So those ten days, for sure, we're
11 operating under the medication rules of HISA; is that
12 correct?

13 EQUINE MEDICAL DIRETOR BLEA: You are correct.

14 CHAIR FERRARO: And then depending on what the
15 ruling is, we go from there?

16 EQUINE MEDICAL DIRETOR BLEA: You are correct.

17 CHAIR FERRARO: Well, it's not that much different than
18 the California rules, really.

19 EQUINE MEDICAL DIRETOR BLEA: It's not that much
20 different. The confusion for veterinarians is detection
21 time versus thresholds. So in fact, I have a meeting this
22 evening with them about that. But the detection times are
23 different than the thresholds. And the detection times are
24 based on a European model.

25 So I'm going to recommend people push their

1 medication administrations back further. And I'm in the
2 process of doing some calculations and trying to figure it
3 out to give them some information proactively to avoid
4 problems.

5 CHAIR FERRARO: Thank you.

6 Do you have a public comment?

7 COMMISSIONER CASTELLANOS: Mr. Chairman, one more
8 thing.

9 Dr. Blea, thank you for your report again. You
10 know, ever since I've been involved in the CHRB, when I was
11 sitting out there and listening, now I'm sitting here as a
12 Commissioner, I need to express that from what Dr. Blea
13 mentioned, as far as everybody recognizing what we're doing
14 in California, it's very appreciative, but it's for the
15 stakeholders.

16 And I'd like to thank you guys for the patience.
17 I know it's not easy. It's hard. I get it. Trainers,
18 owners, and everybody else have kind of grumbled, but it's
19 the things we have to do as we learn. And so when Dr. Blea
20 goes out and we learn these things, then we have to take
21 some kind of action and address those things.

22 So I'd like to thank everybody, whether you're
23 here listening. Thank you for following along and the
24 patience, and we really appreciate it.

25 Thank you, Dr. Blea.

1 CHAIR FERRARO: I second that.

2 CHAIR FERRARO: Well said. Well said, Damascus.

3 CHAIR FERRARO: I don't think that we need,
4 really, a motion here, actually. We just accept the report.
5 And there's no public comment.

6 Is there a public comment on Dr. Blea's report?

7 But we have public comments now. We take them.

8 Okay.

9 Ms. Conrad, nice to see you again.

10 MS. CONRAD: Nice to see you too. Thanks for
11 having me.

12 So thank you, Vice Chair Gonzales. You mentioned
13 at our last meeting that you would look into the whereabouts
14 of the 65, and now 75 horses that have been banned off site
15 California racetracks since 2020 and have not been entered
16 in any races since that I could find. I'm wondering what
17 your findings are, if these horses have been euthanized or
18 sent to slaughter, and if they will be included in
19 California's mortality statistics?

20 VICE CHAIR GONZALES: Yeah. Thanks for following
21 up.

22 Do you want to touch on that?

23 MS. ALAMEDA: So I believe you may have received
24 an email from us through our inquiry.

25 MS. CONRAD: I did.

1 MS. ALAMEDA: So from our perspective, these are
2 horses that are not necessarily missing, they're simply not
3 within the purview of public disclosure at this point. So
4 they're either going to be on our veterinarian's list or
5 they're going to be on our fatality listing, but they're
6 not -- it's not publicly disclosable, their status at any
7 given moment. It just depends if they fit a certain
8 criteria, then there are certain statistics about them that
9 are available.

10 Some public websites that are not affiliated with
11 CHRB have additional information like was written to you in
12 the response. But as far as following up on their specific
13 status, that would only be if they fit a certain criteria
14 and you would always find that information on our website.

15 MS. CONRAD: Okay. I haven't been able to find
16 any information about these horses, so --

17 MS. ALAMEDA: Well, that would mean that they
18 don't fit a specific criteria.

19 MS. CONRAD: I understand that they're -- you
20 don't want to call them missing. And the email that I got
21 said,

22 "It appears you're mistakenly identifying horses as
23 missing when their status is simply not information
24 that's required to be made public."

25 So the worry that the California public and now

1 some local and state legislators have is that California
2 racetracks are allowing, possibly even suggesting, that
3 horse owners are banning their horses off site after a fatal
4 racing injury to be euthanized or sent to slaughter rather
5 than being humanely euthanized on site by a licensed
6 racetrack veterinarian as done previously.

7 Because of the public scrutiny that began in 2019,
8 these horses would then have normally been included in the
9 CHRB and UC Davis Equine Postmortem Program Report and
10 statistics, which gave crucial detailed autopsy reports of
11 California racetracks and of which Dr. Ferraro is well
12 aware, because he used to run that program, the last
13 complete Postmortem Report that I could find on the
14 California Horse Racing Board website was for 2019-2020, and
15 I haven't seen a full post-mortem report since.

16 So I'm wondering that -- you know, hoping for
17 transparency of veterinary records. If these horses have
18 been euthanized or sent to slaughter, I am hoping they will
19 be included in California's death statistics. We're
20 concerned that this is an artificial way of deflating the
21 California statistics that California racetracks -- that
22 we're taking good pride in right now, that this might be
23 just another way to lower those statistics on paper.

24 At the last meeting, Executive Director Chaney
25 told Board member Thomas Hudnut, when questioned about the

1 Golden Gate Field's lack of disclosure, said that it was a
2 private matter. He said that immediately. So it told me
3 that he was already aware of that and had been in
4 communication, but that not all the Board Members were aware
5 of that.

6 So I'm hoping that some of the Board Members --
7 the worry is that some of the Board Members might be aware
8 of this new unofficial protocol and are turning a blind eye
9 to this new protocol. And as the only state board that --
10 and that this is a legal technicality. As the only state
11 Board that protects these horses, I'm really hoping that you
12 do right by them and at least include them as a number in
13 your statistics.

14 Would you like to see more? I can tell you about
15 more.

16 CHAIR FERRARO: Well, I can just tell you that the
17 problem for us is that once a horse leaves an environment
18 that's controlled by the CHRB, we have no way of tracking
19 them. And because these horses are missing doesn't mean
20 that they've been euthanized or something's happened to
21 them. Many horses that maybe didn't perform very well on
22 the track go home and are retired, or something else is done
23 with them, we have no way of tracking them. Others go out
24 of state, you know, it's a national thing there. If horse
25 is not successful in California, they may ship them to

1 another state where the competition is easier and, you know,
2 they continue their racing careers elsewhere.

3 I mean, it's beyond our capacity to really trace
4 all these down. The only thing I can tell you is that HISA
5 may be your answer because HISA requires that every horse is
6 registered and its location is identified. And any time the
7 location is changed, you have to notify HISA.

8 So, you know, in terms of tracking, nationally,
9 horses where they are and where they've gone, HISA should be
10 your answer because we're limited to what we can do. Once
11 they leave California, we really have no way of tracking
12 them or even interceding on their behalf, so --

13 MS. CONRAD: Would they normally be euthanized on
14 the track? Is there a way that you can continue that
15 practice so that they're included in the Postmortem Program
16 that's so detailed?

17 CHAIR FERRARO: Well, what we've recently done is
18 that any horse that dies within 72 hours after leaving the
19 track has to be reported to us.

20 MS. CONRAD: Oh, okay.

21 CHAIR FERRARO: So we're trying -- and we're
22 trying to avoid the situation where somebody takes a horse
23 off the track and euthanizes it elsewhere to avoid having to
24 report the death.

25 MS. CONRAD: Oh, great.

1 CHAIR FERRARO: So we are. That is one
2 improvement we made.

3 But the international -- or the national movement
4 is a problem that we can't solve, but I'm hoping that HISA
5 will be able to help you on that.

6 MS. CONRAD: Okay. And that's already been
7 implemented, that 72-hour rule?

8 CHAIR FERRARO: Yes. Yes. Yes.

9 MS. CONRAD: She's shaking her head.

10 MS. ALAMEDA: No, it's just in progress.

11 MS. CONRAD: In progress?

12 MS. ALAMEDA: We've approved it at the Board
13 level.

14 CHAIR FERRARO: It's been approved here, yeah.
15 And I'm sorry. It takes a while to get implemented.

16 MS. CONRAD: Okay. Thank you for your time and
17 your answers.

18 CHAIR FERRARO: Yeah. You're welcome.

19 Anybody else?

20 Can we have a motion to adjourn?

21 COMMISSIONER CASTELLANOS: Castellanos motion.

22 COMMISSIONER DAVIS: Davis seconds.

23 CHAIR FERRARO: Castellanos?

24 COMMISSIONER CASTELLANOS: Yes.

25 CHAIR FERRARO: Gonzales?

1 VICE CHAIR GONZALES: Yes.

2 CHAIR FERRARO: Davis?

3 COMMISSIONER DAVIS: Yes.

4 CHAIR FERRARO: And the Chairman votes yes.

5 Thank you all for coming

6 (The regular meeting of the California Horse Racing Board

7 adjourned at 11:16 a.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 5th day of December, 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

December 5, 2022