

CALIFORNIA HORSE RACING BOARD

1010 Hurley Way, Suite 300

Sacramento, CA 95825

www.chrb.ca.gov

(916) 263-6000

information@chrb.ca.gov

NOTICE OF MEETING

Notice is hereby given that a meeting of the **California Horse Racing Board (CHRB/Board)** will be held on **Thursday, January 19, 2023**, commencing at **9:30 a.m.** at the **California Exposition and State Fair Grandstand, 1600 Exposition Boulevard, Sacramento, California**. The audio portion only of the California Horse Racing Board regular meeting will be available online through a link at the CHRB website (www.chrb.ca.gov) under "Webcasts."

The agenda for the regular meeting will consist of the following matters:

AGENDA

Action Items:

1. **Approval of the minutes of December 15, 2022.**
2. Discussion and action by the Board regarding the **Allocation of Northern California Thoroughbred Racing Dates for racing year 2023.**
3. Discussion and action by the Board regarding approving a **Plan Amendment to the California Horse Racing Board Defined Contribution Retirement Plan for California Licensed Jockeys.**
4. Discussion and action by the Board on the **Renewal Application for License to Operate a Minisatellite Wagering Facility at Sammy's Original** in Lake Forest, California.
5. **Discussion and action by the Board regarding the delegation of authority to the executive director pursuant to California Business and Professions Code section 19428 for one year.**
6. Reports
 - A. **Executive Director's Report.**
 - B. **Equine Medical Director's Report.**
7. **Public Comment:** Communications, reports, requests for future actions of the Board. **Note:** During the public comment period, a total of thirty minutes will be allowed for public comments. After thirty minutes, no further comments will be accepted. Each person will be limited to two minutes.

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

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

CALIFORNIA HORSE RACING BOARD

Gregory L. Ferraro, DVM, Chairman
Oscar Gonzales, Vice Chair
Dennis Alfieri, Member
Damascus Castellanos, Member
Brenda Davis, Member
Thomas C. Hudnut, Member
Wendy Mitchell, Member
Scott Chaney, Executive Director
Cynthia Alameda, Deputy Executive Director

Date of Notice: January 6, 2023

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PENDING LITIGATION
JANUARY 2023

COURT LITIGATION

- A. Ruis Racing, LLC v. California Horse Racing Board**
Superior Court of California, County of Los Angeles
- B. Hollendorfer v. California Horse Racing Board**
Superior Court of California, County of San Diego
- C. Baltas v. California Horse Racing Board**
Superior Court of California, County of Los Angeles
- D. Baltas v. California Horse Racing Board (Et. al)**
Superior Court of California, County of Los Angeles
- E. Saldana v. California Horse Racing Board**
U.S. District Court, Southern District of California
- F. Jamgotchian v. California Horse Racing Board**
U.S. District Court, Central District of California

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PERSONNEL MATTERS
JANUARY 2023

Employment

- A. Executive Director position Exempt Salary Level Update and Salary Range Update of Position and Executive Director Position (395-100-8582-001), California Horse Racing Board, Executive Director Scott Chaney Salary Increase Request Approval

CALIFORNIA HORSE RACING BOARD

1010 Hurley Way, Suite 300

Sacramento, CA 95825

www.chrb.ca.gov

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**REGULAR BOARD MEETING MINUTES**

Date and Time: December 15, 2022 at 9:30 a.m.

Location: California Exposition and State Fair Grandstand, Clubhouse
1600 Exposition Boulevard
Sacramento, CA

Board Members Present: Gregory Ferraro, Chairman
Oscar Gonzales, Vice-Chairman
Dennis Alfieri, Member
Damascus Castellanos, Member
Brenda Washington Davis, Member
Thomas Hudnut, Member

Staff Members Present: Scott Chaney, Executive Director
Cynthia Alameda, Deputy Executive Director
Robert Brodrik, General Counsel
Amanda Brown, Staff Counsel

1. APPROVAL OF THE MINUTES OF NOVEMBER 22, 2022.

Motion: To approve the minutes of November 22, 2022.

Motioned/Seconded: Davis/Gonzales.

Roll call vote: **Aye:** Hudnut, Castellanos, Gonzales, Davis, Ferraro. **Nay:** None. **Abstain:** Alfieri. **Motion carried.**

Pages 3-4 in the Board transcript.

2. PRESENTATION FROM THE PEOPLE FOR THE ETHICAL TREATMENT OF ANIMALS (PETA) REGARDING MATCH RACING IN CALIFORNIA.

Pages 4-21 in the Board transcript.

3. REPORT FROM THE JOCKEY AND DRIVER WELFARE COMMITTEE.

Pages 21-28 in the Board transcript.

4. DISCUSSION AND ACTION BY THE BOARD REGARDING THE ALLOCATION OF NORTHERN CALIFORNIA THOROUGHBRED RACING DATES FOR RACING YEAR 2023.

Motion: The item was tabled until the January 19, 2023, regular Board meeting.

Pages 28-38 in the Board transcript.

Proceedings of the Regular Meeting of December 15, 2022

5. DISCUSSION AND ACTION BY THE BOARD REGARDING **CALIFORNIA THOROUGHBRED BREEDERS ASSOCIATION'S REQUEST FOR AUTHORIZATION OF ITS UPCOMING HORSE SALE AT FAIRPLEX IN POMONA, CALIFORNIA**, PURSUANT TO CHRB RULE 1807, AUTHORIZED HORSE SALES.

Motion: To approve the Thoroughbred Breeders Association request for authorization of its upcoming horse sale at Fairplex in Pomona, California, pursuant to CHRB Rule 1807, Authorized Horse Sales.

Motioned/Seconded: Alfieri/Gonzales.

Roll call vote: Aye: Davis, Alfieri, Gonzales, Castellanos, Hudnut, Ferraro. **Nay:** None.

Motion carried.

Pages 38-41 in the Board transcript.

6. DISCUSSION AND ACTION BY THE BOARD REGARDING THE **REQUEST TO CONTINUE THE DISTRIBUTION OF MARKET ACCESS FEES FROM ADVANCED DEPOSIT WAGERING FOR WAGERING CONDUCTED BY THOROUGHBRED ASSOCIATIONS IN THE CENTRAL AND SOUTHERN ZONES FOR 2023** TO INCLUDE DISTRIBUTIONS TO SOUTHERN CALIFORNIA OFF-TRACK WAGERING, INC.

Motion: To approve the request to continue the distribution of market access fees from Advanced Deposit Wagering for wagering conducted by thoroughbred associations in the Central and Southern zones for 2023 to include distributions to Southern California Off-Track Wagering, Inc.

Motioned/Seconded: Gonzales/Davis.

Roll call vote: Aye: Hudnut, Castellanos, Gonzales, Alfieri, Davis, Ferraro. **Nay:** None.

Motion carried.

Pages 41-43 in the Board transcript.

7. DISCUSSION AND ACTION BY THE BOARD REGARDING THE **REQUEST TO MODIFY THE DISTRIBUTION OF MARKET ACCESS FEES FROM ADVANCED DEPOSIT WAGERING FOR WAGERING CONDUCTED BY THE SIGNATORY RACING ASSOCIATIONS FOR 2023** TO INCLUDE A DISTRIBUTION TO BE UTILIZED TO FUND A CALIFORNIA CO-OP MARKETING PROGRAM.

Motion: To approve the request to modify the distribution of market access fees from Advanced Deposit Wagering for wagering conducted by the signatory racing associations for 2023 to include a distribution to be utilized to fund a California co-op marketing program.

Motioned/Seconded: Hudnut/Castellanos.

Roll call vote: Aye: Davis, Alfieri, Gonzales, Hudnut, Castellanos, Ferraro. **Nay:** None.

Motion carried.

Pages 43-44 in the Board transcript.

8. DISCUSSION AND ACTION BY THE BOARD REGARDING THE **REQUEST TO MODIFY THE DISTRIBUTION OF MARKET ACCESS FEES FROM ADVANCED DEPOSIT WAGERING WHICH OTHERWISE WOULD HAVE FUNDED PURSES AND COMMISSIONS TO COVER THE ASSESSMENTS AS ALLOCATED TO EACH SIGNATORY RACING**

Proceedings of the Regular Meeting of December 15, 2022

ASSOCIATION PURSUANT TO THE HORSE RACING INTEGRITY AND SAFETY ACT OF 2020 (“HISA”) FOR CALENDAR YEAR 2023.

Motion: To approve the request to modify the distribution of market access fees from Advanced Deposit Wagering which otherwise would have funded purses and commissions to cover the assessments as allocated to each signatory racing association pursuant to the Horse Racing Integrity and Safety Act of 2020 (“HISA”) for calendar year 2023.

Motioned/Seconded: Castellanos/Hudnut.

Roll call vote: Aye: Davis, Alfieri, Gonzales, Castellanos, Hudnut, Ferraro. **Nay:** None.

Motion carried.

Pages 44-49 in the Board transcript.

9. DISCUSSION AND ACTION BY THE BOARD REGARDING THE **REQUEST TO MODIFY THE DISTRIBUTION OF MARKET ACCESS FEES FROM ADVANCED DEPOSIT WAGERING FOR WAGERING CONDUCTED BY THOROUGHBRED ASSOCIATIONS AND RACING FAIRS IN THE CENTRAL AND SOUTHERN ZONES** TO INCLUDE A DISTRIBUTION TO THE SOUTHERN CALIFORNIA STABLING AND VANNING FUND OF 1.02%, AND TO ADJUST THE AMOUNT DISTRIBUTED TO THAT FUND FROM BRICK AND MORTAR WAGERING TO 1.02% FOR 2023.

Motion: To approve the request to modify distribution of marked access fees from Advanced Deposit Wagering for wagering conducted by thoroughbred associations and racing fairs in the Central and Southern zones to include a distribution to the Southern California Stabling and Vanning Fund of 1.02 percent and to adjust the amount distributed to that fund from brick and mortar wagering to 1.02 percent for 2023.

Motioned/Seconded: Hudnut/Alfieri.

Roll call vote: Aye: Davis, Alfieri, Gonzales, Hudnut, Castellanos, Ferraro. **Nay:** None.

Motion carried.

Pages 49-50 in the Board transcript.

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

Motion: To approve the application for approval to conduct Advance Deposit Wagering of Xpressbet, LLC, for an out-of-state multijurisdictional wagering hub, for a period of up to two years.

Motioned/Seconded: Hudnut/Alfieri.

Roll call vote: Aye: Davis, Alfieri, Gonzales, Hudnut, Castellanos, Ferraro. **Nay:** None.

Motion carried.

Pages 50-54 in the Board transcript.

11. REPORTS.

A. Executive Director’s Report.

B. Equine Medical Director’s Report.

Proceedings of the Regular Meeting of December 15, 2022

Pages 54-66 in the Board transcript.

12. PUBLIC COMMENT.

Pages 66-74 in the Board transcript.

MEETING ADJOURNED AT 11:42 A.M.

Proceedings of the Regular Meeting of December 15, 2022

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

Chairman

Executive Director

Agenda Item 2

STAFF ANALYSIS DISCUSSION AND ACTION BY THE BOARD REGARDING THE ALLOCATION OF NORTHERN CALIFORNIA THOROUGHBRED RACING DATES FOR RACING YEAR 2023

Regular Board Meeting
January 19, 2023

ISSUE:

Every year, the California Horse Racing Board (Board) hears from industry stakeholders regarding the allocation of race dates for the following year. This discussion is initially held at the Race Dates Committee (Committee) meeting, prior to being presented to the Board at a regular meeting for final approval of the allocated race dates. In the past, there has been discussion of adopting a multi-year allocated race dates calendar, but to date one has not been established.

The Board discussed the allocation of 2023 race dates at the September 2022 Race Dates Committee meeting and the September 2022 Board meeting, then again at the October 20, 2022, and the December 15, 2022, regular Board meetings. At the September 2022 Board meeting, the Board adopted the 2023 Southern California race dates and the 2023 Harness racing dates. The Board deferred the 2023 Northern California race date discussion until the October meeting to allow time for additional considerations.

At the October 2022 Board meeting, the Board heard from industry stakeholders regarding the 2023 proposed Calendar for fair and thoroughbred racing but held off finalizing the dates to provide further time for additional considerations. At the December 2022 Board meeting, the Board again heard from industry stakeholders who asked to table the item for an additional month to give stakeholders more time to come to an agreement.

RECOMMENDATION:

This item is presented for discussion.

CALIFORNIA HORSE RACING BOARD
2023 ALLOCATED RACE DATES CALENDAR

*Note: The allocation begins on the Wednesday prior to opening day
and concludes on the Tuesday following closing day.*

THOROUGHBRED MEETINGS - CENTRAL & SOUTHERN ZONES

<u>Location</u>	<u>Allocated Dates</u> *
Santa Anita	12/21/22 – 06/20/23
Del Mar	07/12/23 – 09/12/23
Los Alamitos	09/13/23 – 09/26/23
Santa Anita	09/27/23 – 11/07/23
Del Mar	11/08/23 – 12/05/23
Los Alamitos	12/06/23 – 12/19/23

THOROUGHBRED MEETINGS - NORTHERN ZONE

Golden Gate Fields (PRAI)	12/21/22 – 06/13/23
Golden Gate Fields (PRAII)	08/30/23 – 10/03/23
Golden Gate Fields (PRAI)	10/18/23 – 12/19/23

QUARTER HORSE MEETINGS - STATEWIDE

Los Alamitos	12/21/22 – 12/19/23
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HARNESS MEETINGS – STATEWIDE

Cal Expo	12/21/22 – 05/09/23
Cal Expo	11/01/23 – 12/19/23

FAIR MEETINGS - STATEWIDE

Alameda Fair at Pleasanton	06/14/23 – 07/11/23
L.A. County Fair at Los Alamitos	06/21/23 – 07/11/23
State Fair at Cal Expo	07/12/23 – 08/01/23
Sonoma Fair at Santa Rosa	08/02/23 – 08/15/23
Humboldt Fair at Ferndale	08/16/23 – 08/22/23
TBD	08/23/23 – 08/29/23
Big Fresno Fair at Fresno	10/04/23 – 10/17/23

* Date Block Allocation. Actual days of live racing are determined at the time applications are approved by the Board.

The 2023 Race Dates for Southern California and Harness Racing were allocated at the 09/15/2022 regular meeting of the Board. The remaining 2023 Race Dates for Northern California will be allocated at a later date TBD.

2023 Northern California Race Dates

December 2022						
Su	Mo	Tu	We	Th	Fr	Sa
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31
						2

GG (PRAI) - Dec 21, 2021 - Jun 13; Oct 18 - Dec 19
 Pleasanton - June 14 through July 11, 2023
 Sacramento - July 12 through August 1, 2023
 Sonoma - August 2 through August 15, 2023
 Humboldt - August 16 through August 29, 2023
 GG (PRAII) August 23 through October 3, 2023
 Fresno - October 4 through October 17, 2023

	Wks
PRAI	34
Pleasanton	4
Sacramento	3
Sonoma	2
Humboldt	2
PRAII	6
Fresno	2

Total Weeks: 53

January						
Su	Mo	Tu	We	Th	Fr	Sa
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				
						4

February						
Su	Mo	Tu	We	Th	Fr	Sa
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28				
						4

March						
Su	Mo	Tu	We	Th	Fr	Sa
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	
						5

April						
Su	Mo	Tu	We	Th	Fr	Sa
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30						4

May						
Su	Mo	Tu	We	Th	Fr	Sa
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			
						5

June						
Su	Mo	Tu	We	Th	Fr	Sa
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	
				1		3

July						
Su	Mo	Tu	We	Th	Fr	Sa
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31				1	3

August						
Su	Mo	Tu	We	Th	Fr	Sa
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		
				2	2	2

September						
Su	Mo	Tu	We	Th	Fr	Sa
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
						4

October						
Su	Mo	Tu	We	Th	Fr	Sa
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				
					2	2

November						
Su	Mo	Tu	We	Th	Fr	Sa
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		
						5

December						
Su	Mo	Tu	We	Th	Fr	Sa
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						2



October 5, 2022

California Horse Racing Board [CHRB]
1010 Hurley Way
Sacramento, California

PRESIDENT

EOIN G. HARTY

NO CAL VICE PRESIDENT

GLORIA HALEY

SO CAL VICE PRESIDENT

DAVID E. HOFMANS

TREASURER

RAY BELL

SECRETARY

ANGIE CARMONA

BOARD OF DIRECTORS

RAY BELL

TIM BELLASIS

VAL BRINKERHOFF

RON ELLIS

GLORIA HALEY

EOIN G. HARTY

DAVID E. HOFMANS

SEAN McCARTHY

MATTHEW TROY

IN MEMORIAM

NOBLE THREEWITT

President Director

EXECUTIVE STAFF

ALAN F. BALCH

Executive Director

BILL PATTERSON

No. California Manager

ANGIE CARMONA

Deputy Director

Attention: Scott Chaney, Executive Director, & Commissioners

Subject: Dates, 2023

Mr. Chaney and Commissioners:

On behalf of California Thoroughbred Trainers [CTT], please review the following and attached commentary and exhibits as to factors bearing on CHRB's allocation of Thoroughbred dates for 2023.

History of Racing Dates

With perhaps one exception (the opening of Santa Anita occurring each year of racing since 1934 during the Christmas holidays), California's history of assigned racing dates is one of evolution and change. If only for reference, it's instructive to contemplate and debate the nearly infinite number of criteria that CHRB has taken into consideration over the years, including past history, all the while observing its statutory duty to provide for "maximum expansion of horse racing opportunities in the public interest." [Business and Professions Code Section 19401 (c)]

This is a thankless task for the regulator, balancing any number of both rational and sentimental pleas from your licensees, including CTT, but all of us must rely on your objectivity and careful consideration of data in making decisions in the public interest.

You have heard any number of statements in various meetings and correspondence about "history," much of which has been somewhat emotional or misleading, rather than entirely objective and factual. We believe you should continually and explicitly consider that no racing association, or fair, owns any particular dates, especially inasmuch as the economic, competitive, sporting, and regulatory landscapes have all changed so dramatically, and at increasing speed, over the decades. [In this connection, please see the facts and commentary in our Exhibits, attached.]

Relying on the objectivity of the regulator to keep up with actual and anticipated changes as much as possible, we must all realize that there is one and only one fundamental constant: there are only 52 weeks in a year. And, due to the Christmas calendar, practically speaking one less as far as racing is concerned.

In Northern California, contention over racing dates is now concentrated in the summer period, as you know. Our exhibits and commentary therefore concentrate on that period, and factors relating to it.

CTT's Interests

By statute, one of CTT's principal duties is to advocate for the welfare of the backstretch community, including all licensed employees and trainers. In addition, the overwhelming majority of trainers in Northern California are also themselves owners and, therefore, also members of Thoroughbred Owners of California (TOC). This backstretch community, as a whole, is a vibrant, living, year-around economic engine, which relies on racing for its very fuel, for the livelihoods of thousands of people. Their living and working conditions, and economic stability, are essential considerations for CHRB, as well as CTT, CARF, all racing associations, fairs, and TOC.

SO. CALIFORNIA - MAIN OFFICE

Santa Anita Park

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NO. CALIFORNIA - FIELD OFFICE

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In late 2021 and early 2022, with the valuable encouragement of CHRB, all industry stakeholders came together on a plan to have Golden Gate Fields closed for stabling and training in the summer of 2022 for mandatory deferred maintenance. CTT also advocated for a replacement of its aging Tapeta track during that period; the industry has learned that such synthetic surfaces are subject to ongoing deterioration over time. We were advised by Stronach management, however, that that project would be delayed until 2023. This upgrade is a critical matter for equine safety, we believe, in that the Tapeta track currently installed and maintained at Golden Gate is by far the oldest one in the world. We understand that there is a six-months lead time required for acquiring the specialized cushion material needed.

Therefore, in our opinion, the first decisive factor in determining the racing dates for summer 2023 is to understand the length of time for Golden Gate Fields to be closed for stabling and training, and what projects will be undertaken this coming summer. We are advised that the specialized base underlying the Tapeta racing/training cushion has been continually maintained properly, and was inspected and confirmed to be in good condition this past summer. So, only the cushion surface would need replacement; if that is so, then we should plan for a scheduled 2023 closure which may be two weeks (or more?) shorter than this year, thus alleviating the expensive and difficult proposition of having three stable areas open for a week or more (Pleasanton, Sacramento, Santa Rosa). We understand that a commitment for new cushion material must be made to Tapeta before the end of this year, in order to assure that proper materials are available for efficient installation. We would appreciate CHRB's confirmation of these plans, in the interest of continuing equine safety.

Moreover, this decision drives all others: the dates when Golden Gate Fields must be vacated, the duration for its closure, and the locations to be open for racing and training elsewhere. The logistics and costs – financial as well as the health and welfare of humans and horses – are critical to understand as soon as possible. This year, in early August, there was even a short period when all four principal stable areas in Northern California were open (Pleasanton, Sacramento, Santa Rosa, and Golden Gate). Everyone understands this is uneconomic and not in the best interests of racing or the backstretch community – but the complexities of scheduling cited above are not easy to resolve.

All of these welfare (and expense) issues are critical for the industry, not just CTT.

In our view, we believe the weeks of racing and use of Cal Expo for training in the hottest months of the summer should be significantly reduced, in favor of Santa Rosa. Santa Rosa's climate during the summer is more temperate, and its original investment in its turf course, not to mention its recent expensive enhancement of that course, should be rewarded, by granting of an additional week, with or without fair activities, for a total of 3 weeks racing. This would enable less reliance on Cal Expo during its most oppressive climate: Santa Rosa is and always has been a superior location for the welfare both of horses and backstretch employees, and for both racing and training.

The fact that Santa Rosa is not a member of CARF should have no bearing on the allotment of racing dates, nor should the standing of the California State Fair as an entity. Santa Rosa's reliance on its racing is critical to its future, and no fair has greater community support for its racing.

Finally, in point of fact, Santa Rosa's daily average generation of purses via its handle *exceeds all other fairs* virtually every year. Without the summer stabling situation and schedule that afflicted the northern racing community this year, Santa Rosa's business would doubtless have been more robust than it was.

Financial Considerations

The debates of recent years and in recent meetings of CHRB have highlighted just how significantly purse generation and fiscal responsibility have changed in the ever-developing era of simulcasting and ADW.

Originally, all purses were generated from a fair or association's own live racing. No longer. Today, what is the most prized asset of being awarded racing dates in the summer? Is it live racing, or not?

In recent years, the importance of “host track” designation has become increasingly important in date requests. We continually hear discussion about “having dates” when Saratoga and Del Mar are operating, principally to maximize income from ADW as hosts, as opposed to producing live racing. We have even seen a fair evince great concern about Del Mar moving a major stakes fixture from one weekend to another, due to its impact on that fair’s simulcast handle.

We believe the CHRB should consider determining, objectively, the economic consequences of how racing dates are awarded, not just to purse generation, but also to the overall financial viability of fairs and racing associations. Exactly what is the amount of income being generated for hosts when racing isn’t being conducted, and where does that revenue flow, aside from purses? How does it vary, by time of year, by week, and so forth? Where is the accountability for all such revenues? What exactly are the commissions and purses generated from imported/host races alone during the 7-week summer period? We need to remember that such revenues are not generated only via ADW, but also at brick and mortar satellites.

We all seem to bemoan short fields, and proclaim there’s “too much racing” for the number of horses available. [Please see attached data as to North American and California foal crops.] Does that indicate a consensus, that we should strive for the optimum balance between breaks without racing and live racing opportunities? How can we achieve that optimum balance without knowing the financial facts?

Once we have those facts, is it conceivable that the CHRB, as regulator, could assign specific dates when live racing cards must be presented, and at the same time provide for dark weeks (no live racing) where the available ADW income would go either to a specific host, or be shared among hosts, on some rational basis?

We don’t suggest that this would necessarily make your decisions any easier, but we do suggest that decisions should be made on the basis of all available, objective data, including verified financial data, to the extent possible.

Conclusion

It is axiomatic that it’s simpler to state a problem than devise a solution.

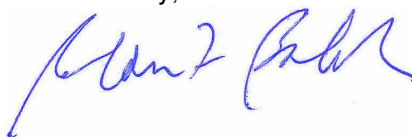
To us, it seems that all the information we should have is still not necessarily available at present, beginning with the essential decisions and commitments relating what we believe is the necessary condition for the ongoing prosperity of all racing in Northern California: the well-being of both the equine and human communities based at Golden Gate Fields, as well as its financial health.

Further, we believe – principally for reasons of climate and facilities, including its turf course – that Santa Rosa should again be allocated 3 weeks of racing, and that it may become (with Pleasanton) one of the two facilities open when Golden Gate is closed.

The issue of balancing live racing weeks and non-racing host weeks should be examined closely, throughout California, based on close review of all relevant financial data, including purse and other revenue generation.

Finally, we do not see a pressing need, at present, to award and commit to 2023 Northern California dates until these matters are resolved carefully.

Sincerely,



Alan F. Balch
CTT Executive Director

AB:ac

Exhibit A Timeline of Critical Dates/Data

1960	North American Foal Crop: 13,000
1963	Tanforan (San Bruno) Closed: Dates Split Between Golden Gate/Bay Meadows
1965	North American Foal Crop: 19,000
1967-68	California Racing Calendar Expanded, Day/Night and North/South Overlaps
1968	San Joaquin (Stockton) and Humboldt (Ferndale) dates overlap
1975	North American Foal Crop: 28,000
1980-81	California Calendar Filled All Weeks, North & South
1986	North American Foal Crop: 51,300 [All-time Peak] Simulcasting, Fair Satellite, Inter-track Wagering Began in Northern California
1995	North American Foal Crop: 35,000 Northern California Dates Overlaps Commonplace – Stockton and Golden Gate Humboldt and San Mateo Fairs, + partial Sacramento (Labor Day) Fresno and Bay Meadows
2000	North American Foal Crop: 37,750 California Foal Crop: 3,600
2000-04	Sacramento: 12 Racing Days Annually, week of 20 August through Labor Day San Mateo County/Bay Meadows: Overlapped Annually, Humboldt/Ferndale
2005-07	No Thoroughbred Racing at Sacramento/Cal Expo
2008-09	Sacramento Returns to Race “Traditional” Late August – Labor Day
2009	Last year of Solano County Fair Racing (Vallejo)

2010 North American Foal Crop: 28,400 (See 1975 above.)
California Foal Crop: 2,000
Sacramento Moves to Occupy Solano County/Vallejo Prior Dates

2015 Sacramento Adds Third Week

2015-17 Santa Rosa Races Third Week Without Fair

2018 Santa Rosa Loses Third Week

2019 North American Foal Crop: 20,400 (See 1965 above.)
California Foal Crop: 1,664

Sources: California Horse Racing Board, Annual Reports
The Jockey Club, Fact Book

Commentary on Exhibit A

Equine racing population everywhere in America at operating tracks and approved training facilities is at its peak during the months of June through August, owing to the influx of two-year-olds beginning to train and race, while three-year-olds and older horses continue to fill races.

Going back many decades, this peak of population was why the very first overlaps in California racing could occur between north and south: fairs and fair racing were scheduled in the north at the same time as Del Mar in the south. Later, when the national Thoroughbred foal crop was at its peak, in the mid-1980s, that overlap was supplemented by additional summer racing overlaps, even between fairs: the San Mateo County Fair at Bay Meadows with the California State Fair at Sacramento, over Labor Day weekend dates. Other race meetings, including Humboldt County's dates (Ferndale), have been overlapped with others multiple times. Fresno was overlapped with Bay Meadows. Stockton was overlapped with Golden Gate Fields.

However, as foal crops and racing opportunities began to contract, slowly at first, then rapidly with the advent of simulcasting, Advance Deposit Wagering [ADW], and the Internet, any number of ramifications have presented the CHRB with dilemmas which still exist today, particularly in Northern California. In any regulatory setting, it's plausible to suggest that government regulation – however difficult it always is – is less difficult during periods of growth than it is during contraction.

Bay Meadows closed in 2008, and its property was developed, following the same path as Tanforan (in San Bruno) had, decades earlier.

Later, Stockton (San Joaquin County) and Vallejo (Solano County) joined the San Mateo County Fair in relinquishing their racing. This resulted in a further concentration of racing dates at Pleasanton (Alameda County) and Cal Expo (Sacramento County).

Complicating the evolution of those racing dates was the evolving situation in Sacramento: dates of the fair at Cal Expo were themselves subject to change. In addition, for three years (2005-2007), Cal Expo was not a member of California Authority of Racing Fairs [CARF], and did not race any dates. Perhaps the most important development was Cal Expo moving to the previous Vallejo dates in 2010, two years after rejoining CARF, having first resumed racing in its "traditional" dates. In 2013, Santa Rosa resigned its membership in CARF.

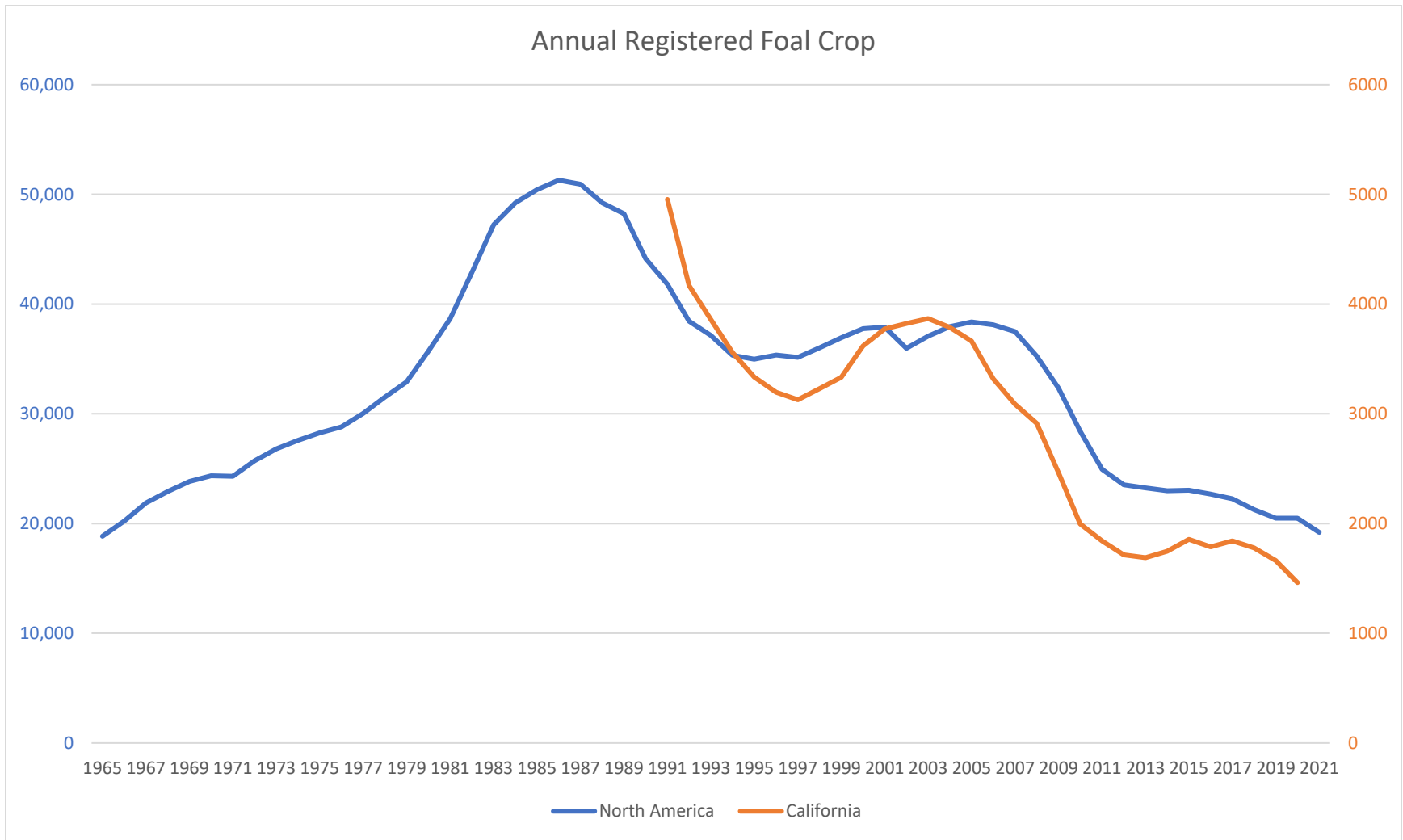
Looming over all these moving parts is the serious difficulty fairs have in booking essential fair entertainment, such as carnivals, and the continually expanding school calendars into ever earlier summer dates, another critical complication for scheduling of fair activities (as opposed to racing).

CHRB, therefore, seems to be tasked not only with an inability to expand the annual calendar beyond 52 weeks, but also with **refereeing disputes among fairs over non-racing activities**. In at least one instance, Humboldt County, CHRB is apparently asked to schedule racing there in order to maintain the very economic viability of an important local community event, above and beyond the interests of California race *per se*.

Overall, there are so many competing interests here, that CHRB is expected to have the wisdom of Solomon to make decisions . . . nevertheless, its fundamental statutory charge remains constant: expanding horse racing opportunities in the public interest.

**Northern California Racing Fairs - Race Dates History
2000-2022**

									Total Race		Notes
	Stockton	Pleasanton	Vallejo	Santa Rosa	San Mateo	Ferndale	Sacramento	Fresno	Days		
2000	6/14-6/25 (10)	6/28-7/9 (11)	7/12-7/24 (12)	7/26-8/7 (12)	8/9-8/21 (12)	8/10-8/20 (10)	8/23-9/4 (12)		10/4-10/15 (11)	90	
2001	6/13-6/24 (10)	6/27-7/8 (11)	7/11-7/23 (12)	7/25-8/6 (12)	8/8-8/20 (12)	8/9-8/19 (10)	8/22-9/3 (12)		10/3-10/14 (11)	90	
2002	6/12-6/23 (10)	6/26-7/7 (11)	7/10-7/21 (11)	7/24-8/5 (12)	8/7-8/19 (12)	8/8-8/18 (10)	8/21-9/2 (12)		10/2-10/13 (10)	88	
2003	6/11-6/22 (10)	6/25-7/6 (11)	7/9-7/20 (10)	7/23-8/4 (12)	8/6-8/18 (12)	8/7-8/17 (10)	8/20-9/1 (12)		10/1-10/13 (11)	88	
2004	6/16-6/27 (10)	6/30-7/11 (11)	7/14-7/26 (11)	7/28-8/9 (12)	8/11-8/23 (12)	8/12-8/22 (10)	8/25-9/6 (12)		10/6-10/18 (11)	89	
2005	6/15-6/26 (10)	6/29-7/10 (11)	7/13-7/25 (11)	7/27-8/8 (12)	8/10-8/25 (12)	8/11-8/21 (10)	No TB Racing		10/5-10/16 (11)	77	Cal Expo left CARF
2006	6/14-6/25 (10)	6/28-7/9 (11)	7/12-7/24 (11)	7/26-8/7 (12)	8/9-8/24 (12)	8/10-8/20 (10)	No TB Racing		10/4-10/15 (11)	77	Cal Expo left CARF
2007	6/14-6/24 (9)	6/27-7/8 (11)	7/11-7/15 (5)	7/18-8/6 (18)	8/8-8/19 (11)	8/9-8/19 (10)	No TB Racing		10/3-10/14 (11)	75	Cal Expo left CARF
2008		Pleasanton 6/25-7/6 (11)	Vallejo 7/9-7/21 (11)	Santa Rosa 7/23-8/4 (12)	San Mateo 8/6-8/17 (10)	Ferndale 8/7-8/17 (10)	Sacramento 8/20-9/1 (11)	Stockton 9/3-9/14 (9)	Fresno 10/1-10/13 (11)	85	Cal Expo back in/Stockton to Sept.
2009	Stockton 6/17-6/28 (9)	Pleasanton 7/1-7/19 (15)	Vallejo 7/2-7/26(5)	Santa Rosa 7/29-8/9 (10)	CARF 1 @ GGF 8/12-8/23 (10)	Ferndale 8/14-8/23 (8)	Sacramento 8/26-9/7 (11)	CARF 2 @ GGF 9/10-10/4 (16)	Fresno 10/7-10/18 (11)	95	69-CARF;26@GGF;Stk back to June;BM done
2010	Stockton 6/16-6/20 (5)	Pleasanton 6/23-7/11 (15)	Sacramento 7/14-7/25(10)	Santa Rosa 7/28-8/15 (15)		Ferndale 8/13-8/22 (8)			Fresno 10/6-10/17 (10)	63	Cal Expo moves to Vallejo Dates
2011	6/16-6/19 (4)	6/23-7/10 (13)	7/14-7/24 (9)	7/27-8/14 (15)		8/12-8/21 (8)			10/6-10/16 (9)	58	
2012		Pleasanton 6/21-7/8 (13)	Sacramento 7/12-7/22 (8)	Santa Rosa 7/25-8/12 (15)		Ferndale 8/15-8/26 (8)		Stockton 9/20-9/30 (8)	Fresno 10/4-10/14 (9)	61	Stk to September again
2013		6/19-7/9 (12)	7/10-7/23 (8)	7/24-8/13 (13)		8/14-8/25 (8)		9/18-10/1 (6)	10/2-10/15 (9)	56	43-CARF;13-SR
2014		6/19-7/5 (12)	7/10-7/20 (7)	7/21-8/10 (13)		8/13-8/24 (6)		9/19-9/28 (6)	10/1-10/13 (9)	53	40-CARF;13-SR
2015		6/17-7/5 (12)	7/10-7/26 (11)	7/30-8/16 (11)	3rd wk w/o fair	8/21-8/30 (6)		9/11-9/20 (6)	10/8-10/18 (9)	55	44-CARF;11-SR later in calendar;Cal Expo 3 wk
2016		6/15-7/5 (12)	7/6-7/29 (10)	7/27-8/16 (11)	3rd wk w/o fair	8/19-8/30 (6)		9/21-10/4 (6)	10/5-10/18 (9)	54	43-CARF;11-SR
2017		Pleasanton 6/21-7/11 (11)	Sacramento 7/12-8/1 (11)	Santa Rosa 8/2-8/22 (11)	3rd wk w/o fair	Ferndale 8/23-9/5 (7)		Pleasanton 9/20-10/3 (7)	Fresno 10/4-10/17 (9)	56	45-CARF;11-SR
2018		6/13-7/10 (15)	7/11-7/31 (11)	8/1-8/14 (8)	loss of 3rd wk	8/15-8/28 (7)		Dates to GGF 10/3-10/16 (9)		50	42-CARF;8-SR
2019		6/12-7/9 (15)	7/10-7/30 (11)	7/31-8/13 (8)	loss of 3rd wk	8/14-8/27 (6)	overlap w/ GGF	Dates to GGF 10/3-10/16 (9)		49	41-CARF;8-SR
2020											Pandemic Revised Calendar
Revised		6/17-7/14 (12)	7/15-7/28 (6)	7/29-8/11 (6)				Dates to GGF		24	18-CARF (all run at Pleasanton);6-SR @ GGF
2021		6/16-7/13 (13)	7/14-7/20 (3)	8/4-8/17 (6)		8/18-8/31 (6)	2nd wk w/ GGF	Dates to GGF 10/6-10/19 (6)		34	28-CARF (all run at Pleasanton w/ 2 wks of Sac given to GGF for stabling \$\$); 6-SR@GGF
2022		6/15-7/12 (13)	7/13-8/2 (9)	8/3-8/16 (7)		8/17-8/30 (6)	2nd wk w/ GGF	Dates to GGF 10/5-10/18 (7)		42	35-CARF;7-SR



Source: The Jockey Club

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TELEPHONE: (925) 947-0200
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FAX COVER SHEET

TRANSMITTED TO:

RACE DATES COMMITTEE

Oscar Gonzales, Chairman
 Wendy Mitchell, Member
 Damascus Castellanos, Member
 Scott Chaney, Executive Director
 Cynthia Alameda, Assistant Executive Director

FAX: 916-263-6042

From: JAMES R. MORGAN, Attorney at Law

Date: September 9, 2022

DOCUMENTS	NUMBER OF PAGES*
Letter dated 9/9/22 to RACE DATES COMMITTEE	21 (including cover)
Attachments to Letter dated 9/9/22	

COMMENTS:

Please share Humboldt County Fair position with Race Dates Committee.

Thank you,



James R. Morgan

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JAMES R. MORGAN, *Special Counsel*

HUMBOLDT COUNTY FAIR ASSOCIATION

1250 5th Street
Ferndale, California 95536
Telephone: (925) 947-0200
Facsimile: (925) 934-6092
Email: james@morgan4law.com

September 9, 2022

RACING DATES COMMITTEE

Oscar Gonzales, Chairman
Wendy Mitchell, Member
Damascus Castellanos, Member
Scott Chaney, Executive Director
Cynthia Alameda, Assistant Executive Director

Re: **Humboldt County Fair Plea to End Overlap Race Dates in 2023,
for our 127th year of Hosting Live Racing**

Dear Members of the Racing Dates Committee:

On behalf of the people of Humboldt County, the live racing fans of Northern California and for the betterment of the sport, we respectfully request that 2023 be the year that the CIIRB recognizes two inescapable realities:

1. Declining horse populations cannot support two venues running at the same time in the same region, and;
2. Given rising costs and need to offer competitive purse structures, no live race meet in California can self-sustain without host status commissions and the corresponding contributions toward purses.

Overlap Targets HCF by Luring Horses Competing on Fair Circuit.

During the overlapped weekend, GGF ran 158 horses that had previously made a start. Of those, 137 had run their last race on the Fair Circuit. Those horses comprised 87% of the GGF entries during the overlapped week and raced at other fairs but bypassed HCF due to the overlap.

As a result, HCF had 14 races with 4 horses, twice as many as 2021. Four horse fields eliminate handle for exotic and show wagers. Racing without overlap would increase the number of horses migrating to HCF and reduce small field sizes.

Oscar Gonzales, Chairman
Wendy Mitchell, Member
Darnascus Castellanos, Member
Scott Chaney, Executive Director
Cynthia Alameda, Assistant Executive Director

Page 2

September 9, 2022

Humboldt remains an important gateway for new owners, trainers, and horses from Oregon and those new to the sport. Eclipse award winning owners (Allen Aldrich) and breeders (Steve Coburn) started out at the HCF and remain staunch supporters. Nationally prominent track announcers Frank Mirahmadi and Chris Griffin honed their craft from the Ferndale announcer's booth.

Live Racing Fosters New Fans, Owners, and Interest in the Sport.

Our IICF published attendance numbers for overlapped Saturday, August 28, 2022, were 5,016 (see attached chart). There were over 7,000 paid admissions and an additional 2,500 in VIP Pass Admissions. The fans overflowed and the energy was palpable.

That same GGF day, August 28, 2022, their published attendance was 807 (see attached chart).

On the overlapped Sunday, August 29, 2022, our HCF attendance was listed as "unavailable". However, the stands were again overflowing, the 9-race card was exciting to all in attendance. Handle was up nearly 70% from the day before (see attached chart).

For the three days of overlap GGF had published attendance of 351 (8/26/22), 807 (8/27/22) and 510 (8/28/22) for a total of 1,668 for three days. HCF eclipsed that cumulative attendance number each and every day, separately, during the overlap period.

It is compelling to look at the attached pictures from the live racing at the HCF during the overlap period in contrast to live pictures of the lack of crowd at GGF during the overlap (see attached photos).

Financial Necessity Mandates All Meets Race Without Overlap.

All other meets in the State race without any overlap in their region. Costs of conducting live racing, labor, insurance, maintenance, and insurance continue to rise.

CARF expenses to IICF are the same as they are to Alameda, Fresno and Sacramento fairs. There is no relief from those expenses during our week with overlap.

AB 763 monies are insufficient to put a dent in those costs.

Every other California race meet relies on host status to cover those expenses.

Oscar Gonzales, Chairman
Wendy Mitchell, Member
Dumascus Castellanos, Member
Scott Chaney, Executive Director
Cynthia Alameda, Assistant Executive Director

Page 3
September 9, 2022

This 127-year-old tradition needs to be perpetuated and deserves your consideration for having both weeks without overlap. The community is sustained by the fair related revenue and racing fans, new and old alike, and the region should not be left without a live racing venue.

In Mitigation, GGF Now has the Most Lucrative Betting Weekend of the Summer.

Beginning in 2022, Del Mar moved its Pacific Classic weekend to Labor Day, a weekend when GGF races without overlap. Previously the Pacific Classic was during the HCF meet. This should make up for any revenue lost by GGF for no longer sharing a week with HCF.

The Community Has Been Tenacious about Sustaining Live Racing and their Facility.

Live racing is vital to the Humboldt County economy. Sponsors, racing fans and individuals raised well over \$80,000 through the Ferndale Jockey Club and other fund-raising efforts to make up for their losses in conducting a live meet with overlap. Those monies were invested in assisting trainers with horse transportation, licensing, insurance, and racing incentives to supplement the fair horses electing to run at GGF during the overlap.

This locally sponsored fund contributed \$7,000 for a quarter horse stakes race, \$2,000 for each maiden race and \$2,000 for a non-winner in 2022 race. Attending horsemen, and their staff were treated to a fish fry, BBQ and received VIP status allowing them to feast on a lavish spread provided each race day in a designated VIP area.

The track, once again, was in impeccable condition, with no break down or incidents. Investments have been made to improve the stables, paddock, Winner's Circle, safety railings, and other improvements to ensure the quality of the facility going forward.

This should be the year that the CHRB takes the appropriate step of allowing HCF two weeks without overlap and with host status. The HCF cannot sustain with rising prices and an overlapped week where their expenses greatly exceed their revenue. The five remaining live racing fairs are important to the future of racing in the Northern California region. When HCF races without overlap, it contributes over \$200,000 per week to the CARF consolidated purse fund. Those funds are crucial to sustaining each of the remaining CARF fairs.

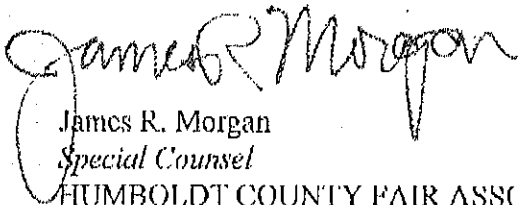
No live racing community has done more, per capita, than the supporters of the HCF, and yet, no live racing venue is more at risk solely due to the antiquated policy of allowing GGF to run a week in overlap with the HCF. Perpetuation of a racing schedule that allows any regional

Oscar Gonzales, Chairman
Wendy Mitchell, Member
Damascus Castellanos, Member
Scott Chancy, Executive Director
Cynthia Alameda, Assistant Executive Director
Page 4
September 9, 2022

overlap makes no economic sense and unnecessarily hastens the closure of the 127 year live racing tradition in Ferndale.

Your careful consideration of our request is critically important to the future of live racing in Humboldt County and in the four other remaining racing fairs as well. It would be our fervent desire that sometime, someday, each of you could experience the incomparable magic of a live race day at Ferndale. It remains the last boutique venue in California for live racing as it was always meant to be.

Respectfully submitted,



James R. Morgan
Special Counsel

HUMBOLDT COUNTY FAIR ASSOCIATION

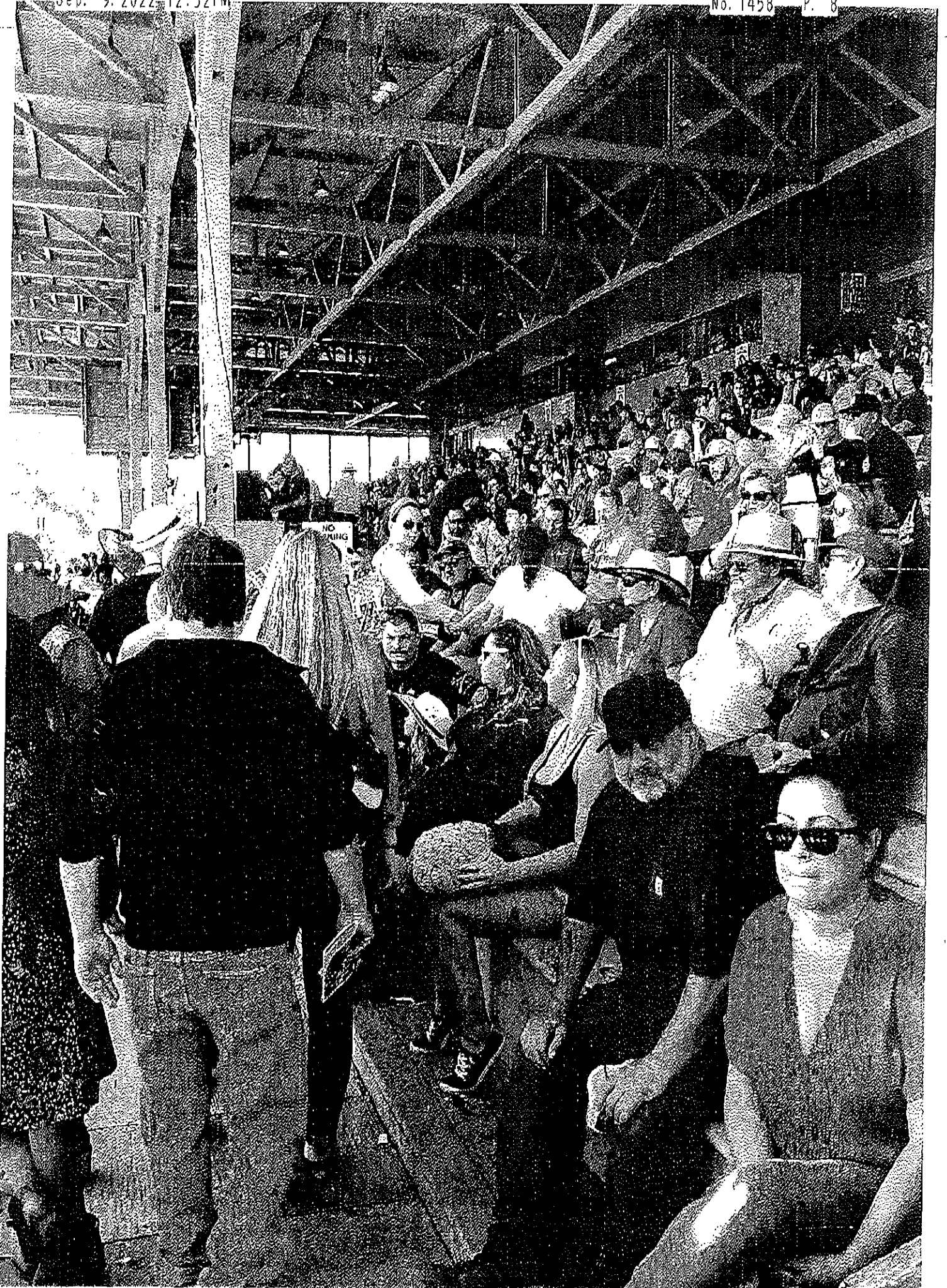
Telephone: (925) 947-0200

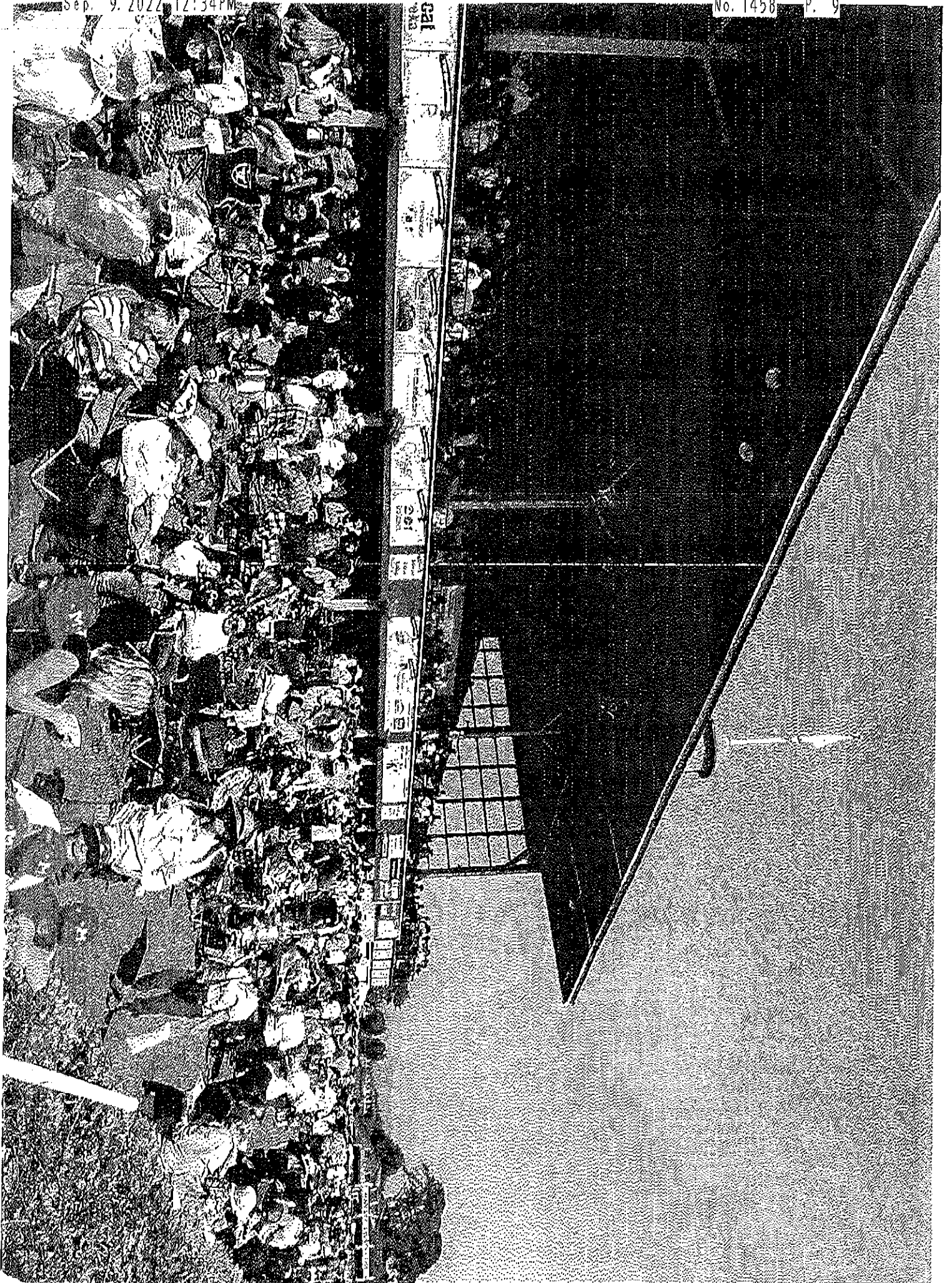
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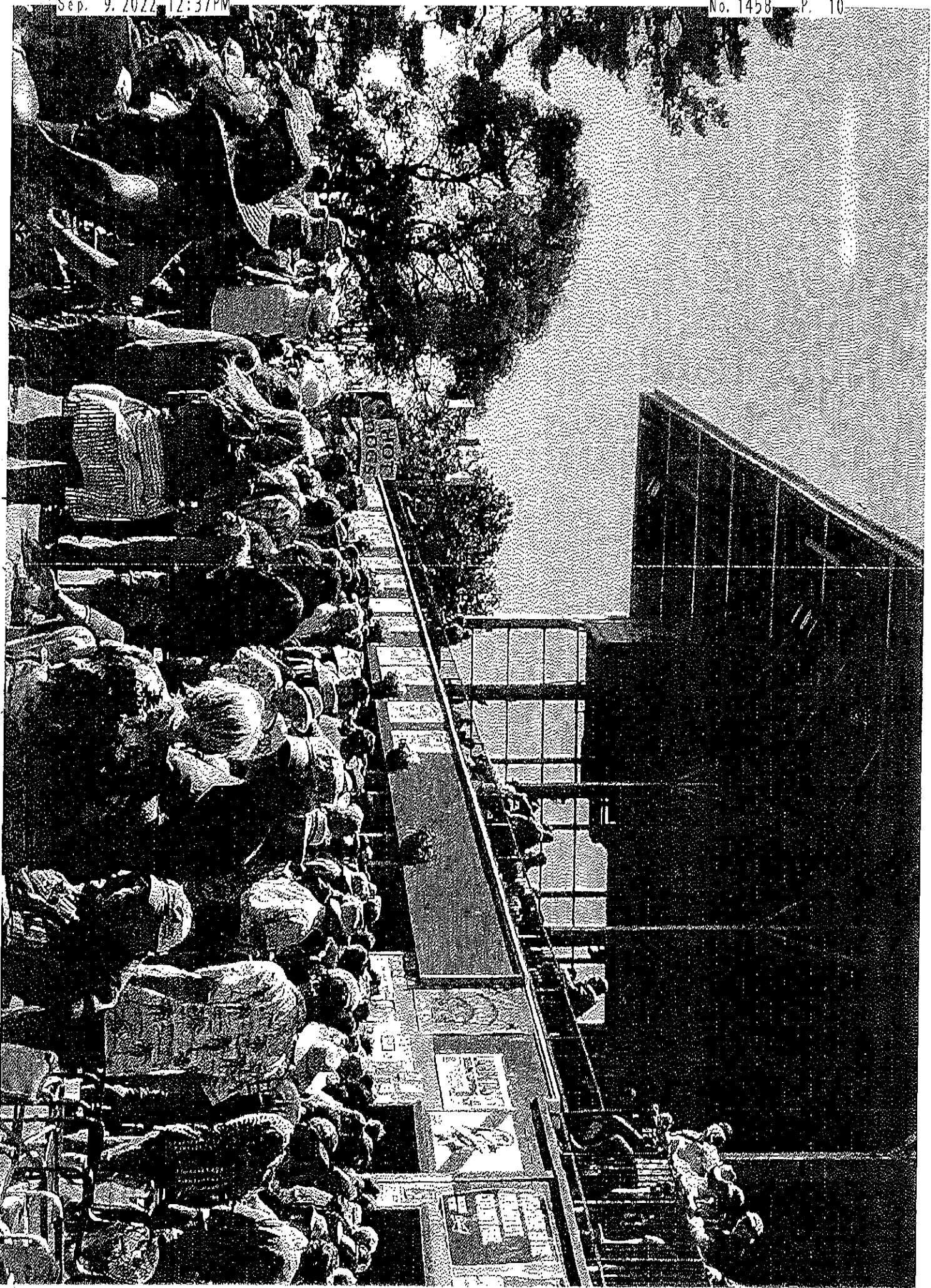
james@morgan4law.com

HCF PHOTOS











SEVENTH RACE
Ferndale

5 FURLONGS. (57) ALLOWANCE. Purse \$15,000 (plus \$2,940 CBOIF - California Bred Owner Fund)
FOR THREE YEAR OLDS AND UPWARD WHICH HAVE NOT WON \$15,000 IN 2022. Three Year Olds,
122 lbs.; Older, 126 lbs.

AUGUST 27, 2022

Value of Race: \$19,740 Winner \$11,700; second \$3,900; third \$2,340; fourth \$900; fifth \$450; sixth \$150. Mutuel Pool \$38,272.00 Exacta Pool \$14,288.00 Trifecta Pool \$11,504.00 Superfecta Pool \$5,324.00

Last Raced	Horse	M/E	Qt.	A.	Wt.	PP	St.	$\frac{a}{f}$	$\frac{b}{c}$	Str	Fin	Jockey	Odds \$1
13Aug22 0SR7	Strike It Lucky	L	bf	5	126	3	4	51	3 $\frac{1}{2}$	21	1hd	Goodgame R	1.60
21Aug22 6Fer3	Debt Monger	L	bf	5	126	6	6	6	42	3hd	23 $\frac{3}{4}$	Gonzalez O O	6.40
17Jly22 3Sac1	Dumb Luck	L		6	119	1	1	22	21 $\frac{1}{2}$	41 $\frac{1}{2}$	31 $\frac{1}{2}$	Rodriguez J E7	2.70
11Aug22 5Til1	Starboard List	L	b	6	126	2	2	1hd	12	1hd	4 $\frac{1}{2}$	Smith T E	6.50
5Aug22 1SR4	Stanford Bay	L	b	3	122	4	3	31	52	52 $\frac{1}{2}$	5 $\frac{3}{4}$	Garcia E	5.00
5Aug22 1SR3	Rhodium Runner	L	b	3	122	5	5	4hd	6	6	6	King M	6.80

OFF AT 5:29 Start Good. Won driving. Track fast.

TIME :233, :481, 1:013 (:23.60, :48.31, 1:01.61)

\$2 Mutuel Prices:

3 - STRIKE IT LUCKY	5.20	3.60	2.40
7 - DEBT MONGER		5.60	3.00
1 - DUMB LUCK			3.20

\$1 EXACTA 3-7 PAID \$11.30 \$1 TRIFECTA 3-7-1 PAID \$42.60
10 CENT SUPERFECTA 3-7-1-2 PAID \$9.92

Dk. h or br. q, (Mar), by Lucky Pulpit - Heat Striker, by Unusual Heat. Trainer Guerrero Emilio. Bred by Mr & Mrs Larry D Williams (Cal).

STRIKE IT LUCKY was outsprinted, tracked the pace, rallied three wide on the second turn, got to terms, was engaged by the runner up and dug in determinedly to get the nod. DEBT MONGER had no speed, circled rivals four wide while rallying on the second turn, got to terms with the winner, battled but missed. DUMB LUCK hustled along early, got outsprinted down the backstretch, pressed to the second turn, was outkicked to the stretch and finished evenly. STARBOARD LIST was sent for speed, got fanned out to the four path to the backstretch, edged away to the second turn then saved ground but tired in the final furlong. STANFORD BAY tracked the pace for three furlongs, shifted off the rail on the second turn but lacked a closing response. RHODIUM RUNNER was four wide to the backstretch, trailed to the stretch and did not rally.

Owners- 1, Boardshorts Stables LLC; 2, Aquino Angela M; 3, Scott Leon; 4, Harsiman Logan; 5, Orta J Roque and Orta Luciano; 6, Greiner Renee

Trainers- 1, Guerrero Emilio; 2, Aquino Angela M; 3, Howey Quinn; 4, Macfeyl Bruno; 5, Ramos Jesus; 6, Greiner Gary

Scratched- Lemon Zinger (14Aug22 0SR 0)

\$1 Pick Three (3-1-3) Paid \$77.30; Pick Three Pool \$3,200.

\$2 Daily Double (1-3) Paid \$49.20; Daily Double Pool \$2,596.

50 CENT Pick Four (2/4-3-1-3/4) Paid \$67.65; Pick Four Pool \$8,573.

50 CENT Pick Five (1-2/4-3-1-3/4) 5 Correct Paid \$221.55; Pick Five Pool \$5,910.

20 CENT Pick 6 Jackpot (3-1-2/4-3-1-3/4) 6 Correct Paid

\$312.16; Pick 6 Jackpot Pool \$14,572 Carryover Pool \$220,155.

20 CENT Super High Five Jackpot (3-7-1-2-5) Paid \$35.62;

Super High Five Jackpot Pool \$1,200 Carryover Pool \$6,625.

Attendance: 5,016 Mutuel Pool: \$389,397.00

DRIFTS

\$200 DEPOSIT MATCH
& FREE FORMULATOR



**NINTH RACE
Ferndale**

AUGUST 20, 2022

1 1/2 MILES. (2:43) C. J. HINDLEY HUMBOLDT COUNTY MARATHON H. Purse \$20,000 (plus \$3,150 Other Sources) FOR THREE YEAR-OLDS AND UPWARD. By subscription of \$50 to accompany the nomination, \$200 additional to enter. \$500 to Supplement by noon, Wednesday, August 24, 2021, With \$20,000 Guaranteed, of which 60% to the winner, 20% to second, 12% to third, 6% to fourth and 2% to fifth. Weights Wednesday, August 24, 2022. Starters to be named through the entry box in the usual manner. High Weights Preferred.

Value of Races: \$23,150 Winner \$14,200; second \$4,000; third \$2,700; fourth \$1,200; fifth \$150; sixth \$450; seventh \$450. Mutuel Pool \$50,100.00 Exacta Pool \$25,315.00 Trifecta Pool \$25,573.00 Superfecta Pool \$17,330.00

Last Raced	Horse	M/Eqt.	A.	WL	PP	1/4	1/2	1	1 1/2	Str	Fin	Jockey	Odds \$1
14Aug22 9SR2	Mount Pelliar	b	4	123	4	52	52	56	4 1/2	3rd	11	King M	0.50
5Aug22 7Dmr6	Honos Man	bf	6	126	2	6 1/2	6 1/2	4hd	31	1 1/2	2nk	Rodriguez J E	1.90
24Jly22 3Sac4	Agent Zero	b	6	121	7	32 1/2	3 1/2	22	50	55	3 1/4	Flores Pablo	18.60
7Aug22 1SR2	Wine and Whisky	b	5	123	1	4 1/2	4hd	32	2 1/2	4 1/2	4 1/4	Monroy F	5.70
10Aug22 2Dmr4	ColonelsdrkTemper	f	8	126	3	11	1 1/2	1 1/2	1 1/2	2hd	5 1/4	Figueroa O	1.10
14Aug22 4SR4	Canyon Crest		5	121	6	7	7	63	60	620	640	Smith T E	15.90
19Aug22 6Fer5	Lono		5	120	5	2hd	21	7	7	7	7	Go odgame R	25.90

OFF AT 6:22 Start Good. Won driving. Track fast.

TIME :513, 1:182, 1:454, 2:134, 2:40, 2:54 (:51.72, 1:18.59, 1:45.80, 2:13.81, 2:40.17, 2:54.04)

\$2 Mutuel Prices:

4 - MOUNT PELLIAR	19.00	6.20	3.40
2 - HONOS MAN		3.40	2.60
7 - AGENT ZERO			8.80

\$1 EXACTA 4-2 PAID \$24.90 \$1 TRIFECTA 4-2-7 PAID \$473.50 10 CENT SUPERFECTA 4-2-7-1 PAID \$121.95

Dic h or br g, (Mar), by Declaration of War - Hurricane Source-Ire, by Hurricane Run-Ire. Trainer Greiner Gary. Bred by Edward P Swyer & Allan Stable Inc (Ky).

MOUNT PELLIAR was unhurried to the stretch the second turn but was caught in some traffic and had to check, again settled to the final turn then rallied four wide to the stretch, continued to respond and edged clear late. HONOS MAN had no speed, saved ground on the final bend, pushed to the front into the stretch then could not stall the winner. AGENT ZERO tracked the pace for a mile, bid two wide to the stretch but was outkicked to mid stretch then slayed on determinedly. WINE AND WHISKY was allowed to settle for a mile, bid two wide on the final turn but could not make an impact in the drive. COLONEL SDARKTEMPER set the pace for a mile and a quarter, resisted to the stretch then tired. CANYON CREST had no speed, saved ground on all the turns but lacked a closing response. LONO pressed the pace for a mile then gave way, stopped, was eased but walked off.

Owners- 1, Greiner Renee; 2, Scott Leon; 3, Branch William A; 4, Fernandez Robert Tamayo Isidro and Tipton John; 5, Herbertson Scott; 6, Marlin Jill A; 7, Williams Gabriel A


Trainers- 1, Greiner Gary; 2, Howey Quinn; 3, Meler Monty R; 4, Tamayo Isidro, 5, Wong Jonathan; 6, McDonald Melanie W; 7, Williams Gabriel A

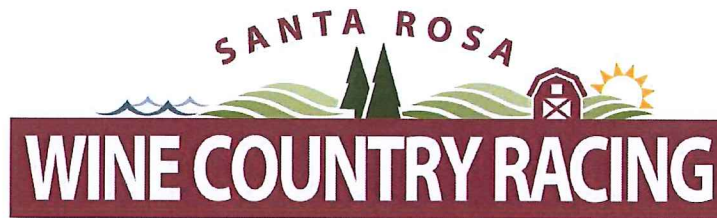
- \$2 Daily Double (4-4) Paid \$22.00; Daily Double Pool \$5,387.
- \$1 Pick Three (1-4-4) Paid \$516.70; Pick Three Pool \$6,203.
- 50 CENT Pick Four (5-1-4-4) Paid \$2,615.55; Pick Four Pool \$13,953.
- 50 CENT Pick Five (2/6-5-1-4-4) 5 Correct Paid \$11,493.35; Pick Five Pool \$15,329.
- 20 CENT Pick 6 Jackpot (1-2/6-5-1-4-4) 6 Correct Paid \$7,398.22; Pick 6 Jackpot Pool \$49,350 Carryover Pool \$242,350.
- 20 CENT Super High Five Jackpot (4-2-7-1-3) Paid \$69.28; Super High Five Jackpot Pool \$5,486 Carryover Pool \$9,092.

Attendance: Unavailable Mutuel Pool: \$565,550.00

DRIVEs

**\$200 DEPOSIT MATCH
& FREE FORMULATOR**





October 4, 2022

Hon. Oscar Gonzales
Chair, Racing Dates Committee
California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, CA 95825

Dear Chairman Gonzales,

Unfortunately, I was unable to attend the September Racing Dates Committee meeting and as such I would like to insure that what we are proposing for the Sonoma County Fairgrounds 2023 race dates is clear.

In 2016 and 2017, Sonoma County Fair ran two weeks of live horse racing simultaneous with our annual Fair and one week without a Fair. This third week was called a "bonus week". This additional week was very successful, even though it did not occur in conjunction with a traditional Fair.

We are proposing that our meet begin on July 26th and end on August 15th. The first week's racing would run concurrent with our annual Fair Horse show and some grounds entertainment, with the final two weeks of racing running with the full fair. The non-Fair racing week would have daily food and beverage specials and provide the opportunity for race fans to purchase box seats that are typically only available to season box holders during the Fair.

We feel that the following points, as outlined in our September 07, 2022 letter, support our request for a third week of racing.

- Our on-track attendance and handle have consistently been higher than those in Sacramento.
- On average, Sonoma County Fair generates higher purses than any other fair. We feel that a three week meet will further strengthen purse generation and allow us to continue to pay some of the highest purses in the fair circuit.
- The Sonoma County Fair made a significant investment in Fair racing by installing a turf course; the only one in the Northern California fair racing circuit. To ensure the utmost safety of our horses and jockeys, we have added a new state-of-the-art Duralock turf rail. A three

Hon. Oscar Gonzales
Chair, Racing Dates Committee
California Horse Racing Board
October 4, 2022
Page 2

week meet will help Santa Rosa continue to fund facility improvements and maintain its level of excellence.

- The horsemen have expressed to management that they would like to run for three weeks again in Santa Rosa. More specifically, they have commented on the excellent condition and safety of both our dirt and turf surfaces, the quality of facility accommodations, and the temperate climate that is more like that of Golden Gate Fields.

Commissioner Gonzales, we appreciate your thoughtful consideration of our request and hope that you might be a champion for the Sonoma County Fairground's request for an additional week of Live Horseracing.

Sincerely,



Rebecca Bartling
CEO, Sonoma County Fairgrounds
Wine County Racing

CC: Scott Chaney, Executive Director CHRB



1/ST

October 13, 2022

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

RE: 2023 Northern Racing Calendar

Dear Mr. Chaney,

As we discussed, following the September 15, 2022 California Horse Racing Board meeting, Golden Gate Fields ("GGF"), the Thoroughbred Owners of California ("TOC") and the California Thoroughbred Trainers ("CTT") have prepared an analysis of the probable impact of two weeks of un-overlapped racing at the Humboldt County Fair. We believe it is important that the Board have access to the facts prior to entertaining a proposal to eliminate a Week of racing at GGF.

To begin, we note that field size at Ferndale in Week 2 (overlapped) averaged 5.1 horses while Week 1 (un-overlapped) averaged only 4.9. Importantly, during both Week 1 and 2 a significant percentage of participating horses made their last start prior to the Ferndale meet in Oregon, not California. During Week 1 37 of 89 total starters (42%) made their last start in Oregon versus 42 from Northern California (47%). Moreover, only ten trainers based in the Bay Area shipped horses to run at Ferndale for the entire meet. During Week 2, of the 74 horses that ran back in a week 35 were based in Oregon (47.3%) and 31 were from Northern California (42%).

As far as economic impact, the Ferndale/GGF standalone and overlapped weeks in 2022 generated a total of \$990,345 in purses. Of that amount, GGF contributed \$438, 242 in one week while two weeks of Ferndale racing generated only \$552,102. As set forth on the attached spreadsheet, our projections indicate that two weeks of Ferndale un-overlapped would cost the purse account over \$255,000 and cost GGF at least \$390,000 in commission while continuing to bear the cost of remaining open for training for the benefit of racing in the Northern zone.

For your review, we have provided one further analysis that projects the results of two Weeks of overlap. While not likely a preferred outcome for some there is clear benefit to the purse account in that scenario.

It is clear from the numbers that inflicting significant costs on the purse account and a major financial hit to GGF for the benefit, in large part, of Oregon based horsemen is unwarranted. We would appreciate the opportunity to review these statistics with you and the Chair of the Race Dates Committee and to respond to any questions you may have.

Very truly yours,

Gary Fenton
Chair
Thoroughbred Owners of California

Alan F. Balch
Executive Director
California Thoroughbred Trainers

Craig R. Fravel
Executive Vice-Chairman
1/ST Racing and Gaming

cc: Greg Ferraro
Oscar Gonzales

Agenda Item 3

STAFF ANALYSIS DISCUSSION AND ACTION BY THE BOARD REGARDING APPROVING A PLAN AMENDMENT TO THE CALIFORNIA HORSE RACING BOARD DEFINED CONTRIBUTION RETIREMENT PLAN FOR CALIFORNIA LICENSED JOCKEYS

Regular Board Meeting
January 19, 2023

ISSUE:

The defined contribution retirement plan (“Plan”) for California licensed jockeys must adopt amendments reflecting changes to the SECURE Act and CARES Act. Pursuant to the terms of the Plan, the Board must approve these changes for them to go into effect.

ANALYSIS:

When the SECURE Act was passed in late 2019 and the CARES Act in Spring 2020, retirement plans were expected to adopt appropriate amendments by the end of 2022. While the IRS extended the deadline for retirement plans to adopt the amendments until December 31, 2025, there are still some amendments and other actions required by the end of 2022. Trustees for the California Jockey Retirement Plan voted on December 20, 2022, to approve the required amendments. The next step is for Board approval.

BACKGROUND:

As part of legislation in 2007 (AB 765, Evans, Chapter 613), a portion of the revenue generated by Advance Deposit Wagering is deposited into a trust jointly managed by the Jockey’s Guild and the CHRB. All licensed California jockeys are eligible to participate in the plan. A contribution is made for every race that a jockey rides. The pension fund is a defined contribution plan, similar to a 401K plan. Each jockey has an individual account which becomes active after riding in their first horse race in California. When a jockey retires, he or she received an annuity purchased with the balance in their account, which pays them a monthly benefit. The funds are invested by the trustees and the contributions and earning are annually allocated to each jockey on a per race basis.

RECOMMENDATION:

This item is presented for Board discussion and action.

**FIFTH AMENDMENT TO THE
CALIFORNIA HORSE RACING BOARD
DEFINED CONTRIBUTION RETIREMENT PLAN
FOR CALIFORNIA LICENSED JOCKEYS**

This Fifth Amendment (Amendment) to the California Horse Racing Board Defined Contribution Retirement Plan For California Licensed Jockeys (Plan) is adopted by the California Horse Racing Board (Board) to be effective on and as of the date(s) set forth below.

RECITALS

- A. Effective January 1, 2011, the Board adopted the Plan.
- B. Effective May 1, 2012, the Plan was amended to clarify the definition of 415 compensation in situations involving non-highly compensated employees and disabilities.
- C. Effective May 1, 2012, the Plan was amended to allow Participants who retire and elect distributions of their benefit under the Plan to be excluded from future participation in the Plan as active participants and not to accrue any additional benefits under the Plan.
- D. Effective May 1, 2012, the Plan was amended to allow retired Participants to elect a lump sum distribution of their Plan account balance if that account balance is \$5,000 or less.
- E. The Board amended the Plan as follows:
 - 1. Effective October 1, 2012, in the event the Plan adopts a new Life Expectancy Table, any Participants who have previously commenced benefit distributions shall have their benefits redetermined as of the first day of the Plan Year following the adoption of the new Life Expectancy Table.
 - 2. Effective October 1, 2012, updated the Life Expectancy Table of the Plan to the table from the required minimum distribution regulations found at Treas. Reg. section 1.401(a)(9)-9 Q & A 1 as permitted under Rev. Rul. 2002-62, in order to more accurately reflect the expected life span of the Plan Participants.
- F. The Board amended the Plan effective October 1, 2017 to add single-sum distributions to the forms of distribution allowed under the Plan.
- G. The Board now wishes to amend the Plan effective January 1, 2020 to reflect statutory changes required by the Setting Every Community Up for Retirement Enhancement (SECURE) Act regarding required minimum

distributions and the Coronavirus Aid Relief and Economic Security (CARES) Act regarding required minimum distributions and coronavirus-related distributions.

OPERATIVE PROVISIONS

1. Effective January 1, 2020, the definition of Required Beginning Date in the Plan is amended by adding the following paragraph:

Notwithstanding the foregoing, in accordance with section 114 of the SECURE Act, for those who attained age seventy and one-half (70½) after December 31 2019, the definition of Required Beginning Date for a Participant is April 1 of the calendar year following the later of (i) the calendar year in which the Participant attains age seventy-two (72) or (ii) except in the case of a Participant who is a five percent (5%) owner, as defined in Code section 416(i), with respect to the Plan Year ending in the calendar year in which the Participant attains age seventy-two (72), the calendar year in which the Participant retires.

2. Effective January 1, 2020, all places in the Plan where the age seventy and one-half (70½) is listed are hereby changed to age seventy-two (72).
3. Effective as of the date(s) set forth below and in accordance with the foregoing recitals, the Employer hereby amends the Plan as follows:

Notwithstanding the required minimum distribution sections of the plan, whether a participant or beneficiary who would have been required to receive required minimum distributions in 2020 (or paid in 2021 for the 2020 calendar year for a participant with a required beginning date of April 1, 2021) but for the enactment of section 401(a)(9)(I) of the Code (2020 RMDs), and who would have satisfied that requirement by receiving distributions that are either (i) equal to the 2020 RMDs, or (ii) one or more payments (that include the 2020 RMDs) in a series of substantially equal periodic payments made at least annually and expected to last for the life (or life expectancy) of the participant, the joint lives (or joint life expectancies) of the participant and the participant's designated beneficiary, or for a period of at least ten (10) years (Extended 2020 RMDs), will receive those distributions as determined in accordance with the option chosen by the employer below. Notwithstanding the option chosen by the employer below, a participant or beneficiary will be given an opportunity to make an election as to whether or not to receive those distributions.

In addition, notwithstanding the eligible rollover distribution section of the plan, and solely for purposes of applying the direct rollover provisions of the plan, certain additional distributions in 2020, as

chosen by the Employer below, will be treated as eligible rollover distributions.

If no election is made by the Employer below, a direct rollover will be offered only for distributions that would be eligible rollover distributions in the absence of section 401(a)(9)(I).

Effective Date of Amendment Providing Choice for 2020 RMDs

The section of the plan immediately below providing for a choice of whether a participant or beneficiary will receive 2020 RMDs is effective May 1, 2020.

Treatment of 2020 RMDs in the Absence of a Participant or Beneficiary Election

 X A participant or beneficiary who would have been required to receive a 2020 RMD will receive this distribution unless the participant or beneficiary chooses not to receive the distribution.

 A participant or beneficiary who would have been required to receive a 2020 RMD will not receive this distribution unless the participant or beneficiary chooses to receive the distribution.

Direct Rollovers

For purposes of the direct rollover provisions of the plan, the following will also be treated as eligible rollover distributions in 2020: (Check one or none.)

 2020 RMDs (as defined in the plan).

 2020 RMDs and Extended 2020 RMDs (both as defined in the plan).

 2020 RMDs (as defined in the plan) but only if paid with an additional amount that is an eligible rollover distribution without regard to section 401(a)(9)(I).

4. Effective January 1, 2020, the Plan is amended by adding the following paragraph to the end of the Required Minimum Distribution subsection of the Commencement of Payment of Benefits section of the Plan:

Notwithstanding the other provisions of the Plan, effective for Participants dying after December 31, 2019, whether before or after distribution has begun, a Participant's entire interest will be distributed to the Designated Beneficiary by December 31st of the calendar year containing the tenth anniversary of the Participant's death unless the Designated Beneficiary meets the requirements of

an Eligible Designated Beneficiary. An Eligible Designated Beneficiary may receive distributions over the life of such Designated Beneficiary. If there is no Designated Beneficiary as of September 30th of the year following the year of the Participant's death, the Participant's entire interest will be distributed by December 31st of the calendar year containing the fifth anniversary of the Participant's death. An Eligible Designated Beneficiary is defined as any Designated Beneficiary who is: (i) the surviving spouse of the Participant; (ii) a minor child of the Participant; (iii) disabled; (iv) a chronically ill individual; or (v) an individual who is not more than ten (10) years younger than the Participant. The determination of whether a Designated Beneficiary is an Eligible Designated Beneficiary is made as of the date of death of the Participant. If an Eligible Designated Beneficiary dies before the portion of the Participant's interest is entirely distributed, the remainder of such portion must be distributed within ten (10) years after the death of such Eligible Designated Beneficiary.

5. Effective January 1, 2020 through December 30, 2020, the Plan is amended by adding the following section 10.13 Coronavirus Distributions as follows:

10.13. Coronavirus-Related Distributions

- A. *Notwithstanding any provision of the Plan to the contrary, the Plan in compliance with section 2202 of the Coronavirus, Aid, Relief and Economic Security Act (Applicable Law) allows Qualified Distributions to Qualified Individuals.*
- B. *Qualified Individual means one who:*
1. *Was diagnosed with the virus SARS-CoV-2 or with coronavirus disease 2019 (COVID-19) by a test approved by the Centers for Disease Control and Prevention;*
 2. *Has a spouse or dependent who is diagnosed with SARS-CoV-2 or with COVID-19 by a test approved by the Centers for Disease Control and Prevention;*
 3. *Experiences adverse financial consequences as a result of being quarantined, being furloughed or laid off, or having work hours reduced due to SARS-CoV-2 or COVID-19;*
 4. *Experiences adverse financial consequences as a result of being unable to work due to lack of child care due to SARS-CoV-2 or COVID-19; or*

5. *Experiences adverse financial consequences as a result of closing or reducing hours of a business that you own or operate due to SARS-CoV-2 or COVID-19.*
- C. *Qualified Distribution means a distribution to a qualified individual within the applicable time periods of January 1, 2020 through December 30, 2020, as defined in the relevant sections of Applicable Law, which may not exceed \$100,000 in aggregate from all plans maintained by the Employer.*
- D. *If the Plan permits rollover contributions, at any time during the 3-year period beginning on the day after the Qualified Distribution was received, an individual may contribute as a rollover to the Plan an aggregate amount that does not exceed the amount of the Qualified Distribution.*

Approved by the California Horse Racing Board at a regular meeting of the California Horse Racing Board, at _____, in _____, California, on _____, 202_.

Agenda Item 4

STAFF ANALYSIS DISCUSSION AND ACTION BY THE BOARD ON THE RENEWAL APPLICATION FOR LICENSE TO OPERATE A MINISATELLITE WAGERING FACILITY AT SAMMY'S ORIGINAL IN LAKE FOREST, CALIFORNIA.

Regular Board Meeting
January 19, 2023

ISSUE: Sammy's Operating Co., LLC (Sammy's Original), filed an application for renewal of its license to operate a minisatellite wagering site in its Sammy's Original restaurant in Lake Forest, California. Sammy's Original minisatellite application proposes to operate February 21, 2023 through February 20, 2028, for a period of up to five years. Southern California Off Track Wagering, Inc. (SCOTWINC) has acted as the coordinator during the application process. Sammy's Original is currently licensed through February 20, 2023, as a minisatellite wagering facility.

- Sammy's Original is a restaurant located in Lake Forest, California. The wagering site is located in the Southern zone.

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

- SCOTWINC has provided there is no racetrack(s), satellite wagering facility or tribal casino that has a satellite wagering facility located within a 20-mile radius of the applicant.
- Sammy's Original has contracts/agreement with the following racing associations:

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

- The simulcast organization engaged by the contracted association(s) to conduct simulcast wagering is Southern California Off Track Wagering, Inc. (SCOTWINC).

- Applicant proposes to operate minisatellite wagering site seven days a week 10:00 a.m. until 12:00 a.m, or as required per racing program provided by CA Host Tracks.
- Estimated number of pari-mutuel terminals machines available: 6 teller and 18 self-service terminals. Seating Capacity is 350; the number of tables inside in the minisatellite wagering area is 30 plus.
- Staffing: The minisatellite will be staffed according to the needs of the property with one designated public safety employee and at least one facility manager on duty during operating hours. The parimutuel manager of the operating Host Track will determine the number and assignment of mutuel employees based upon the projected handle and attendance.

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

1. Occupational licenses needed for the following individuals: Peter Genovese, Kathleen Genovese, Christoph O'Brien, Al Clerc, and Matthew Martha.

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

1. Workers Compensation [expires April 5, 2023].

RECOMMENDATION:

Staff recommends approval. The application as submitted satisfactorily meets all requirements for licensure.

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

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

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

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

**PART I
 MINISATELLITE WAGERING APPLICANT INFORMATION**

APPLICANT INFORMATION

Name of applicant: <i>Sammy's Operating Co. LLC</i>		<input type="checkbox"/> Card Room/Gambling Establishment <input checked="" type="checkbox"/> Restaurant/Bar <input type="checkbox"/> Other Business Entity
The applicant is:		
<input type="checkbox"/> Racing Association		
<input type="checkbox"/> Fair		
<input type="checkbox"/> Federally Recognized Indian Tribe		
Facility street address: <i>23221 Lake Center Drive</i>		
Mailing address (if different from above): <i>32091 E. Nine Drive, Laguna Niguel, Ca 92677</i>		
E-mail address: <i>petegenovese@cox.net</i>		
City: <i>Lake Forest</i>	State: <i>Ca</i>	Zip Code: <i>92630</i>
Phone: <i>949-500-2468</i>	Fax: <i>N/A</i>	Website: <i>sammysoriginal.com</i>
County: <i>Orange</i>	Zone Location: North <input type="checkbox"/> South <input type="checkbox"/> Central <input type="checkbox"/> (To be completed by CHRB staff)	

**CONTACT PERSON
 (Authorized Representative)**

Name and title of the contact person: <i>Peter Genovese, managing General Partner/CEO</i>		
Business street address: <i>32091 E. Nine Drive, Laguna Niguel, Ca 92677</i>		
Mailing address (if different from above): <i>Same</i>		
City: <i>Laguna Niguel</i>	State: <i>CA</i>	Zip Code: <i>92677</i>
County: <i>Orange</i>		
Phone: <i>949-500-2468</i>	E-mail: <i>petegenovese@cox.net</i>	Fax: <i>N/A</i>

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

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

February 21, 2023 - February 20, 2028

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

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

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

If yes to either question above, provide the following:

Valid licensure period: Begin Date: *2-21-23* End Date: *2-21-28*

Facility name and address: *Sammy's Original, 23221 Lake Center Drive*

City: *Lake Forest* State: *Ca* Zip Code: *92630*

County: *Orange*

Zone Location:
 North South Central
 (To be completed by CHRB staff)

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

If yes, provide the following if different from above:

Facility name and address:

City: State: Zip Code:

Racing Jurisdiction:

BUSINESS STRUCTURE

<input type="checkbox"/> Corporation	<input type="checkbox"/> Partnership & Joint Venture	<input type="checkbox"/> Other You have listed your company as other Please identify your company structure:
<input type="checkbox"/> Public	<input type="checkbox"/> Sole Proprietorship	
<input type="checkbox"/> Private		
<input type="checkbox"/> Sub-S		
<input type="checkbox"/> Sub-C		
<input type="checkbox"/> Limited Partnership		
<input checked="" type="checkbox"/> Limited Liability Company		

Registered Business Name: *Sammy's Operating Co. LLC*

Fictitious Business Name: *Sammy's Original*

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



Address: 32091 E. Nine Drive

E-mail Address: petegenovese@cox.net

City: Laguna Niguel State: Ca Zip Code: 92677

Phone: 949-500-2468 Fax: N/A

State where registered or Articles of Organization are filed: Delaware Registry or File number: 5278402

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

Entity/Individual Name and Title	Entity's Business Address/ Individual's Address of Record	Ownership% (if any)	Compensation Agreement
see attached #1			

Are shares listed for public trade? Yes No If yes on what stock exchange? N/A

If more than 50 percent of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity.
All entities that own 5 percent or more must fulfill the instructions for Full Disclosure Statement.

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

MANAGEMENT AND STAFF
 (Minisatellite Wagering Facility)

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

Name	Title
Peter Genovese	MANAGING GP / CEO

/

PARTNERSHIP INFORMATION

In August 2019, Bruce Lehman Trust sold 22.5% of their interest in the partnership for \$650,000 to four of the six Limited Partners.

Below is a list of what each of those partners paid for their additional interest and what their new total interest in the partnership is.

Peter and Kathy Genovese	2.5%	\$ 72,225	37.6%
Al Clerc, Clerc Family Trust	4.0%	\$115,555	13.0%
O'Brien Family Trust, Christoph <u>a</u> O' <u>B</u> rien	8.0%	\$231,110	12.5%
Buffalo Three, LLC	8.0%	\$231,110	18.0%

Remaining the Same Interest

Lake Center Drive, G.P.	0.9%
Matt Martha	9.0%
McKinzie Trust <i>Michael Lyon</i> <i>CHRB License #251523</i>	9.0%

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

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

Entity/Individual Name and Title	Entity's Business Address/ Individual's Address of Record	Ownership% (if any)	Compensation Agreement

Are shares listed for public trade? Yes No If yes on what stock exchange?

If more than 50 percent of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity.
All entities that own 5 percent or more must fulfill the instructions for Full Disclosure Statement.

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

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

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

Name	Title

ASSOCIATION CONTRACT/AGREEMENT

Name(s) of racing association(s) with whom you intend to have a contract or agreement:
All licensed California Racing Associations, per Exhibit

Addresses of racing association(s):
See Exhibit

Racing association(s) phone numbers:
See Exhibit

Proposed contract dates: From: To: (inclusive).
February 19, 2023 through February 18, 2028

Part 1 - Minisatellite Wagering Applicant Form - Sammy's Original

Exhibit
1/19/2023

<u>Associations With Contract/Agreement:</u>	<u>Phone / Fax</u>
CALIFORNIA AUTHORITY OF RACING FAIRS 1776 Tribute Rd., Suite 205 Sacramento, CA 95812	P: (916) 927-7223 F: (916) 263-3341
Del Mar Thoroughbred Club 2260 Jimmy Durante Bl. Del Mar, CA 92014	P: (858) 755-1141 F: (858) 794-1007
Los Alamitos Racing Assoc. (T) Los Alamitos Quarter Horse Racing Assoc. 4961 Katella Ave. Los Alamitos, CA 90720	P: (714) 820-2760 F: (714) 820-2813
Los Angeles County Fair c/o 4961 Katella Ave. Los Alamitos, CA 90720	P: (714) 820-2760 F: (714) 820-2813
Los Angeles Turf Club 285 W Huntington Drive Arcadia, CA 91007	P: (626) 574-7223 F: (626) 821-1514
Pacific Racing Association 1100 Eastshore Highway Berkeley, CA 94710	P: (510) 559-7300 F: (510) 559-7464
Sonoma County Fair 1350 Bennet Valley Drive Santa Rosa, CA 95404	P: (707) 545-4200 F: (707) 545-9342
Watch & Wager, LLC 1600 Exposition Bl. Sacramento, CA 95815	P: (916) 263-3000 F: (916) 800-1395

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

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

CHRB CERTIFICATION

Application filed on:

Fee received by:

Reviewed by:

30-day Notice Letter:

Approved on:

License number issued:

CERTIFICATION BY APPLICANT

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

Name

PETER GENOVESE

Signature of Applicant Representative



Title

GA/CEO

Date:

1/3/23

(H) OUTSIDE INTERESTS AND LICENSE HISTORY

- (1)** The application must state whether the applicant or a director, officer, or partner of the applicant;
- (a)** Has ever held an ownership interest in a licensee of the Board; or **(b)** is currently engaged in the business of racing in another state.

PART II

CONTRACTED ASSOCIATION INFORMATION

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

Name and mailing address of association: Los Alamitos Quarter Horse Association
4961 Katella Avenue, Los Alamitos, CA 90720

Telephone: (714) 820-2800

Fax number:

Racetrack name: Los Alamitos

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

Name

Signature of association representative

Cathy Monji



Title

Date:

President

PART II
CONTRACTED ASSOCIATION INFORMATION

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

Name and mailing address of association:

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

Telephone:

(916) 927-7223

Fax number:

(916) 263-3341

Racetrack name:

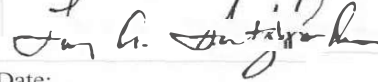
Ferndale, Fresno, Pleasanton, and Sacramento

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

Name

Larry Swartzlander

Signature of association representative



Title

Executive Director

Date:

10/19/22

PART II

CONTRACTED ASSOCIATION INFORMATION

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

Name and mailing address of association:

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

Telephone:

(858) 755-1141

Fax number:

(858) 794-1007

Racetrack name:

Del Mar

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

Name	Signature of association representative
Josh Rubinstein	
Title	Date:
President & COO	10/17/22

Josh Rubinstein

Signature of association representative



Title

President & COO

Date:

10/17/22

PART II

CONTRACTED ASSOCIATION INFORMATION

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

Name and mailing address of association:

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

Telephone:

(714) 820-2800

Fax number:

Racetrack name:

Los Alamitos

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

Name
F. Jack Liebau

Title
Vice President

Signature of association representative



Date:

10/20/2022

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

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

Name and mailing address of association:

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

Telephone:

(626) 574-7223


Fax number:

(626) 821-1514

Racetrack name:

Santa Anita Park

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

Name Eric Sindler	Signature of association representative 
Title Assistant Secretary	Date: 10/17/2022

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

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

Name and mailing address of association:

Pacific Racing Association
1100 Eastshore Highway, Albany, CA 94706

Telephone:

(510) 559-7300

Fax number:

(510) 559-7465

Racetrack name:

Golden Gate Fields

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

Name	Signature of association representative
Eric Sindler	
Title	Date:
Assistant Secretary	10/17/2022

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

PART II
CONTRACTED ASSOCIATION INFORMATION

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

Name and mailing address of association:

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

Telephone:

(916) 800-1390

Fax number:

(916) 800-1395

Racetrack name:

California State Fair & Exposition - Cal Expo Harness


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

Name
Ben Kenney

Title
CFO

Signature of association representative

Date:


10-16-22

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

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

Name and mailing address of association:

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

Telephone:

(909) 865-4203

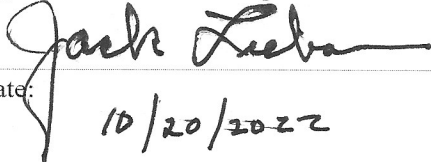
Fax number:

(909) 865-2481

Racetrack name:

Los Angeles County Fair, racing at Los Alamitos Race Course

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

Name Jack Liebau	Signature of association representative 
Title Manager	Date: 10/20/2022

PART III
SIMULCAST ORGANIZATION INFORMATION

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

I. OPERATION OF THE MINISATELLITE WAGERING FACILITY

Simulcast organization engaged by the association to conduct simulcast wagering: **SCOTWinc.**

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

Submit a copy of each horsemen's written approvals. **Submitted.**

Hours for operation of the facility: **The restaurant portion of the facility will be open from 10:00a - 11:00p weekdays; 10:00a - 12a Saturdays and Sundays**

Hours for operation of the minisatellite wagering site:
Seven days, 10a - 12a, or as required per racing program provided by CA Host Tracks.

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

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

Wagering will be offered on all cards offered by the CA Host Tracks.

Santa Anita	Los Alamitos, TB & QH	Del Mar
Golden Gate Fields	Watch & Wager Harness	CARF

List the host track from which the minisatellite wagering facility proposes to import out-of-state and/or out-of-country races. Include the dates imported races will be held, and whether or not a full card will be accepted. If the full card will not be imported, state "selected feature and/or stakes races": **Wagering will be offered on all out-of-state and/or out-of-country races offered for wagering by the CA Host Track.**

Estimated number of pari-mutuel terminals machines available: 6 Teller; 18 Self-Service

Attach a proposed staffing plan for the facility and/or minisatellite wagering site, to include the number of security personnel and the number of pari-mutuel clerks pursuant to Business and Professions Code section 19605.25 (5)(b). **The minisatellite will be staffed according to the needs of the property with one designated public safety employee and at least one facility manager on duty during operating hours. The parimutuel manager of the operating Host Track will determine the number and assignment of mutuel employees based upon the projected handle and attendance.**



CALIFORNIA HARNESS HORSEMEN'S ASSOCIATION

P.O. Box 254767
Sacramento, CA. 95865
Phone (916) 263-7888
Fax (916) 263-7887
Website: www.chhaonline.com

Nicole Gravely
Policy & Regulations Analyst
California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, CA 95648

October 16, 2022

Dear Nicole Gravely;

This letter is to acknowledge the approval and support of the California Harness Horsemen's Association for Sammy's Minisatellite in Lake Forest, CA.

Sincerely,

California Harness Horsemen's Association

Jimmy Perez

Executive Director

CC: Scott Chaney, CHRB
CC: Rick Baedeker, SCOTWinc



Nicole Gravely
Policy & Regulations Analyst
California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, CA 95648

October 18, 2022

RE: Application for License to Operate a Minisatellite Facility – Sammy’s

Dear Ms. Gravely,

The Thoroughbred Owners of California (TOC) approves the licensing by the CHRB of Sammy’s in Lake Forest, CA as a minisatellite.

Sincerely,

A handwritten signature in blue ink that reads 'Jordyn Egan'.

Jordyn Egan
Executive Director

cc: Rick Baedeker, SCOTWinc.
Scott Chaney, CHRB



Pacific Coast Quarter Horse Racing Association

October 17, 2022

Nicole Gravely
Policy & Regulations Analyst
California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, CA 95648

RE: Sammy's Minisatellite Facility in Lake Forest

Dear Nicole,

The Pacific Coast Quarter Horse Racing Association approves the renewal licensing by the California Horse Racing Board of the Sammy's minisatellite.

Sincerely,

Dino Perez
PCQHRA

xc: Scott Chaney, CHRB Executive Director
Rick Baedeker, SCOTWINC

II. SUPERVISION, SECURITY AND FIRE PREVENTION

Changes to management personnel and minisatellite manager(s)

must be immediately reported to the Board.

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

Name and Title	CHRB License No. and Expiration Date
<i>Peter Genovese</i>	<i>Applied for</i>

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

See attached.

Attach a fire clearance from the fire authority having jurisdiction. **See attached.**

Attach a security plan to include: the name, title and phone number of the person having responsibility for security controls, the number of security officers and/or guards and the police or sheriff's department having jurisdiction for criminal law enforcement over the premises of the facility.

See Attached

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

If yes, describe.

III. MINISATELLITE WAGERING SITE

Attach a detailed scale plan of the facility indicating all points of access to facility, emergency exits, placement of offices, and food and beverage service location and detailing the location of the proposed minisatellite wagering site. Identify how the designated minisatellite wagering area will be restricted to patrons 21 years and over. Attach photos of the minisatellite wagering site.

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

IV. FACILITY DESCRIPTION

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

The seating capacity in the minisatellite wagering is: *350*

The number of tables in the minisatellite wagering facility: *30+*

Overall square footage in the minisatellite wagering area is:

6,000 sq. ft.

Attach a photograph of the minisatellite wagering area.

See separate email

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



LAKECEN-02

JBEELER1

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
1/4/2023

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

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

PRODUCER License # 0757776 HUB International Insurance Services Inc.	CONTACT NAME: Douglas Krumpols	
	PHONE (A/C. No, Ext): (949) 940-1856	FAX (A/C. No): (949) 940-1857
E-MAIL ADDRESS: doug.krumpols@hubinternational.com		
INSURER(S) AFFORDING COVERAGE		NAIC #
INSURER A : Trisura Specialty Insurance Company		16188
INSURER B : Employers Preferred Insurance Company		10346
INSURER C :		
INSURER D :		
INSURER E :		
INSURER F :		

INSURED


Lake Center Drive LP/Sammy's Operating Company LLC
 23221 Lake Center Dr
 Lake Forest, CA 92630

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

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

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR			OSCPP-1000704-01	12/31/2022	12/31/2023	EACH OCCURRENCE \$ 1,000,000
							DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000
							MED EXP (Any one person) \$ 0
							PERSONAL & ADV INJURY \$ 1,000,000
							GENERAL AGGREGATE \$ 2,000,000
							PRODUCTS - COMP/OP AGG \$ 2,000,000
	AUTOMOBILE LIABILITY						COMBINED SINGLE LIMIT (Ea accident) \$
	<input type="checkbox"/> ANY AUTO OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY						BODILY INJURY (Per person) \$
							BODILY INJURY (Per accident) \$
							PROPERTY DAMAGE (Per accident) \$
							\$
	UMBRELLA LIAB						EACH OCCURRENCE \$
	EXCESS LIAB						AGGREGATE \$
	DED RETENTION \$						\$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A	EIG453468701	4/5/2022	4/5/2023	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER
							E.L. EACH ACCIDENT \$ 1,000,000
							E.L. DISEASE - EA EMPLOYEE \$ 1,000,000
							E.L. DISEASE - POLICY LIMIT \$ 1,000,000

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

CERTIFICATE HOLDER Proof of Insurance	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE 

FIRE AUTHORITY PERMIT

Business Name:
SAMMYS ORIGINAL

Inspection No:116711

Mailing Address:
23151 MOULTON PY
LAGUNA HILLS CA 92653

Site Address:
23221 LAKE CENTER DR
LAKE FOREST CA 92630

THIS PERMIT IS ISSUED BY THE ORANGE COUNTY FIRE AUTHORITY AND IS ACCEPTED ON CONDITION THAT THE APPLICANT, HIS AGENTS AND EMPLOYEES CARRY OUT THE PROPOSED ACTIVITY IN COMPLIANCE WITH ALL THE APPLICABLE CODES, LAWS, REGULATIONS OR CONDITIONS/LIMITATIONS LISTED ON THE PERMIT APPLICATION, ANY VIOLATION OF THESE PROVISIONS MAY BE GROUNDS FOR REVOCATION OF THIS PERMIT.

PERMIT GRANTED FOR:

Permit Code:

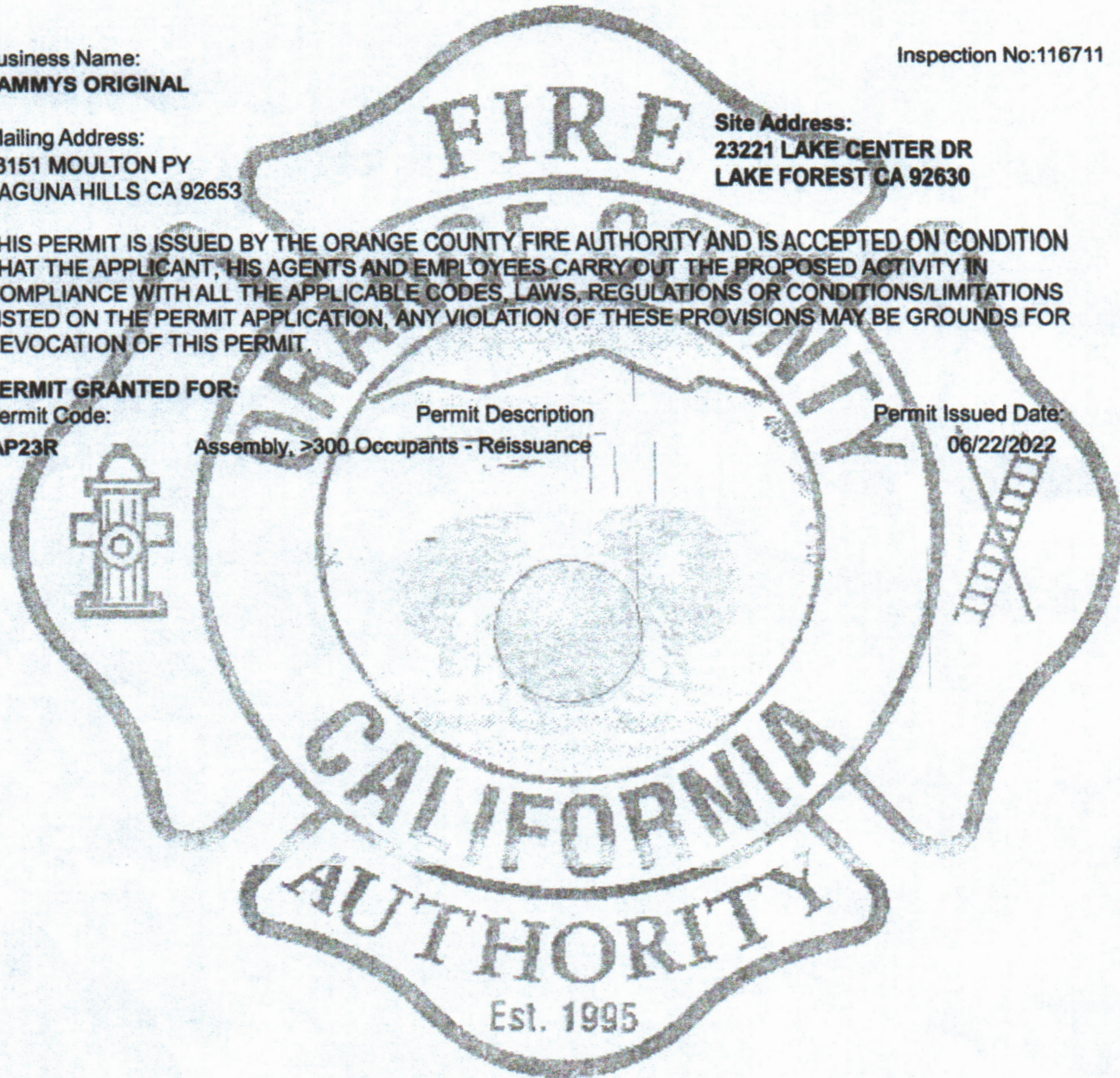
AP23R

Permit Description

Assembly, >300 Occupants - Reissuance

Permit Issued Date:

06/22/2022



THIS PERMIT SHALL AT ALL TIMES BE POSTED IN THE PREMISES DESCRIBED ABOVE

This permit(s) does not take the place of any license required by law and is not transferrable. Any change in the use or occupancy of the premises shall require a new permit. This supercedes all other permits issued by the Orange County Fire Authority.

Tori Smith

FIRE MARSHAL

AGE RESTRICTIONS AND SECURITY MEASURES FOR SAMMY'S ORIGINAL MINI-SATELLITE FACILITY

Responsible Parties:

Peter Genovese
Managing General Partner
23221 Lake Center Drive
Lake Forest, CA 92653
(949) 859-8511

Jen Estavillo
Operational Manager
23221 Lake Center Drive
Lake Forest, CA 92653
(949) 554-7994

Security Controls:

All service personnel are trained in security measures. The teller line is completely enclosed with heavy-duty plexiglass and there are 16 surveillance cameras located throughout the interior and exterior of the property building.

Panic-buttons are installed under the pari-mutuel teller counters. The server in the betting area is equipped with a panic-button on their person. Bartenders are equipped with a panic-button on their person and there are 3 panic buttons installed under the main bar.

Law Enforcement Jurisdiction:

Police Services for the City of Lake Forest are provided by:
Orange County Sheriff's Department (OCSD)
Captain Chad Taylor (949) 461-3530.

Age Restrictions:

Entrance to the entire Sammy's facility is restricted to persons 18-years and older.

Signs are posted in wagering areas indicating "Must be 21 to Wager."

Just by the nature of our business, virtually anyone that appears to be under 21 has their ID checked by a Sammy's employee and strictly enforced (ABC License requirements). In addition to assigned pari-mutuel clerks, all of Sammy's service employees are trained to follow the same procedures for underage wagering as are followed for underage ordering or consumption of alcohol. They are instructed to ask for ID from anyone who appears youthful, letting them know that it is Sammy's policy to check ID's for anyone that appears to be under the age of 21.

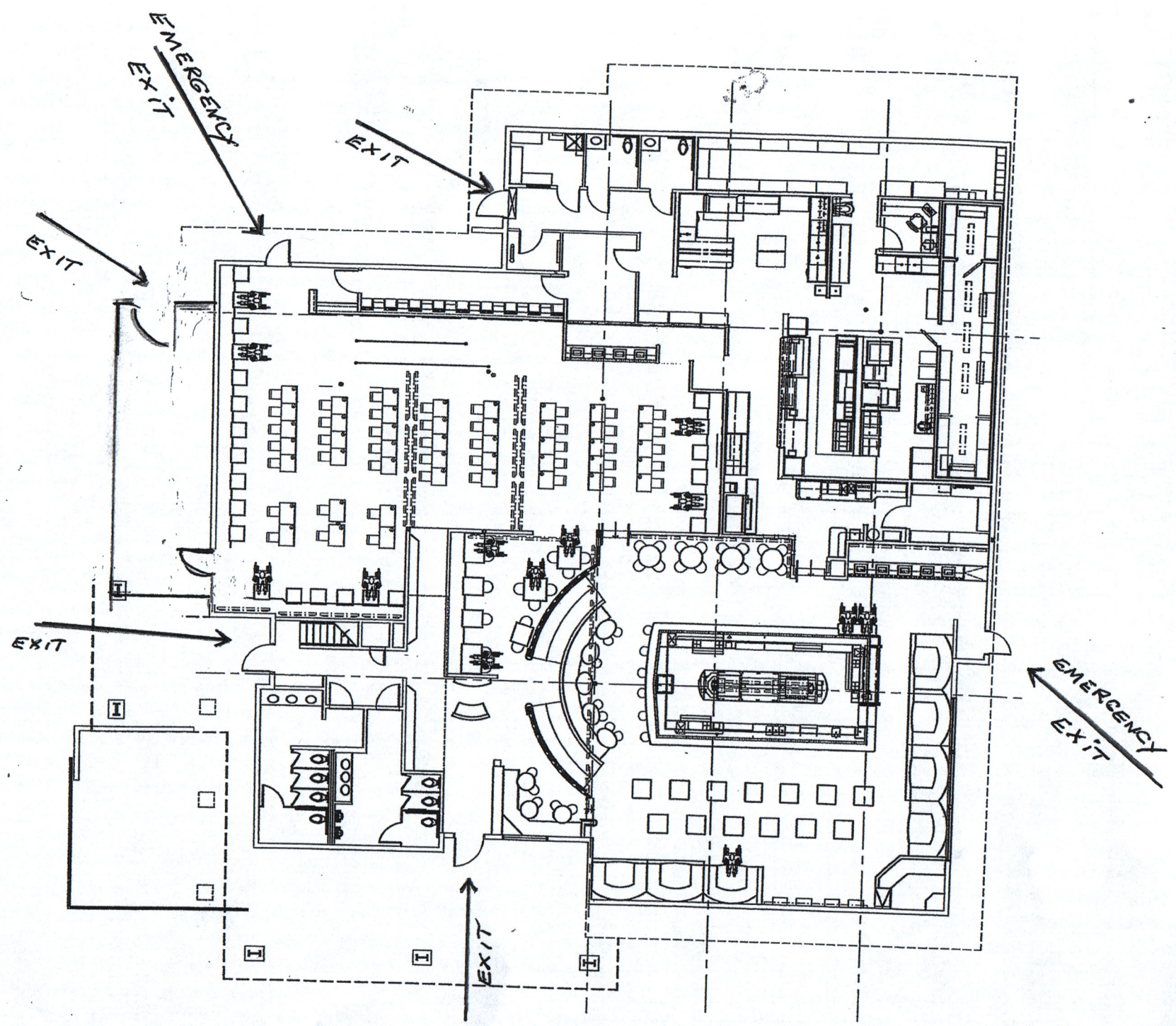
All self-service machines located in the restricted area are visible to the pari-mutuel clerks. These clerks also enforce the 21 and over restriction.

The self-service machines on the lower level (3) and the open area near the bathrooms (2) are visible and monitored by the bartender.

SAMMY'S ORIGINAL

SECURITY MEASURES

- Completely enclosed teller area including heavy-duty plexi-glass.
- Panic-buttons are installed under the teller counter.
- Server in betting area is equipped with a panic-button on her person.
- Bartenders are equipped with panic-button on their person and there are 3 panic buttons installed under main bar.
- Panic-buttons are connected to alarm company and local police.
- There are 16 security cameras that monitor 24/7.





MORE THAN ANY WEBSITE

GUESTREAS



The image shows the exterior of a restaurant building with a prominent overhanging roof supported by red pillars. The building's facade is clad in light-colored horizontal wood siding. A large palm tree stands in the center of the landscaping, which includes various green shrubs and a bed of dark grey river stones. A concrete curb separates the parking area from the garden. The text 'SAMMY'S ORIGINAL' is mounted on the wall to the right of the palm tree. The word 'SAMMY'S' is in large, dark, block letters, and 'ORIGINAL' is in smaller, white, block letters below it. A portion of a dark car is visible on the left side of the frame.

SAMMY'S
ORIGINAL

169 standing room in minisatellite area; 50 standing room on patio.

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

110 in primary lot plus common parking in shopping cen

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

V. EQUIPMENT PROVIDED BY THE MINISATILLITE WAGERING FACILITY

Describe the television equipment (satellite receivers, decoders, controls, monitors, etc.) to be utilized at the facility:
120 Large Screen TVs; DirectTV; Roberts Communication Decoders & Satellite equipment provided per SCOTWinc.

Describe the public address equipment (controls, microphones, speakers, etc.) to be utilized at the facility:
Portable public address microphones and speakers available at Minisatellite area.

VI. ADVERTISING AND PATRON DEVELOPMENT

Describe any advertising or promotional plans: Radio (Mike Willman, Jon Lindo, et al) Advertising, 2023 print advertising planned.

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

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

VII. ADMISSIONS, CHARGES AND SERVICE FEES

Complete if applicable and note N/A if not

Admissions charges, if any, are:	None
Parking charges, if any, are:	None
Program charges, if any, are:	None
Seating charges, if any, are:	None

VIII. RENEWAL

Complete this section only if renewing your license.

Is this a renewal application: Yes No

Have there been any changes since the submission of your last application for authorization to operate a minisatellite wagering facility? Yes No
None except as described above.

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

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

California Horse Racing Board

Application for License to Operate a Minisatellite Wagering Facility CHRB-88 (New 11/08)

Print name of minisatellite facility applicant representative: <i>Peter Genovese</i>	Date: <i>12/8/22</i>
Signature of minisatellite facility representative: <i>[Signature]</i>	Date: <i>12/8/22</i>
Print name of association representative: Josh Rubinstein	Date:
Signature of association representative:	Date:
Print name of simulcast organization representative: Rick Baedeker	Date:
Signature of simulcast organization representative:	Date:

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

Print name of minisatellite facility applicant representative: <i>Peter Genovese</i>	Date: <i>12/8/22</i>
Signature of minisatellite facility representative: <i>[Signature]</i>	Date: <i>12/8/22</i>
Print name of association representative: Josh Rubinstein	Date:
Signature of association representative: <i>[Signature]</i>	Date: <i>12/20/22</i>
Print name of simulcast organization representative: Rick Baedeker	Date:
Signature of simulcast organization representative: <i>[Signature]</i>	Date: <i>12/19/22</i>

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING THE DELEGATION OF
AUTHORITY TO THE EXECUTIVE DIRECTOR PURSUANT TO CALIFORNIA
BUSINESS AND PROFESSIONS CODE SECTION 19428 FOR ONE YEAR.

Regular Board Meeting
January 19, 2023

ISSUE

The Executive Director of the California Horse Racing Board is vested with the authority to carry out and execute duties specified by the Law and by the Board. To increase efficiency and transparency, staff seeks to codify commonly requested actions of the Executive Director.

ANALYSIS

Business and Professions Code section 19428 provides in part, "The Executive Director shall be the Board's executive officer and shall carry out and execute the duties as specified by law and by the Board."

Commonly, the Executive Director is asked to approve administrative actions on behalf of the Board by licensees. To increase efficiency and transparency, staff seeks to codify commonly requested actions of the Executive Director.

1. Authority to approve a change to the first post time.
2. Authority to approve the cancelation of a place or show pool.
3. Authority to permit an authorized racing day which has been canceled, to be run on a non-racing day within the license period.
4. Authority to permit a racing day or days to be added within the license period.

Consistent with its authority under the California Business and Professions Code, the Board is permitted to delegate authority to act in these instances to the Executive Director.

RECOMMENDATION

This item is presented for Board discussion and action.

BEFORE THE CALIFORNIA HORSE RACING BOARD

STATE OF CALIFORNIA

In the Matter of Delegation of Authority to
the Executive Director of the California
Horse Racing Board

RESOLUTION AND ORDER

Pursuant to the authority granted to the California Horse Racing Board by virtue of California Business and Professions Code section 19428, the Board hereby authorizes the Executive Director to perform the following actions:

1. Upon request of a licensed racing association or fair, the Executive Director shall have the authority to approve a change to the first post time.
2. Upon request of a licensed racing association or fair, the Executive Director shall have the authority to approve the cancelation of a place or show pool.
3. Upon request of a licensed racing association or fair, the Executive Director, with the approval of the Chairman and Vice Chairman of the Board, shall have the authority to permit a authorized racing day which has been canceled, to be run on a non-racing day within the license period.
4. Upon request of a licensed racing association or fair, the Executive Director, with the approval of the Chairman and Vice Chairman of the Board, shall have the authority to permit an additional racing day or days to be run on a non-racing day or days within the license period.

This authority shall take effect on the day this resolution is adopted by the Board and shall remain in full force and effect for one year from that date unless amended, superseded or vacated by further order of the California Horse Racing Board.

CALIFORNIA HORSE RACING BOARD

Gregory L. Ferraro, DVM, Chairman

Dated: January 19, 2022

CALIFORNIA HORSE RACING BOARD

January 19, 2023

REGULAR BOARD MEETING

There is no board package material for Item 6

CALIFORNIA HORSE RACING BOARD

January 19, 2023

REGULAR BOARD MEETING

There is no board package material for Item 7

CALIFORNIA HORSE RACING BOARD

January 19, 2023

REGULAR BOARD MEETING

There is no board package material for Item 8