

CALIFORNIA HORSE RACING BOARD

1010 Hurley Way, Suite 300

Sacramento, CA 95825

www.chrb.ca.gov

(916) 263-6000 Fax (916) 263-6042



REGULAR MEETING

Of the **California Horse Racing Board (CHRB/Board)** will be held on **Wednesday, April 21, 2021**, commencing at **9:30 a.m. via teleconference**. 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.”

Please be advised, in accordance with Executive Order N-29-20, the CHRB will provide a teleconference option for its upcoming public meeting, to be held on **April 21, 2021 at 9:30 a.m.** Board members and members of the public are strongly encouraged to participate using the teleconference phone number provided below so as to minimize the spread of COVID-19 and reduce the risk of infection during this current state of emergency. No physical location will be provided.

To participate in the teleconference, dial 888-392-4564 and enter 6896291# when prompted. To comment on an agenda item, press *1 during the call to be added to the queue. If you are a member of the public and wish to listen to the meeting and not participate, we request that you please listen to the meeting via the webcast link on our website to avoid congestion and potential technical difficulties.

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

AGENDA

Action Items:

1. **Approval of the minutes of March 23, 2021.**
2. Reports
 - A. **Executive Director’s Report.**
 - B. **Equine Medical Director’s Report.**
3. Discussion and action by the Board on the **Renewal Application for License to Operate a Minisatellite Wagering Facility for Race & Sports Authority LLC, dba 58 Flat.**
4. Discussion and action by the Board on the **Initial Application for License to Operate a Minisatellite Wagering Facility for Glen Arden Club.**
5. Discussion and action by the Board regarding the **proposed amendments to CHRB Rule 1688, Use of Riding Crop**, to regulate penalties for crop violations to create consistency throughout the state.

6. Public hearing and action by the Board regarding the **proposed amendment to CHRB Rule 1891.1, Penalty for Possession of Electrical Device**, to require that a complaint against a licensee for violation of, or conspiring to violate, Rule 1890 (c) shall be referred to the Stewards for hearing and adjudication.
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 via the teleconference line. 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).

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

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PENDING ADMINISTRATIVE ADJUDICATIONS APRIL 2021

The Board may convene a Closed Session to confer with and receive advice from its legal counsel regarding the pending administrative licensing or disciplinary matters as authorized by Government Code section 11126(e). This shall include any matters mentioned below and/or permitted by law.

CASE

No Pending Administrative Adjudications for discussion at the April 2021 regular Board meeting.

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PENDING LITIGATION APRIL 2021

COURT LITIGATION

- A. Luster v. California Horse Racing Board**
Superior Court of California, County of Sacramento
- B. Zvi Kriple v. California Horse Racing Board**
Superior Court of California, County of San Diego
- C. Ruis Racing, LLC v. California Horse Racing Board**
Superior Court of California, County of Los Angeles
- D. Hollendorfer v. California Horse Racing Board**
Superior Court of California, County of San Diego

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REQUESTS FOR BOARD ACTION APRIL 2021

The Board may convene a Closed Session to confer with and receive advice from its legal counsel regarding the pending administrative licensing or disciplinary matters as authorized by Government Code section 11126(e). This shall include any matters mentioned below and/or permitted by law.

CASE

**A. Ruis Racing, LLC v. California Horse Racing Board
Superior Court of California, County of Los Angeles**

Pursuant to California Government Code section 11126(e)(1)) the Board will consider a Settlement Proposal made by Ruis Racing, LLC in its letter dated March 2, 2021, from Attorney Darrell J. Vienna.

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**REGULAR BOARD MEETING MINUTES****Date and Time:** March 23, 2021 at 9:30 a.m.**Location:** Teleconference

Board Members Present: Gregory Ferraro, Chairman
 Oscar Gonzales, Vice Chairman
 Alex Solis, Member
 Dennis Alfieri, Member
 Wendy Mitchell, Member
 Demascus Castellanos, Member
 Brenda Washington Davis, Member

Staff Members Present: Scott Chaney, Executive Director
 Cynthia Alameda, Assistant Executive Director
 Robert Brodnik, General Counsel

1. APPROVAL OF THE MINUTES OF FEBRUARY 17, 2021.**Motion:** Approve**Motioned/Seconded:** Washington Davis/Ferraro**Roll call vote:** **Aye:** Alfieri, Castellanos, Washington Davis, Mitchell, Solis, Ferraro. **Nay:** None. **Abstain:** Gonzales. **Motion carried.**

Page 3 in the Board transcript.

2. REPORTS.**A. EXECUTIVE DIRECTOR'S REPORT**

Pages 3–5 in the Board transcript.

B. EQUINE MEDICAL DIRECTOR'S REPORT.

Pages 5–16 in the Board transcript.

3. DISCUSSION AND ACTION BY THE BOARD ON THE REQUEST FROM THE CALIFORNIA AUTHORITY OF RACING FAIRS (CARF) TO DESIGNATE THE FOLLOWING 2021 ALLOCATED RACE DATES AS A COMBINED FAIR HORSE RACING MEETING, PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 19549.1: ALAMEDA COUNTY FAIR AT PLEASANTON, JUNE 16, 2021, THROUGH JULY 13, 2021; CALIFORNIA EXPOSITION AND STATE FAIR, JULY 14, 2021, THROUGH AUGUST 3, 2021; HUMBOLDT COUNTY FAIR AT FERNDALE, AUGUST 18, 2021, THROUGH AUGUST 31, 2021; AND THE BIG FRESNO FAIR, OCTOBER 6, 2021, THROUGH OCTOBER 19, 2021.

Proceedings of the Regular Meeting of March 23, 2021

Motion: Approve.

Motioned/Seconded: Castellanos/Solis

Roll call vote: Aye: Gonzales, Alfieri, Castellanos, Washington Davis, Mitchell, Solis, Ferraro. **Nay:** None.

Motion carried.

Pages 16–25 in the Board transcript.

4. DISCUSSION AND ACTION BY THE BOARD ON THE RENEWAL APPLICATION FOR LICENSE TO OPERATE A MINISATELLITE WAGERING FACILITY AT SAHARA DUNES CASINO DBA LAKE ELSINORE HOTEL AND CASINO IN LAKE ELSINORE, CALIFORNIA.

Motion: Approve the renewal application for license to operate a minisatellite wagering facility at Sahara Dunes Casino conditioned on the approval of the applicant's gaming license by the California Gambling Control Commission. Should its gaming license not be approved, the Board's approval of Sahara Dunes Casino's license to operate a minisatellite wagering facility would be cancelled.

Motioned/Seconded: Ferraro/Castellanos

Roll call vote: Aye: Gonzales, Alfieri, Castellanos, Washington Davis, Mitchell, Solis, Ferraro. **Nay:** None. **Motion carried.**

Pages 25–31 in the Board transcript.

5. DISCUSSION AND ACTION BY THE BOARD REGARDING THE PROPOSED AMENDMENTS TO CHRB RULE 1688, USE OF RIDING CROP, TO REGULATE THE USE OF THE RIDING CROP TO PROTECT THE SAFETY OF THE HORSE AND RIDER.

Motion: Table

Motioned/Seconded: Ferraro/Alfieri

Roll call vote: Aye: Alfieri, Castellanos, Solis, Ferraro. **Nay:** Gonzales, Washington Davis, Mitchell. **Motion passed 4-3.**

Pages 31–70 in the Board transcript.

6. PUBLIC COMMENT.

Pages 70–92 in the Board transcript.

MEETING ADJOURNED AT 11:34 A.M.

Proceedings of the Regular Meeting of March 23, 2021

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

Chairman

Executive Director

CALIFORNIA HORSE RACING BOARD

April 21, 2021
REGULAR BOARD MEETING

There is no board package material for Item 2A

CALIFORNIA HORSE RACING BOARD

April 21, 2021
REGULAR BOARD MEETING

There is no board package material for Item 2B

STAFF ANALYSIS

DISCUSSION AND ACTION BY THE BOARD ON THE RENEWAL APPLICATION FOR LICENSE TO OPERATE A MINISATELLITE WAGERING FACILITY OF RACE & SPORTS AUTHORITY, LLC DBA 58 FLAT IN BONITA, CALIFORNIA, FOR A PERIOD OF UP TO FIVE YEARS

Regular Board Meeting
April 21, 2021

Race & Sports Authority, LLC dba 58 Flat has filed an application to renew its license to operate a minisatellite wagering facility. It is currently licensed through May 26, 2021. Business and Professions Code section 19605.25(h) allows for up to a five-year license term.

- 58 Flat is a restaurant in Bonita, California. The minisatellite wagering facility is located in the southern zone.

Business and Professions Code section 19605.25(a)(1) provides that 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.

- Southern California Off Track Wagering Incorporated has previously indicated that there is no racetrack, satellite wagering facility, or tribal casino that has a satellite wagering facility located within 20 miles of the applicant.
- 58 Flat has contracts/agreements with the following racing associations:
 - None.
- Applicant proposes to operate as a minisatellite wagering facility from June 1, 2021, through May 31, 2023.
- Estimated number of pari-mutuel terminal machines available: three in teller room, 12 self-service throughout facility; seating capacity: 117 plus 20 in patio area; number of tables in minisatellite wagering area: 32. There are 35 Samsung monitors.
- Staffing: Two to three pari-mutuel clerks as needed; one security staff at all hours.

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

1. Full Disclosure Statement.
2. Profit and loss statement.
3. Confirmation of valid agreements with all associations listed in the agreement with SCOTWINC (missing item 5a below).

4. Part II of application, completed and signed by each association with whom applicant has contracted.
5. Part III of application, completed with all required signatures, including the following:
 - a. Simulcast agreement with SCOTWINC.
 - b. Horsemen's written approvals from Thoroughbred Owners of California, California Harness Horsemen's Association, and Pacific Coast Quarter Horse Racing Association.
 - c. Provide CHRB license number (must be Class N, not Class A) and expiration date for Demosthenis Kanakaris; alternatively, provide name and license information for pari-mutuel clerks.
 - d. Valid workers' compensation certificate.
 - e. Current fire clearance.
 - f. Security plan. Need name, title, and phone number of person having responsibility for security controls; number of security officers and/or guards.
 - g. Section III. Minisatellite Wagering Site—Provide detailed scale plan of facility indicating all point of access to facility, emergency exits, placement of offices, and food and beverage service location and detailing location of minisatellite wagering site; identify how designated minisatellite wagering area will be restricted to patrons 21 years and over.
 - h. Must complete Declarations section.
 - i. Certification section—Name and signature of simulcast organization representative, dated.

RECOMMENDATION

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

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: Race & Sports Authority, LLC The applicant is: dba 58 Flat		<input type="checkbox"/> Card Room/Gambling Establishment <input checked="" type="checkbox"/> Restaurant/Bar <input type="checkbox"/> Other Business Entity
<input type="checkbox"/> Racing Association <input type="checkbox"/> Fair <input type="checkbox"/> Federally Recognized Indian Tribe		
Facility street address: 4110 Bonita Road, Bonita, CA 91902		
Mailing address (if different from above): 2155 Kettner Blvd, #308 San Diego, CA 92101		
E-mail address: denny14@cox.net		
City: Bonita	State: California	Zip Code: 91902
Phone: 619-760-7704	Fax: N/A	Website: www.58flat.com
County: San Diego		Zone Location: North <input type="checkbox"/> South <input checked="" type="checkbox"/> Central <input type="checkbox"/> (To be completed by CHRB staff)
CONTACT PERSON (Authorized Representative)		
Name and title of the contact person: Denny Kanakaris (Managing Member)		
Business street address: Same		
Mailing address (if different from above): Same		
City: Same	State: Same	Zip Code: Same
County:		
Phone: Same	E-mail: Same	Fax: N/A

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CHRB-228 (New 11/08)

Dates during which the applicant proposes to operate as a minisatellite wagering facility:
06/01/2021 to 05/31/2023

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: 07/01/2016 End Date: 06/30/2021

Facility name and address: Race & Sports Authority, LLC dba 58 Flat

City: Chula Vista State: California Zip Code: 91902

County: San Diego

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: N/A

Facility name and address: N/A

City: N/A State: N/A Zip Code: N/A

Racing Jurisdiction: N/A

BUSINESS STRUCTURE

<input type="checkbox"/> Corporation <input type="checkbox"/> Public <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	<input type="checkbox"/> Partnership & Joint Venture <input type="checkbox"/> Sole Proprietorship	<input type="checkbox"/> Other If you have listed your company as other please identify your company structure:
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Registered Business Name: Race & Sports Authority, LLC

Fictitious Business Name: 58 Flat

Address: 4110 Bonita Road, Bonita CA 91902

E-mail Address: dennyk14@cox.net

City: Chula Vista State: California Zip Code: 91902

Phone: 619-884-1291 Fax: N/A

State where registered or
Articles of Organization are filed: CA Registry or File number: 201516910372



Secretary of State Certificate of Status

I, ALEX PADILLA, Secretary of State of the State of California, hereby certify:

Entity Name: RACE & SPORTS AUTHORITY, LLC
File Number: 201516910372
Registration Date: 06/16/2015
Entity Type: DOMESTIC LIMITED LIABILITY COMPANY
Jurisdiction: CALIFORNIA
Status: ACTIVE (GOOD STANDING)

As of July 7, 2020 (Certification Date), the entity is authorized to exercise all of its powers, rights and privileges in California.

This certificate relates to the status of the entity on the Secretary of State's records as of the Certification Date and does not reflect documents that are pending review or other events that may affect status.

No information is available from this office regarding the financial condition, status of licenses, if any, business activities or practices of the entity.



IN WITNESS WHEREOF, I execute this certificate and affix the Great Seal of the State of California this day of July 8, 2020.

ALEX PADILLA
Secretary of State

Certificate Verification Number: VZNMJWR

To verify the issuance of this Certificate, use the Certificate Verification Number above with the Secretary of State Certification Verification Search available at bizfile.sos.ca.gov/certification/index.

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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
Demosthenis Kanakaris	4110 Bonita Road, Bonita CA 91902	100%	

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
Demosthenis Kanakaris	Managing Member

ASSOCIATION CONTRACT/AGREEMENT

Name(s) of racing association(s) with whom you intend to have a contract or agreement: SCOTWINC

Addresses of racing association(s): 4961 Katella Ave, Cypress, CA 90720

Racing association(s) phone numbers: 626-574-6428

Proposed contract dates: From: 06/2021 To: 06/2023 (inclusive).

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:	30-day Notice Letter:
Fee received by:	Approved on:
Reviewed by:	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 Demosthenis Kanakaris	Signature of Applicant Representative <i>Demosthenis Kanakaris</i>
Title Managing Member	Date: 01/31/2021

INSTRUCTION SHEET FOR FULL DISCLOSURE STATEMENT

Background Information and Ownership

By authority of Chapter 4, Division 8, sections 19420 and 19440 of the California Business and Professions Code; and to allow an evaluation of the competence, integrity, and character of potential licensees, all applicants for license as contractors, sub-contractors and all concessionaires applying for Board approval, including any person, corporation, trust, association, partnership or joint venture which submits an application for license or approval shall comply with the provisions set forth below. Please use a separate sheet of paper to supply the requested information.

I. BACKGROUND INFORMATION

- (A) PERSONAL INFORMATION - Application documents must include for each individual who is a director, officer, or partner in the application, or an owner of an interest in the applicant of 5 percent or more:
- (1) The individual's full name and any previous names or aliases;
 - (2) the individual's date of birth;
 - (3) a physical description of the individual;
 - (4) the individual's business addresses and telephone numbers and
 - (5) a disclosure of employment, educational and military history for the past 20 years or since the age of 18 years.
- (A1) PERSONAL HISTORY - Application documents must include a completed Personal History Record, CHRB-25A, for each individual named in subsection (A) who is a director, officer, or partner in the application or an owner of an interest in the applicant of 5 percent or more.
- (B) RELATIONSHIP - The application documents must state, for each individual providing information under subsection (A) of this section, whether the individual is related to a member of the California Horse Racing Board or an employee of the Board. A half-relationship or step-relationship is considered to be a familial relationship for purposes of this section.
- (C) CORPORATIONS - If the applicant is a corporation, the application documents must state:
- (1) The state in which the applicant is incorporated and
 - (2) the name and address of the applicant's agent for service of process in California.
- (D) INDICTMENTS OR CONVICTIONS
- If the applicant is a corporation, the application documents must include a statement disclosing whether the corporation is presently or has ever been indicted or convicted of a criminal offense, e.g., felony or misdemeanor.

II. OWNERSHIP

- (A) IDENTIFICATION AND LOCATION - The application documents must include:
- (1) A list of all names used by the applicant; and
 - (2) the name of the agent and the address and telephone number of the office of the applicant for service of process in California.
- (B) BUSINESS STRUCTURE - The application documents must describe the applicant's business structure and include an organizational chart.

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- (C) ORGANIZERS - If the applicant is not an individual and was organized less than five years before the date on which the application documents are submitted to the Board, the application documents must state:
- (1) The name of each individual who was an organizer or promoter of the applicant;
 - (2) the nature and amount of assets, services, or other consideration contributed to the applicant by an organizer or promoter of the applicant; and
 - (3) the nature and amount of anything of value given by the applicant to an organizer or promoter of the applicant.
- (D) ORGANIZATIONAL DOCUMENTS
- (1) If the applicant is a corporation, the application documents must include:
 - (a) A statement of when and in what state the corporation was organized;
 - (b) a certified copy of the articles of incorporation and by-laws of the applicant;
 - (c) a statement and documentation of whether the corporation has been reorganized or reincorporated during the five year period preceding the date on which the application documents are submitted to the Board; and
 - (d) a statement and documentation of whether the corporation has filed restated articles of incorporation.
 - (2) If the applicant is an unincorporated business association, the application documents must include:
 - (a) A certified copy of each organizational document for the applicant, including any partnership agreement; and
 - (b) a description of any oral agreements involving the organization of the partnership.
- (E) CAPITAL STOCK
- (1) If the applicant is authorized to issue capital stock, the application documents must include the information required by this section.
 - (2) The applicant must state the classes of stock authorized and the total shares of each class authorized. The applicant must state, for each class of stock:
 - (a) The par value, if any;
 - (b) the voting rights;
 - (c) the current rate of dividend; and
 - (d) the number of shares outstanding and the market value of each share.
 - (3) The application documents must list the name and address of each person who owns, of record or beneficially, at least 5 percent of stock. For each person listed under this subsection, the application documents must describe the nature of the person's ownership interest and the person's percentage of the total ownership interest.
 - (4) The application documents must include a certified copy of each voting trust or voting agreement in which at least 5 percent of the capital stock is held and must state:
 - (a) The name and address of each stockholder participating in the trust or agreement;
 - (b) the class of stock involved; and
 - (c) the total number of shares held by the trust or agreement.
- (F) DIRECTORS, OFFICERS, AND PARTNERS

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- (1) If the applicant is not an individual, the application documents must include a list of the individuals who are serving or who are designated to serve, during the first year after the date the application documents are submitted to the Board, as a director, officer, or partner of the applicant.
- (2) The list must state, for each individual listed under subsection (1) of this section:
 - (a) The individual's name and business address;
 - (b) each position or office of the applicant held by the individual;
 - (c) the individual's principal occupation during the five-year period preceding the date on which the application documents are submitted to the Board; and
 - (d) the nature and extent of any ownership interest that the individual has in the applicant.
- (3) Application documents must include a completed Personal History Record, CHRB-25A, for each individual named under subsection (1) of this section.

(G) CONTROLLING ENTITY

- (1) The application documents must state whether another entity exercises or is in a position to exercise control in the management or financial affairs of the applicant. The documents must describe the nature of the relationship between the entity and the applicant and the extent of control exercised by the entity.
- (2) If a non-individual entity owns an interest of 5 percent or more in the applicant, the application documents must include the information required by subsection (1) of this section as it relates to the non-individual entity.
- (3) The application documents must include information required by subsection (2) of this section for each non-individual entity identified in the application documents to the extent necessary to determine the identity of each individual who is an indirect holder of an ownership interest in the applicant.

(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:

Telephone:

Fax number:

Racetrack name:

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

Title

Date:

**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:

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.

Submit a copy of each horsemen's written approvals.

Hours for operation of the facility: Mon - Thur -9am to the last simulcast race Fri - Sun 9am to the last simulcast race

Hours for operation of the minisatellite wagering site: see above

Time periods during the calendar year the facility **will not** be utilized as a minisatellite wagering facility (explain why): Always used for minisatellite wagering facility

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

Santa Anita	Del Mar	Pomona (day) & night
Golden Gate	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": will bprovide all races available to us

Estimated number of pari-mutuel terminals machines available: 3 are in the tellers room and 12 through the facility 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). 1 security at all hours. 2-3 pari-mutal clerks as needed.

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:
 Demosthenis "Denny" Kanakaros

Name and Title	CHRB License No. and Expiration Date
Demosthenis "Denny" Kanakararis	264117 Expiration date unknown due to COVID
	Have been licensed since 1999

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):

Attach a fire clearance from the fire authority having jurisdiction.

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. Aruro Alba (Security)
Chula Vista Police Dept.

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):

The seating capacity in the minisatellite wagering facility is: 117 Plus patio another 20

The number of tables in the minisatellite wagering area is: 32

Overall square footage in the minisatellite wagering area is: 3600 Sq Ft

Attach a photograph of the minisatellite wagering area. Will provide

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

The total number of parking spaces available in the parking areas can accommodate (number of standard sized automobiles): 50-60

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 MINISATELLITE WAGERING FACILITY

Describe the television equipment (satellite receivers, decoders, controls, monitors, etc.) to be utilized at the facility: Dish Network for simulcasting cable boxes -6 - very complex audio visual equipment, 35 Samsung monitors

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

From: [Denny Kanakaris](#)

Subject: Section IV. Facility Description-Describe food and beverage services to be offered.

Date: Wednesday, March 31, 2021 9:05:36 PM

Attachments: [Menu 2.jpg](#)
[Menu 1.jpg](#)
[58 Flat Menu.pdf](#)
[Food & Beverage Voucher.jpg](#)

We offer a full service restaurant and bar.
Please see various attachments:

- Food & Beverage voucher card
- Menu front and back
- Menu description in pdf format
- Please see www.58flat.com

Thank you,

Denny Kanakaris
58 Flat



OFF TRACK
BETTING



58FLAT
OFF TRACK BETTING

TEQUILA

1000 Blue	\$ 8.00
1000 Gold	\$ 8.00
Cardinals Grand	\$ 10.00
Cardinals Hometown	\$ 8.00
Cardinals Silver	\$ 11.00
Don Julio Hometown	\$ 10.00
Don Julio Silver	\$ 12.00
Don Julio Silver	\$ 10.00
Don Julio 1942	\$ 14.00
Don Julio 70	\$ 9.00
Don Julio Arish	\$ 8.00
Granito	\$ 10.00
Hometown Silver	\$ 11.00
Hometown Hometown	\$ 11.00
Hometown Red Earth	\$ 10.00
Humboldt Tequila	\$ 10.00
Humboldt Plata	\$ 10.00
Patron	\$ 10.00

VODKA

Grey Goose	\$ 11.00
Stroh	\$ 8.00
White 5	\$ 8.00
Wodka	\$ 8.00

GIN/RUM

Bacardi	\$ 8.00
Malibu	\$ 8.00
Captain Morgan	\$ 8.00
Captain Morgan Special	\$ 8.00
Smirnoff	\$ 10.00
Tanqueray	\$ 8.00
Tanqueray	\$ 8.00



WHISKEY/SCOTCH

Jack Daniels	\$ 8.00
Jameson	\$ 10.00
Sagehen's	\$ 9.00
Johnny Walker Black	\$ 12.00
Johnny Walker Red	\$ 10.00
Buchanan's	\$ 12.00
Buchanan's 12	\$ 14.00
Green Royal	\$ 9.00
Harmony	\$ 10.00

BRANDY

Grand Marnier	\$ 10.00
Ferny Martin	\$ 11.00
B&B	\$ 8.00
Belvedere	\$ 9.00
Kahlua	\$ 7.50

58FLAT
OFF TRACK BETTING



RACING MENU,
HAPPY HOUR MENU
& DRINKS

4110 BONITA ROAD, BONITA,
CA 91902

WWW.58FLAT.COM

58FLAT
OFF TRACK BETTING

BREAKFAST

Chilaquiles/Eggs	\$6.95
Eggs/Sausage Sandwich	\$4.95
Breakfast Burrito	\$4.50
Breakfast Plate	\$6.95
Chorizo/Eggs	\$6.95
Steak & Eggs	\$8.95
Pancakes	\$4.95

LUNCH

Cheeseburger w/ Fries	\$6.95
Burger w/ Fries	\$5.95
Patty Melt w/ Fries	\$6.95
S.L.T. w/ Fries	\$6.95
Fish Sandwich w/ Fries	\$6.95
Chicken Wings w/ Fries	\$7.95
Chicken Tenders w/ Fries	\$6.95
Cañi Burrito	\$4.95
Soft & Tost Burrito	\$7.95
Conn Dog w/ Fries	\$4.95
Carnie Asado Fries	\$7.95
Carnie Asado Chips	\$7.95
Nachos Cheese/Jalapeño	\$5.95
Fish Tacos	\$5.95
Fish & Chips	\$6.95
Butterfly Shrimp w/ Fries	\$7.95
Po'poms Shrimp w/ Fries	\$7.95

SOUP & SALADS

Caesar	\$5.95
Garden	\$5.95
Soup w/ Grilled Cheese	\$6.95
* Add Chicken	\$2.00

SIDES

Lumpia	\$4.95
Egg Rolls	\$3.95
Onion Rings	\$4.95
Fries	\$4.95
* Cheese	\$2.00
* Ranch/Blue Cheese/Italian	\$0.75

DESSERTS

Cheesecake	\$3.95
Cake	\$3.95

SNACKS

Chips	\$3.50
Ponchos	\$3.50
Queso Pasa	\$3.50

NON ALCOHOLIC BEVERAGES

Soda	\$1.75
Bottled Water	\$1.75
Coffee	\$2.75
Hot Tea	\$2.00
Hot Chocolate	\$2.00
Juice	\$2.00
Protein	\$2.00
Red Bull	\$2.00

HAPPY HOUR 3-7 PM

Cheerios	\$1.00	\$2.00
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BOTTLED BEER

HAPPY HOUR 3-7 PM

Suburban	\$4.00	\$4.75
Red Light	\$4.00	\$4.75
Corona Light	\$4.00	\$4.75
Miller Lite	\$4.00	\$4.75
Microbrew 16oz	\$4.00	\$4.75
Corona	\$5.00	\$6.00
Pacifico	\$5.00	\$6.00
Bevmojo	\$5.00	\$6.00
Tropic	\$5.00	\$6.00
Tropic Light	\$5.00	\$6.00
Sex XX	\$5.00	\$6.00
Mudfish	\$5.00	\$6.00
Negra Modelo	\$5.00	\$6.00
Stella	\$5.00	\$6.00
Hermanos	\$5.00	\$6.00
604	\$5.00	\$6.00
August Brewery	\$20.00	\$20.00
Buckel Unfiltered	\$20.00	\$20.00
Chimney	\$9.00	\$9.00
Microbrews	\$7.00	\$9.00

HAPPY HOUR 3-7 PM

CD's/4's	\$4.00	\$5.00
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WINES

Chardonnay	\$8.00
Merlot	\$8.00
Zinfandel	\$8.00
Cabernet	\$8.00
Sauvignon Blanc	\$8.00
Sangria	\$7.00
Moscato	\$6.00
Pfizer	\$8.00

LIQUOR WELLS

HAPPY HOUR 3-7 PM

Vodka Well	\$5.00	\$7.00
Whiskey Well	\$5.00	\$7.00
Gin Well	\$5.00	\$7.00
Rum Well	\$5.00	\$7.00
Tequila Well	\$5.00	\$7.00

SPECIALTY DRINKS

Adios M!	\$9.00
Hypocrite Blue	\$9.00
Martin	\$7.00
Catfish Margarita	\$12.00
Margarita	\$9.00
Jager Bomb	\$9.00
Lemon Drop	\$9.00
Mexican Candy	\$9.00
Long Island	\$9.00
Mai Tai	\$9.00
Frostbit	\$9.00
Paloma	\$9.00
Manhattan	\$9.00
Pina Colada	\$9.00
Scotch On	\$9.00
Sex on the Beach	\$10.00
Tequila Sunrise	\$10.00
Strawberry Sequin	\$9.00
Chamango	\$9.00

Breakfast

Chilaquiles/Eggs	\$	6.95
Eggs/Sausage Sandwich	\$	4.95
Breakfast Burrito	\$	4.50
Breakfast Plate	\$	6.95
Chorizo/Eggs	\$	6.95
Steak & Eggs	\$	8.95
Pancakes	\$	4.95

Lunch

Cheeseburger w/Fries	\$	6.95
Burger w/Fries	\$	5.95
Patti Melt w/Fries	\$	6.95
B.L.T. w/Fries	\$	6.95
Fish Sandwich w/Fries	\$	6.95
Chicken Wings w/Fries	\$	7.95
Chicken Tenders w/Fries	\$	6.95
Calif Burrito	\$	6.95
Surf & Turf Burrito	\$	7.95
Corn Dog w/Fries	\$	4.95
Carne Asada Fries	\$	7.95
Carne Asada Chips	\$	7.95
Nachos Cheese/Jalapenos	\$	5.95
Fish Tacos	\$	5.95
Fish & Chips	\$	6.95
Butterfly Shrimp w/Fries	\$	7.95
Popcorn Shrimp w/Fries	\$	7.95

Soup & Salads

Caesar	\$	5.95
Garden	\$	5.95
Soup w/Grilled Cheese	\$	6.95
*Add Chicken	\$	2.00

Sides

Lumpias	\$	4.95
Egg Rolls	\$	3.95

Onion Rings	\$	4.95
Fries	\$	4.95
*Cheese	\$	2.00
* Ranch/Blue Cheese/Italian	\$	0.75

Dessert

Cheesecake	\$	3.95
Cake	\$	3.95

Snacks

Chips	\$	1.00
Peanuts	\$	1.50
Corn Nuts	\$	1.50

Non Alcoholic Beverages

Sodas	\$	1.75
Bottled Water	\$	1.75
Coffee	\$	2.75
Hot Tea	\$	3.00
Hot Chocolate	\$	3.00
Juices	\$	3.00
Perrier	\$	4.00
Red Bull	\$	6.00

	Happy Hour 3-7 PM	Non Happy Hour
Clamato	\$ 5.00	\$ 6.00

Bottled Beer	Happy Hour 3-7 PM	Non Happy Hour
Budweiser	\$ 4.00	\$ 4.75
Bud Light	\$ 4.00	\$ 4.75
Coors Light	\$ 4.00	\$ 4.75
Miller Lite	\$ 4.00	\$ 4.75
Michelob Ultra	\$ 4.00	\$ 4.75
Corona	\$ 5.00	\$ 6.00
Pacifico	\$ 5.00	\$ 6.00
Bohemia	\$ 5.00	\$ 6.00
Tecate	\$ 5.00	\$ 6.00
Tecate Light	\$ 5.00	\$ 6.00

Dos XX	\$	5.00	\$	6.00
Modelo	\$	5.00	\$	6.00
Negra Modelo	\$	5.00	\$	6.00
Stella	\$	5.00	\$	6.00
Heineken	\$	5.00	\$	6.00
805	\$	5.00	\$	6.00
Bucket Domestic	\$	24.00	\$	28.00
Bucket Imported	\$	30.00	\$	32.00
Cheladas	\$	6.00	\$	7.00
Michelada	\$	7.00	\$	8.00

Happy Hour 3-7 PM	Non Happy Hour
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O'Doul's	\$	4.00	\$	5.00
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Draft	Happy Hour 3-7 PM	Non Happy Hour
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Shock top	\$	6.00	\$	7.00
Bud light	\$	5.00	\$	6.00
Sculpin	\$	6.00	\$	7.00
Modelo	\$	6.00	\$	7.00
Pacifico	\$	6.00	\$	7.00
Stella	\$	6.00	\$	7.00
Stella Midnight	\$	6.00	\$	7.00

Wines

Non Happy Hour

Chardonnay	\$	8.00
Merlot	\$	8.00
Zinfandel	\$	6.00
Cabernet	\$	8.00
Sauvignon Blanc	\$	8.00
Sangria	\$	7.00
Moscato	\$	6.00
Pinot	\$	8.00

Liquor Wells	Happy Hour 3-7 PM	Non Happy Hour
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Vodka Well	\$	5.00	\$	7.00
Whiskey Well	\$	5.00	\$	7.00
Gin Well	\$	5.00	\$	7.00
Rum Well	\$	5.00	\$	7.00

Herradura Reposado	\$	11.00
Hornitos Reposado	\$	11.00
Hornitos Anejo	\$	10.00
Hornitois Plata	\$	10.00
Patron	\$	10.00

Vodka

Grey Goose	\$	11.00
Titos	\$	8.00
Kettle One	\$	9.00
Absolute	\$	9.00

Non Happy Hour

Gin/Rum

Bacardi	\$	8.00
Malibu	\$	9.00
Captain Morgan	\$	8.00
Captain Morgan Special	\$	12.00
Bombay	\$	8.00
Tanqueray	\$	9.00

Non Happy Hour

Whiskey/Scotch

Jack Daniels	\$	8.00
Jameson	\$	10.00
Seagram's	\$	9.00
Johnny Walker Black	\$	12.00
Johnny Walker Red	\$	10.00
Buchanan's	\$	12.00
Buchanan's 18	\$	14.00
Crown Royal	\$	9.00
Hennessey	\$	10.00

Non Happy Hour

Brandy

Grand Mainer	\$	12.00
Remy Martin	\$	11.00
B&B	\$	8.00
Baileys	\$	9.00
Kahlua	\$	7.50

Non Happy Hour

Don Pedro	\$	7.50
Presidente	\$	8.50

Non Specific Categories

Open Food	Entry
Open Liquor	Entry



Food Inspection Report
 County of San Diego, Department of Environmental Health
 P.O. Box 129261, San Diego, CA 92112-9261
 (858) 505-6900 (800) 253-9933 www.sdcdeh.org

Inspection Date: **02/10/2021**
 Record ID: **DEH2016-FFPP-006682**
 Business Type: **Restaurant Food Facility**
 Guidesheet ID:
 Inspection Sequence Number: **6458445**

Record Name SALUCITA		City BONITA		Zip 91902	Inspection Type Routine
Address 4110 BONITA RD					Inspection Status Complete
Owner XPLORADOR INC		Record Expiration Date 04/30/2020		Number Of Employees 4	Time

RISK FACTORS AND INTERVENTIONS

In = In Compliance Out = Out of Compliance N/O = Not Observed N/A = Not Applicable

MAJ OUT = Major Violation Observed MIN OUT = Minor Violation Observed COS = Corrected on Site SA = Suitable Alternative PTS = Points

DEMONSTRATION OF KNOWLEDGE	MAJ OUT	MIN OUT	COS SA	PTS	PTS EARNED	SUPERVISION	OUT	PTS	PTS EARNED
In 1a. Food Safety Certification & Exp Juan Cisneros 03/09/2025		<input type="checkbox"/>		2	2	24. Person in charge present & performs duties	<input type="checkbox"/>	1	1
In 1b. Food Handler Training		<input type="checkbox"/>		2	2	PERSONAL CLEANLINESS			
EMPLOYEE HEALTH AND HYGIENIC PRACTICES						25. Personal cleanliness & hair restraints	<input type="checkbox"/>	1	1
In 2. Communicable disease - reporting, restrictions & exclusions		<input type="checkbox"/>		4	4	GENERAL FOOD SAFETY REQUIREMENTS			
In 3. No discharge from eyes, nose or mouth		<input type="checkbox"/>		2	2	26. Approved thawing methods used, frozen food	<input type="checkbox"/>	1	1
In 4. Proper eating, tasting, drinking or tobacco use		<input type="checkbox"/>		2	2	27. Food separated and protected	<input type="checkbox"/>	1	1
PREVENTING CONTAMINATION BY HANDS						28. Fruits & vegetables washed	<input type="checkbox"/>	1	1
In 5. Hands clean & properly washed; gloves used properly		<input type="checkbox"/>		4	4	29. Toxic substances - properly identified, stored, used	<input type="checkbox"/>	1	1
In 6. Adequate handwashing facilities supplied & accessible		<input type="checkbox"/>		2	2	FOOD STORAGE/DISPLAY/SERVICE			
TIME AND TEMPERATURE RELATIONSHIPS						30. Food storage; food storage containers identified	<input type="checkbox"/>	1	1
In 7. Proper hot & cold holding temperatures <input type="checkbox"/> Hot <input type="checkbox"/> Cold		<input type="checkbox"/>		4/2	4	31. Consumer self-service	<input type="checkbox"/>	1	1
N/A 8. Time as a public health control - procedures & records		<input type="checkbox"/>		4/2	4	32. Food properly labeled & honestly presented	<input type="checkbox"/>	1	1
N/O 9. Proper cooling methods		<input type="checkbox"/>		4	4	EQUIPMENT/UTENSIL/LINENS			
N/O 10. Proper cooking time & temperatures		<input type="checkbox"/>		4	4	33. Nonfood contact surfaces clean	<input type="checkbox"/>	1	1
N/O 11. Proper reheating procedures for hot holding		<input type="checkbox"/>		4	4	34. Warewashing facilities - installed, maintained, used; Test strips available	<input type="checkbox"/>	1	1
PROTECTION FROM CONTAMINATION						35. Equipment / Utensils - approved, installed, good repair, capacity	<input type="checkbox"/>	1	1
In 12. No returned and reservice of food		<input type="checkbox"/>		2	2	36. Equipment/ Utensils/ Linens - storage, use	<input checked="" type="checkbox"/>	1	0
In 13. Food in good condition, safe & unadulterated		<input type="checkbox"/>		4/2	4	37. Vending machines	<input type="checkbox"/>	1	1
Out 14. Food contact surfaces clean & sanitized <input checked="" type="checkbox"/> Chlorine <input type="checkbox"/> Quat <input type="checkbox"/> Iodine <input type="checkbox"/> High Temp Location & Concentration/Temp 3 comp sink-not set up; Bar 3 comp sink-100 ppm		<input type="checkbox"/>	<input checked="" type="checkbox"/>	4/2	2	38. Adequate ventilation/ Lighting - designated areas, use	<input type="checkbox"/>	1	1
FOOD FROM APPROVED SOURCES						39. Thermometers - provided, accurate	<input type="checkbox"/>	1	1
In 15. Food obtained from approved source		<input type="checkbox"/>		4	4	40. Wiping cloths - properly used, stored	<input type="checkbox"/>	1	1
N/A 16. Compliance with shell stock tags, condition, display <input type="checkbox"/> Oysters <input type="checkbox"/> Mussels <input type="checkbox"/> Clams <input type="checkbox"/> Other		<input type="checkbox"/>		2	2	PHYSICAL FACILITIES			
N/A 17. Compliance with Gulf Oyster Regulations		<input type="checkbox"/>		2	2	41. Plumbing - proper backflow devices	<input type="checkbox"/>	1	1
CONFORMANCE WITH APPROVED PROCEDURES						42. Garbage & refuse - properly disposed, facilities maintained	<input type="checkbox"/>	1	1
In 18. Compliance with: <input type="checkbox"/> Variance <input type="checkbox"/> Specialized Process <input type="checkbox"/> HACCP Plan		<input type="checkbox"/>		2/2	2	43. Toilet facilities - properly constructed, supplied, clean	<input type="checkbox"/>	1	1
CONSUMER ADVISORY						44. Premises, personal / cleaning items, vermin-proofing	<input type="checkbox"/>	1	1
N/A 19. Consumer advisory provided for raw or undercooked foods		<input type="checkbox"/>		2	2	PERMANENT FOOD FACILITIES			
HIGHLY SUSCEPTIBLE POPULATIONS						45. Floor, walls and ceilings - built, maintained, clean	<input checked="" type="checkbox"/>	1	0
N/A 20. Licensed health care facilities / public & private schools - prohibited foods not offered		<input type="checkbox"/>		4	4	46. No unapproved private homes / living or sleeping quarters	<input type="checkbox"/>	1	1
WATER/HOT WATER						SIGN REQUIREMENTS			
In 21. Hot & cold water available Handsink: 131 Warewashing sink: 102		<input type="checkbox"/>		4/2	4	47. Grade card, signs, last inspection report available	<input type="checkbox"/>	1	1
LIQUID WASTE DISPOSAL									
In 22. Sewage & wastewater properly disposed		<input type="checkbox"/>		4/2	4				
VERMIN									
In 23. No rodents, insects, birds or animals		<input type="checkbox"/>		4/2	4				

Inspection Score: **96%**
 Grade: **A**

ITEM	LOCATION	TEMP (°F)	ITEM	LOCATION	TEMP (°F)
Raw shell eggs	Top well	40	Beef sausage	Prep table	36

Observations and Corrective Action: Routine

This health permit is in good standing. The permit fee invoicing will be deferred until March 31, 2021 per County Board of Supervisors Approval. After permit payment is processed, a renewed health permit will be mailed.

Safe Reopening Plan is not posted. Please complete and post a copy of the Safe Reopening Plan. The Safe Reopening Plan can be found at:
https://www.sandiegocounty.gov/content/dam/sdc/hhsa/programs/phs/Epidemiology/covid19/Community_Sector_Support/BusinessesandEmployers/SafeReopeningPlanTemplate.pdf

COVID-19 webpage and resources: www.coronavirus-sd.com

Specialist reviewed employee health and hygiene practices per the California Retail Food Code (CRFC) and GovDelivery information on COVID-19 with the Person-in-Charge (PIC) during the inspection.

Any food handlers exhibiting illness symptoms should be restricted or excluded and the facility should disinfect using guidelines provided by DEH.

Immediately report all confirmed and presumptive cases to DEH by calling (858) 505-6814 or by emailing FHDEpi@sdcountry.ca.gov.

Food Facility Disinfection Guidance and Food Safety during Transport and Delivery Guidance can be found at: <https://www.sandiegocounty.gov/content/sdc/deh/fhd/food/publications.html> (note - this is the food publication page, which has disinfection guidance in nine (9) languages).

Due to public health and safety concerns related to COVID-19, a signature was not required for this inspection. Inspection report will be emailed to the facility operator using the email on file.



Risk Factor/ Violation:	14. Food contact surfaces clean & sanitized	
Description:	All food contact surfaces of utensils and equipment shall be clean and sanitized as required. [(§113984(e), §114097, §114099.1, §114099.4, §114099.6, §114101, §114105, §114109, §114111, §114113, §114115 (a-b, d), §114117, §114125(b), §114141)]	
Observation:	Ice scoop is stored unprotected and on top of ice machine.	
Corrective Action:	Store ice scoop in a protected manner to prevent contamination.	

Risk Factor/ Violation:	36. Equipment/ Utensils/ Linens - storage, use	
Description:	All clean and soiled linen shall be properly stored; non-food items shall be stored and displayed separate from food and food-contact surfaces. (§114185.3 - §114185.4) Utensils and equipment shall be handled and stored so as to be protected from contamination. (§114074, §114081, §114119, §114121, §114161, §114178, §114179, §114083, §114185, §114185.2, §114185.5)	
Observation:	1 CO2 tank is not properly secure in facility; located in back of facility.	
Corrective Action:	Properly secure all pressurized tanks to a rigid structure.	

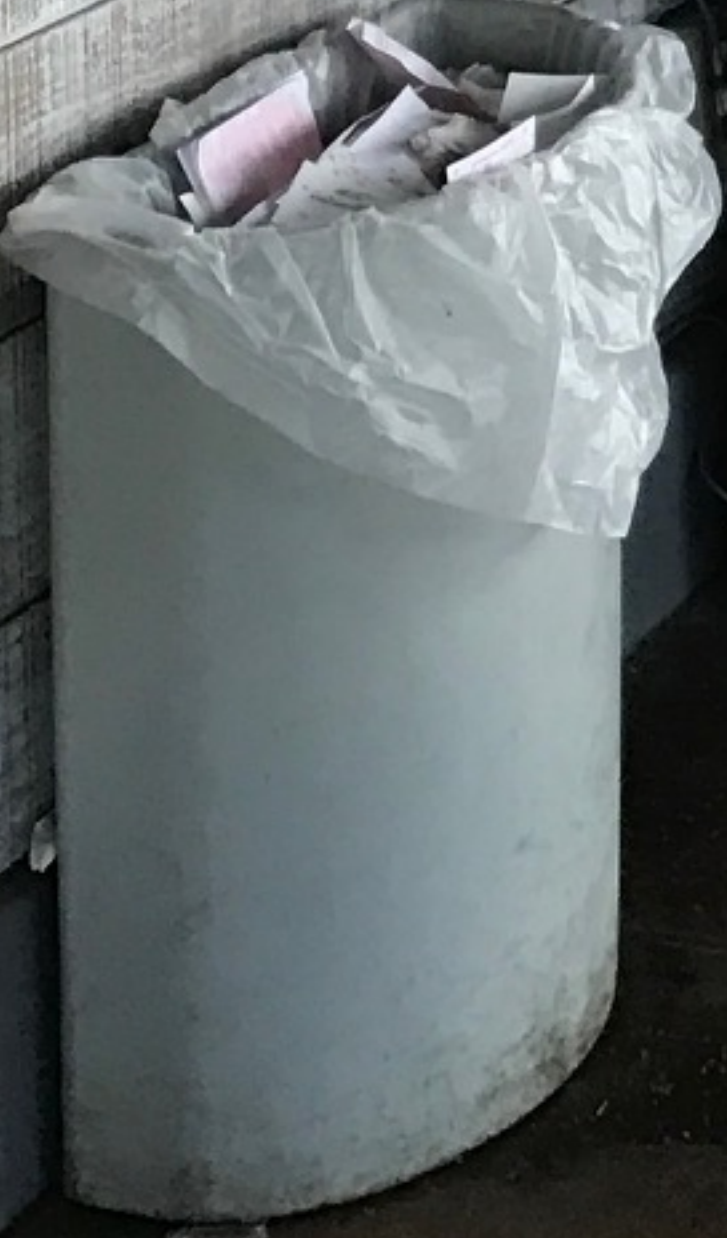
Risk Factor/ Violation:	45. Floor, walls and ceilings - built, maintained, clean	
Description:	The walls/ceilings shall have durable, smooth, nonabsorbent, light-colored, and washable surfaces. All floor surfaces, other than the customer service areas, shall be approved, smooth, durable and made of nonabsorbent material that is easily cleanable. Approved base coving shall be provided in all areas, except customer service areas and where food is stored in original unopened containers. Food facilities shall be fully enclosed. All food facilities shall be kept clean and in good repair. (§114143(d), §114266, §114268, §114268.1, §114271, §114272)	
Observation:	5 floor tiles are missing between the char broiler and flat grill.	
Corrective Action:	All floor surfaces, other than the customer service areas, shall be approved, smooth, durable and made of nonabsorbent material that is easily cleanable.	

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Complete	Re-inspection	
See routine.		

Received By	Maria Hernandez	Signature		Title	Manager
Specialist	Jennie Penaloza	Signature		Phone	858-750-9099









Amlogic

Amlogic Insert Ticket
FACE-UP
As Shown

















EXIT

EXIT ROUTE





EXIT

EMERGENCY EXIT
ALWAYS WILL SOUND

EMERGENCY

Whiteboard



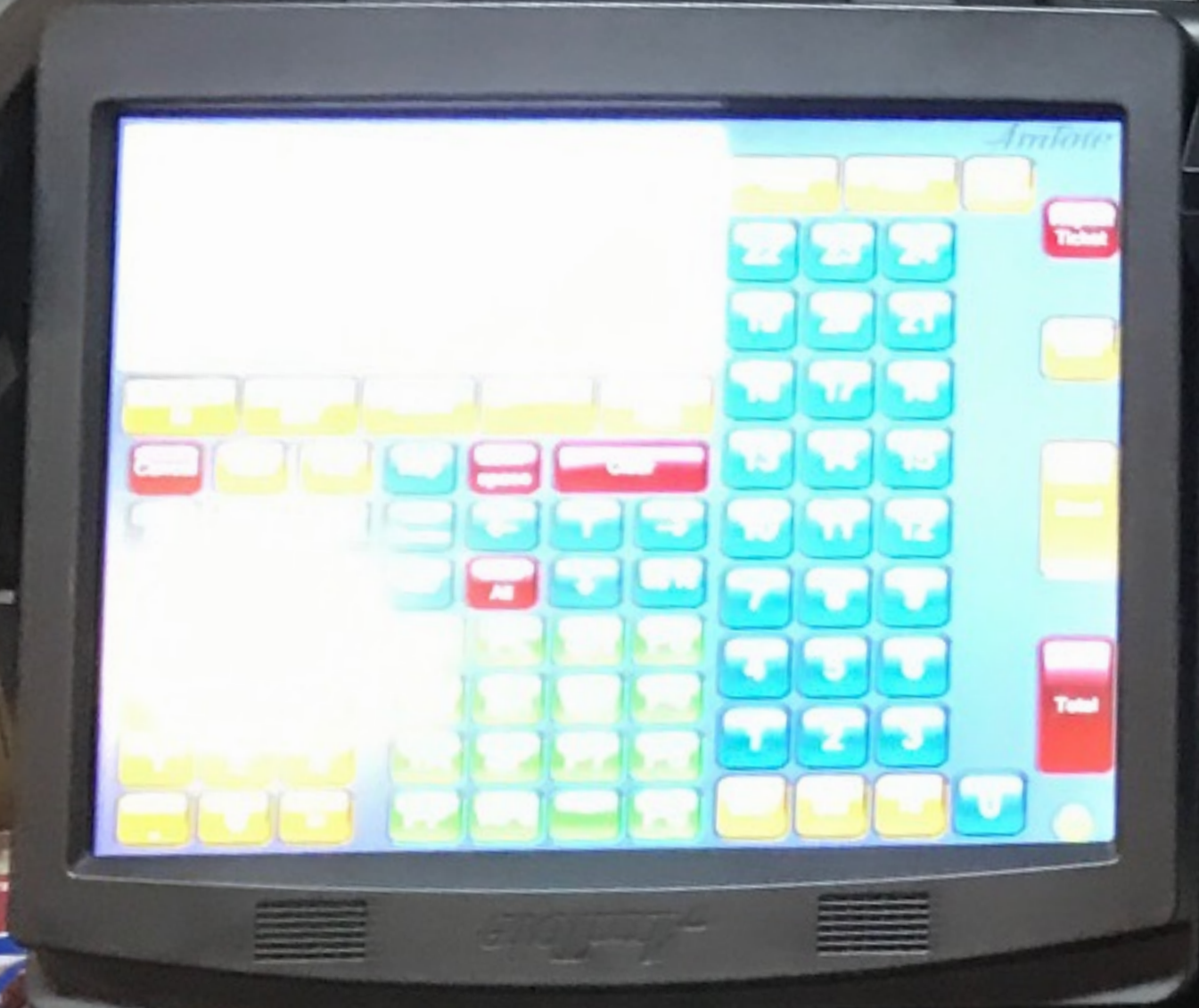
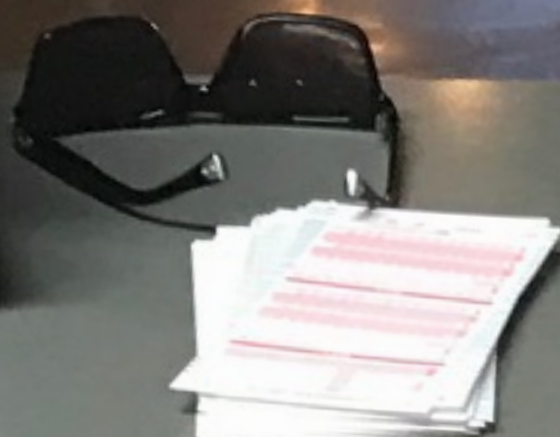












CLOSED



CLOSED

24
La Cerveza de Pacifico
PACIFICO
CLARA
Año de 1989 Macaño, México

Chateau La Gorgonne

93
Master Cleanly
93

WOMEN









5
16
17

HDMI
APARTAC

Peavey
IPB1 2000

dbx

5A200







PREMIUM

1234567890

Refrigeration
by Frigidaire, A.C.
Model: FRT-1800
Serial: 1234567890
5767

Orange
Minute Lemonade
Dr Pepper
Sprite
Diet Coke
Coca-Cola

1 PEAK PEAK
2 PEAK WATER
GOLD PEAK TEA

7" Disposable
Black Plastic Cups
500 ct









Small sign on the hood with illegible text.

CANOLA OIL
100% PURE

Condiment bottles on a small table.





Done

58 flat jacket tee.png





VI. ADVERTISING AND PATRON DEVELOPMENT

Describe any advertising or promotional plans: every major race we conduct a free give away that has included mugs pens, hats, jackets, horse posters (framed) calendars

Describe any improvements to the facility that will directly benefit minisatellite wagering: complete remodel of mens and womens bathroom

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:	\$10 per person (patron receive a \$5 food & beverage voucher that does not expire
Parking charges, if any, are:	None
Program charges, if any, are:	Programs - \$3.00, Daily racing forms \$10
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

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

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

How many years have you been an approved minisatellite wagering facility? 4 years 11 months

AGREEMENTS

Attach copies of **all applicable county, city or agency agreements** that may affect the minisatellite wagering facility.

NOTICES TO APPLICANT

Notice is given to the applicant that its application, if approved by the Board, authorizes the applicant to offer pari-mutuel wagering at its minisatellite wagering facility for a period of two years per Business and Professions Code section 19605.25(h).

Notice is given that retention of and control over all moneys generated from pari-mutuel wagering held or conducted at the facility is the responsibility of the simulcast organization(s) which contract(s) to provide the pari-mutuel equipment and pari-mutuel employees; and that such organization(s) is (are) responsible for its proper distribution in accordance with the law and the rules and regulations of the Board.

Notice is given that CHRB Rules 1870 and 1871 require that the Board be given 15 days notice in writing of any intention to terminate operations, engagements, or services by any licensee, or approved contractor.

DECLARATIONS

All labor agreements, concession contracts, service contracts, horsemen's agreements, lease agreements, agreements with the



**Finance Department
Business License Unit**

DENNY KANAKARIS
RACE & SPORTS AUTHORITY LLC DBA 58 FLATS
2155 KETTNER BLVD # 308
SAN DIEGO, CA 92101-1741

Starting January 1, 2021, Assembly Bill 1607 requires the prevention of gender-based discrimination of business establishments. A full notice is available in English or other languages by going to: <https://www.dca.ca.gov/publications/>

Attached is your current business license for the City of Chula Vista.

This license will remain in effect through the expiration date noted on the license. It is the business owner's responsibility to renew this license on or before January 31st following expiration; otherwise a 10% penalty shall be added every month, up to a maximum of 60%. (CVMC 5.04.030)

Go to www.chulavistaca.gov/businesslicense to renew your license online.

This license is not a certification that the subject business complies with all applicable laws and should not be construed as authorizing the conduct or continuance of any illegal or unlawful business operated in contravention of any local, state or federal laws. You are responsible for obtaining any required state license, and the issuance of a license by the City does not relieve you from obtaining any and all other permits or licenses required by state, local or federal laws, including the provisions of the City's building and zoning ordinances.

Unless otherwise expressly provided by the Chula Vista Municipal Code, any business activity conducted within City limits in violation of local, state or federal law is unlawful and is subject to enforcement proceedings including, but not limited to, civil penalties and abatement. You are required to produce this license upon request of any police officer, firefighter, fire marshal, business license enforcement officer, code enforcement officer, or designee of the City's Finance Director. View the Chula Vista Municipal Code at www.codepublishing.com/ca/chulavista to learn more about your rights and responsibilities.

If you have any questions, please contact us by email at CVLicenses@chulavistaca.gov or by phone at (619)585-5624. **Thank you for doing business in the City of Chula Vista!**



FINANCE DEPARTMENT
276 Fourth Avenue | Chula Vista CA | 91910
(619) 585-5624
BUSINESS LICENSE

2021

The person, firm, entity or corporation named below is granted this license pursuant to the provisions of the City's Business Tax and Zoning Ordinances to engage in, carry on or conduct the business, trade, calling, profession, exhibition, or occupation described below, in the City of Chula Vista, California, for the period indicated. This license does not constitute a guarantee or endorsement by the City, nor shall this license be constructed to authorize the conduct or continuance of any business in conflict with any regulation of the Chula Vista Municipal Code. If there is a change of LOCATION, USE or OWNERSHIP for this business, the owner MUST contact the Finance Department at (619) 585-5624.

RACE & SPORTS AUTHORITY LLC DBA 58 FLATS
DENNY KANAKARIS
4110 BONITA RD
BONITA, CA 91902-1309

Business License Number: 081103
Business Classification: Mini-Satellite
Tax Paid: \$59.00

NOT TRANSFERABLE

Effective Date: January 1, 2021
Expiration Date: December 31, 2021

Post this license in a conspicuous place.

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 CHRB-228 (New 11/08)

simulcast organization(s) necessary to conduct and operate the simulcast wagering program at the facility, lease or rental agreement with the facility landlord and all applicable county, city or agency agreements that may affect the minisatellite wagering facility have been finalized except as follows (if there are no exceptions, so state):

All service contractors and concessionaires have valid State, County or City licenses authorizing each to engage in the type of service to be provided and have valid labor agreements (when applicable) which remain in effect for the entire term of the license except as follows (if there are no exceptions, so state):

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

By authority of Article 9.2, Chapter 4, of the Business and Professions Code; and the Federal Indian Gaming Act; to allow an evaluation of the competence, integrity, and character of potential simulcast facility operators, any person, corporation, trust association, partnership, joint venture, or management firm who submits an application for such license or who is named in such application and who is not a State or County entity, or has not previously completed such disclosure when filing for a horseracing application pursuant to Article 4, section 19480 of the Business and Professions Code shall be required to complete and submit a full disclosure statement.

CERTIFICATION BY APPLICANT

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

Print name of minisatellite facility applicant representative: Demosthenis "Denny" Kanakaris	Date: 03/17/2021
Signature of minisatellite facility representative: <i>Demosthenis Kanakaris</i>	Date: 03/17/2021
Print name of association representative:	Date:
Signature of association representative:	Date:
Print name of simulcast organization representative:	Date:
Signature of simulcast organization representative:	Date:

STAFF ANALYSIS
April 21, 2021

DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR LICENSE TO OPERATE A MINISATELLITE WAGERING FACILITY AT THE DERBY ROOM AT GLEN ARDEN CLUB, GLENDALE, CALIFORNIA, FOR A PERIOD OF UP TO FIVE YEARS

357 Arden, LLC dba The Derby Room at Glen Arden Club, filed an application for a license to operate a minisatellite wagering site at The Derby Room at Glen Arden Club, a restaurant/bar, in Glendale, California, for a period of up to five years. Southern California Off Track Wagering, Inc. (SCOTWINC) has acted as the coordinator during the application process.

- The Derby Room at Glen Arden Club is located in Glendale, 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.

- Racetrack(s), satellite wagering facility or tribal casino that have a satellite wagering facility located within a 20-mile radius of the applicant are Hollywood Park Casino and Los Angeles Turf Club (LATC). The Derby Room at Glen Arden Club has received consent from Hollywood Park Casino and LATC.
- The Derby Room has contracts/agreement with the following racing associations:
 - California Authority of Racing Fairs
 - Del Mar Thoroughbred Club
 - Los Angeles County Fair Association
 - Los Alamitos Racing Association
 - Los Angeles Turf Club
 - Los Alamitos Quarter Horse Racing Association
 - Pacific Racing Association
 - Sonoma County Fair
 - 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 from 8:00 a.m. to 12:00 a.m. during the time frames when parimutuel wagering is

made available by California host tracks.

- Estimated number of pari-mutuel terminals machines available: 15 terminals. Seating Capacity is 160 inside plus 50 in the outdoor patio; the number of tables inside in the minisatellite wagering area is 42 plus 14 tables in the outdoor patio.
- Staffing: The facility will be staffed according to the needs of the property with one public safety officer and at least one manager on duty during operating hours. Additional staffing will depend upon occupancy and special events. The host track pari-mutuel manager will determine the number of mutual employees based upon the projected handle and attendance. On most days, one teller will be assigned, with more as needed.

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

1. Workers Compensation [expires June 30, 2021].
2. Fire Clearance [expires December 31, 2022].

RECOMMENDATION:

If the application is considered for approval, staff recommends the Board approve the application.

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: 357 Arden, LLC The applicant is: <input type="checkbox"/> Racing Association <input type="checkbox"/> Fair <input type="checkbox"/> Federally Recognized Indian Tribe	<input type="checkbox"/> Card Room/Gambling Establishment <input checked="" type="checkbox"/> Restaurant/Bar <input type="checkbox"/> Other Business Entity	
Facility street address: 357 Arden Avenue		
Mailing address (if different from above): 109 Harvard St, Suite 300, Glendale, CA 91205		
E-mail address: eb@baroianlaw.com		
City: Glendale	State: CA	Zip Code: 91203
Phone: (818) 844-4010	Fax: (818) 928-4971	Website: glenardenclub.com
County: Los Angeles	Zone Location: North <input type="checkbox"/> South <input type="checkbox"/> Central <input type="checkbox"/> (To be completed by CHRB staff)	

CONTACT PERSON <small>(Authorized Representative)</small>		
Name and title of the contact person: Edward Baroian, Manager		
Business street address: 357 Arden Avenue, Glendale, CA 91203		
Mailing address (if different from above): 109 Harvard St, Suite 300, Glendale, CA 91205		
City: Glendale	State: CA	Zip Code: 91203
County: Los Angeles	E-mail: eb@baroianlaw.com	Fax: (818) 928-4971
Phone: (818) 844-4010		

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 CHRB-228 (New 11/08)

Dates during which the applicant proposes to operate as a minisatellite wagering facility:
 All days when parimutuel wagering is made available through host racing associations during the term of
 the license, April 1, 2021 through March 31, 2026

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: _____ End Date: _____

Facility name and address: _____

City: _____	State: _____	Zip Code: _____
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County: _____

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: _____
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Racing Jurisdiction: _____

BUSINESS STRUCTURE

<input type="checkbox"/> Corporation <input type="checkbox"/> Public <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	<input type="checkbox"/> Partnership & Joint Venture <input type="checkbox"/> Sole Proprietorship	<input type="checkbox"/> Other If you have listed your company as other please identify your company structure:
--	--	--

Registered Business Name: 357 Arden LLC

Fictitious Business Name: The Derby Room at Glen Arden Club

Address:
 357 Arden Avenue

E-mail Address: eb@baroianlaw.com

City: Glendale	State: CA	Zip Code: 91203
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Phone: (818) 844-4010	Fax: (818) 928-4971
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State where registered or Articles of Organization are filed: California	Registry or File number: 202023010590
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State of California
 California Horse Racing Board
 Application for License to Operate a Minisatellite Wagering Facility
 CHRB-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
Gregory Zennedjian, Manager	357 Arden Ave, Glendale, CA 91203	50%	
Alex Baroian, Manager	Same as above	25%	
Edward Baroian, Manager	Same as above	25%	

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
Alex Baroian	Manager
Edward Baroian	Manager
Gregory Zennedjian	Manager

ASSOCIATION CONTRACT/AGREEMENT

Name(s) of racing association(s) with whom you intend to have a contract or agreement:

See Exhibit A

Addresses of racing association(s):

See Exhibit A

Racing association(s) phone numbers:

See Exhibit A

Proposed contract dates: From: Date of licensure To: End of licensure (inclusive).
 During the term of the minisatellite license


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:	30-day Notice Letter:
Fee received by:	Approved on:
Reviewed by:	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 <i>ALEX BAROIAN</i>	Signature of Applicant Representative 
Title <i>Manager</i>	Date: <i>2/11/21</i>

Glen Arden Club Minisatellite Wagering Application - Exhibit A

Part 1 – Minisatellite Wagering Applicant Information

Association Contract/Agreement:

Name(s) of racing associations(s) with a contract or agreement:

California Authority of Racing Fairs
1776 Tribute Road, Suite 205
Sacramento, CA 95812

Phone: (916) 927-7223

Fax: (916) 263-3341

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

Phone: (858) 755-1141

Fax: (858) 794-1007

Los Alamitos Racing Association (T) & Los Alamitos Quarter Horse Racing Association
4961 Katella Avenue
Los Alamitos, CA 90720

Phone: (714) 820-2760

Fax: (714) 820-2813

Los Angeles County Fair
c/o
4961 Katella Avenue
Los Alamitos, CA 90720

Phone: (714) 820-2760

Fax: (714) 820-2813

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

Phone: (626) 574-7223

Fax: (626) 821-1514

Pacific Racing Association
1100 Eastshore Highway
Berkeley, CA 94710

Phone: (510) 559-7300

Fax: (510) 559-7464

Glen Arden Minisatellite Wagering Application - Exhibit A Page 2

Association Contract/Agreement:

Name(s) of racing associations) intended to have a contract or agreement:

Sonoma County Fair
1350 Bennett Valley Drive
Santa Rosa, CA 95404

Phone: (707) 545-4200

Fax: (707) 545-9342

Watch & Wager.com, LLC
1600 Exposition Road
Sacramento, CA 95815

Phone: (916) 263-3000

Fax: (916) 800-1395

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

PART II
Glen Arden Club
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:
12/20/2008

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

PART II
Glen Arden Club
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:

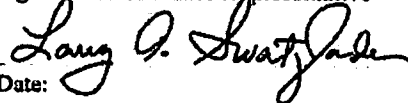
Ferndale, Fresno, Pleasanton, and Sacramento

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:

12/17/20

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

PART II
Glen Arden Club

CONTRACTED ASSOCIATION INFORMATION

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

Name and mailing address of association:

Sonoma County Fair & Exposition, Inc.
1350 Bennett Valley Road, Santa Rosa, CA 95404

Telephone:

(707) 545-4200

Fax number:

(707) 573-9342

Racetrack name:

Santa Rosa Racetrack - Sonoma County Fair

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

Rebecca Bartling

Title

CEO

Signature of association representative



Date:

12 / 16 / 2020

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

PART II
Glen Arden Club

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

Eric Sinder

Signature of association representative

Eric Sinder

Title

Asst Secretary

Date:

12/31/2020

State of California
California Horse Racing Board
Application for License to Operate a Minisatellite Wagering Facility
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PART II
Glen Arden Club

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

Jack Liebau

Title

Vice President

Mgr.

Date:

12/22/2020

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

PART II
Glen Arden Club

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

JACK LIEBMAN

Signature of association representative

Jack Liebman

Title

VP

Date:

12/22/2020

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

PART II
Glen Arden Club
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 Racing Association
4961 Katella Avenue, Los Alamitos, CA 90720

Telephone: Fax number:

(714) 820-2800

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 <i>JACK Liebman</i>	Signature of association representative <i>Jack Liebman</i>
Title <i>VP</i>	Date: <i>12/22/2020</i>

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

PART II
Glen Arden Club
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

Eric Sindler

Title

Asst Secretary

Date:

12/31/2020

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

PART II
Glen Arden Club
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:

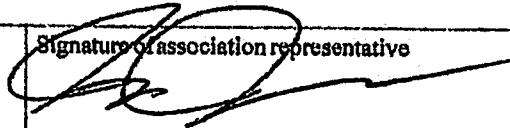
Del Mar

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

Josh Rubinstein

Signature of association representative



Title

President & COO

Date:

12/15/20

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 it’s totalizator for the purpose of combining on-track and off-track pari-mutuel pools.

Submit a copy of each horsemen’s written approvals. Attached

Hours for operation of the facility: The restaurant portion of the facility will be open 8 am to midnight.

Hours for operation of the minisatellite wagering site: The minisatellite will operate seven days a week from 8 am to midnight during the time frames when parimutuel wagering is made available by California host tracks.

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

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 California cards offered for wagering by the applicable host track

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 applicable host track.

Estimated number of pari-mutuel terminals machines available: 15

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 public safety officer and at least one manager on duty during operating hours. Additional staffing will depend upon occupancy and special events. The host track pari-mutuel manager will determine the number of mutuel employees based upon projected handle and attendance. On most days, one teller will be assigned, with more as needed.



December 15, 2020

Amanda Drummond
Manager of Policy and Regulations
California Horse Racing Board
1010 Hurley Way, Suite #300
Sacramento, CA 95825

RE: Glen Arden Minisatellite Facility

The Thoroughbred Owners of California approves the licensing by the California Horse Racing Board of the Glen Arden Club minisatellite.

Sincerely,

Greg Avioli
President & CEO

xc: Scott Chaney, CHRB Executive Director
George Haines, SCOTWINC General Manager



Pacific Coast Quarter Horse Racing Association

December 15, 2020

Amanda Drummond
Manager of Policy and Regulations
California Horse Racing Board
1010 Hurley Way, Suite #300
Sacramento, CA 95825

RE: Glen Arden Minisatellite Facility

Dear Ms. Drummond,

The Pacific Coast Quarter Horse Racing Association approves the licensing by the California Horse Racing Board of the Glen Arden Club minisatellite.

Sincerely,

Dino Perez
General Manager

xc: Scott Chaney, CHRB Executive Director
George Haines, SCOTWINC General Manager

December 15, 2020

Amanda Drummond
Manager of Policy and Regulations
California Horse Racing Board
1010 Hurley Way, Suite #300
Sacramento, CA 95825

RE: Glen Arden Minisatellite Facility

Dear Ms. Drummond,

The California Harness Horsemen's Association approves the licensing by the California Horse Racing Board of the Glen Arden Club minisatellite.

Sincerely,



Jimmy Perez
CHHA Executive Director

xc: Scott Chaney, CHRB Executive Director
George Haines, SCOTWINC General Manager

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
George Haines, General Manager of SCOTWINC	068136 – 6/2023

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):

Attach a fire clearance from the fire authority having jurisdiction. Will be submitted after inspection is complete.

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.

Alex Baroian, Manager and Head of Security, is responsible for security operations and control. His land line number is (818) 884-4010 and cell number is (310) 490-6486. Managers will double as security personnel. The Glendale Police Department has jurisdiction over the premises. The Glen Arden Club will have a total of 28 surveillance cameras and Armet Alarm & Electronics, Inc. will provide the security system which will include motion sensor and burglar alarms.

The facility will be staffed according to the needs of the property with at least one public safety manager. At least one manager will be present during operating hours. Additional staffing will depend upon occupancy and events.

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.

Members of the security staff will be present during operating hours and will ensure that the minisatellites wagering area is restricted to those 21 years of age or older.

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): The restaurant offers full food and beverage services including breakfast, lunch and dinner. Special offerings include happy hour drinks and early bird food specials. Restaurant hours are 8 am to midnight.

The seating capacity in the minisatellite wagering facility is: 160 inside plus 50 in the outdoor patio	The number of tables in the minisatellite wagering area is: 42 inside plus 14 in the outdoor patio
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CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

1/7/2021

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.

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.

PRODUCER License # 0E67768 IOA Insurance Services 3875 Hopyard Road Suite 200 Pleasanton, CA 94588 CONTACT NAME: Sara Przemielewski PHONE (A/C, No, Ext): (925) 660-3531 FAX (A/C, No): E-MAIL ADDRESS: Sara.Przemielewski@ioausa.com INSURER(S) AFFORDING COVERAGE INSURER A : StarNet Insurance Company NAIC # 40045

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.

Table with columns: INSR LTR, TYPE OF INSURANCE, ADDL INSD, SUBR WVD, POLICY NUMBER, POLICY EFF (MM/DD/YYYY), POLICY EXP (MM/DD/YYYY), LIMITS. Includes sections for Commercial General Liability, Automobile Liability, Umbrella Liab, Excess Liab, and Workers Compensation and Employers' Liability.

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required) Evidence of Coverage: Glen Arden Club 357 Arden Avenue, Glendale, CA 91203 Proof of coverage: Southern California Off Track Wagering Northern California Off Track Wagering

CERTIFICATE HOLDER: California Horse Racing Board (CHRB) 1010 Hurley Way, Suite 300 Sacramento, CA 95825 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: John Patrick Umlauf



City of Glendale Fire Department
 Fire Prevention and Environmental
 Management Center
 780 Flower Street
 Glendale, CA 91201

CITY OF GLENDALE - FIRE DEPARTMENT
 Fire Prevention & Environmental Management Center
 780 Flower Street, Glendale, CA 91201
 Telephone: (818) 548-4810
 Fax (818) 549-9777
 fpbinfo@glendaleca.gov
 www.glendalefire.com

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GLEN ARDEN CLUB
 357 ARDEN AVE
 GLENDALE CA 91203-1101



Consolidated Program Permit Renewal:
 • Fire Prevention Permit and/or Inspection

Company: GLEN ARDEN CLUB
 Location: 357 ARDEN AVE
 GLENDALE CA 91203

This is your annual Consolidated Program Permit Renewal issued by the Glendale Fire Department.

The program elements of your Consolidated Program Permit Renewal are outlined below and are explained in the back page.

Account Number: 50025154-00 Issue Date: 12/07/2020
 Expiration Date: 12/31/2022
 Program Elements: FIRE ASSEMBLY A-2 OR A-4

The terms and conditions of the above program/elements are subject to all applicable requirements set forth in the Code of Federal Regulations, California Fire eCode, and applicable City of Glendale Ordinances.

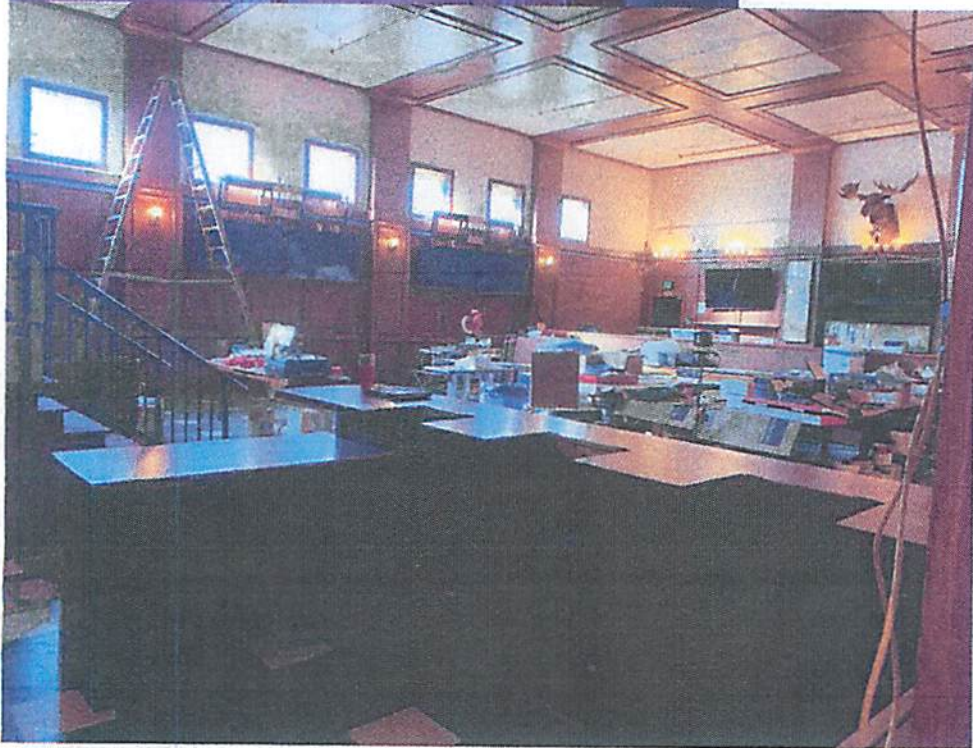
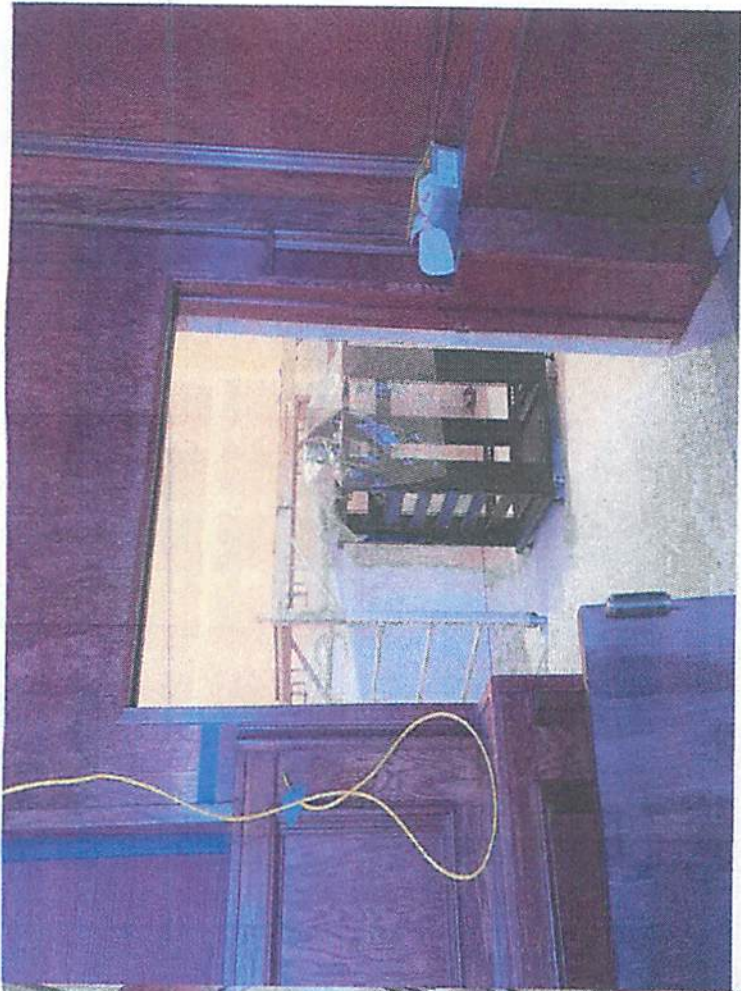
The person, firm, or Corporation, here in named, is granted a Consolidated Program Permit Renewal to operate under the applicable provisions as stated above.

Jeff Ragusa, Fire Marshal

This renewal is not transferable



Alex A. Baroian



Alex A. Baroian

Overall square footage in the minisatellite wagering area is: 3,000 square feet inside plus 400 square feet in the outdoor patio

Attach a photograph of the minisatellite wagering area.

Describe occupancy restrictions, if any, imposed by the fire authority having jurisdiction: 185 inside, 45 in the outdoor patio

The total number of parking spaces available in the parking areas can accommodate (number of standard sized automobiles): 25 spaces in the immediate parking lot plus 90 additional spaces in a lot across the street

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

V. EQUIPMENT PROVIDED BY THE MINISATILLITE WAGERING FACILITY

Describe the television equipment (satellite receivers, decoders, controls, monitors, etc.) to be utilized at the facility: High definition television equipment and Roberts Communication Network receivers will be used for the reception and distribution of racing signals. There will be 48 high definition monitors in the minisatellite area indoor area, 8 in the outdoor area plus additional monitors in other areas of the facility.

Describe the public address equipment (controls, microphones, speakers, etc.) to be utilized at the facility: The public address system will include speakers and a microphone from our Crestron Matrix System.

VI. ADVERTISING AND PATRON DEVELOPMENT

Describe any advertising or promotional plans: Direct mail, email and social media include Facebook and Instagram will be utilized.

Describe any improvements to the facility that will directly benefit minisatellite wagering: The building will be customized to serve as a minisatellite wagering facility. The facility has been renovated to be suitable for minisatellite operations.

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:	n/a
Parking charges, if any, are:	n/a
Program charges, if any, are:	Price for programs determined by host track
Seating charges, if any, are:	n/a

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

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

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

How many years have you been an approved minisatellite wagering facility?

AGREEMENTS

Attach copies of **all applicable county, city or agency agreements** that may affect the minisatellite wagering facility.

NOTICES TO APPLICANT

Notice is given to the applicant that its application, if approved by the Board, authorizes the applicant to offer pari-mutuel wagering at its minisatellite wagering facility for a period of two years per Business and Professions Code section 19605.25(h).

Notice is given that retention of and control over all moneys generated from pari-mutuel wagering held or conducted at the facility is the responsibility of the simulcast organization(s) which contract(s) to provide the pari-mutuel equipment and pari-mutuel employees; and that such organization(s) is (are) responsible for its proper distribution in accordance with the law and the rules and regulations of the Board.

Notice is given that CHRB Rules 1870 and 1871 require that the Board be given 15 days notice in writing of any intention to terminate operations, engagements, or services by any licensee, or approved contractor.

DECLARATIONS

All labor agreements, concession contracts, service contracts, horsemen's agreements, lease agreements, agreements with the simulcast organization(s) necessary to conduct and operate the simulcast wagering program at the facility, lease or rental agreement with the facility landlord and all applicable county, city or agency agreements that may affect the minisatellite wagering facility have been finalized except as follows (if there are no exceptions, so state): No exceptions

All service contractors and concessionaires have valid State, County or City licenses authorizing each to engage in the type of service to be provided and have valid labor agreements (when applicable) which remain in effect for the entire term of the license except as follows (if there are no exceptions, so state): No exceptions

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

By authority of Article 9.2, Chapter 4, of the Business and Professions Code; and the Federal Indian Gaming Act; to allow an evaluation of the competence, integrity, and character of potential simulcast facility operators, any person, corporation, trust association, partnership, joint venture, or management firm who submits an application for such license or who is named in such application and who is not a State or County entity, or has not previously completed such disclosure when filing for a horseracing application pursuant to Article 4, section 19480 of the Business and Professions Code shall be required to complete and submit a full disclosure statement.

Glen Arden

CERTIFICATION BY APPLICANT

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

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

Print name of minisatellite facility applicant representative:

Date:

Signature of minisatellite facility representative:

Date:

Print name of association representative:

Josh Rubinstein

Date:

Signature of association representative:

Date:

Print name of simulcast organization representative:

George Haines

Date:

Signature of simulcast organization representative:

Date:

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

All labor agreements, concession contracts, service contracts, horsemen's agreements, lease agreements, agreements with the simulcast organization(s) necessary to conduct and operate the simulcast wagering program at the facility, lease or rental agreement with the facility landlord and all applicable county, city or agency agreements that may affect the minisatellite wagering facility have been finalized except as follows (if there are no exceptions, so state): No exceptions

All service contractors and concessionaires have valid State, County or City licenses authorizing each to engage in the type of service to be provided and have valid labor agreements (when applicable) which remain in effect for the entire term of the license except as follows (if there are no exceptions, so state): No exceptions


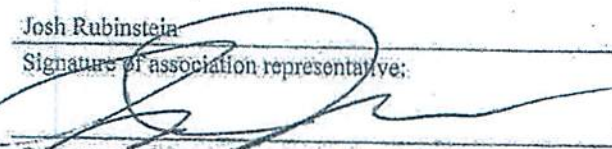
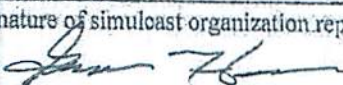
Absent natural disasters or causes beyond the control of the applicant, its service contractors, concessionaires or employees engaged at the facility, no reasons are believed to exist that may result in a stoppage to the conduct of pari-mutuel wagering at the facility or the withholding of any vital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

By authority of Article 9.2, Chapter 4, of the Business and Professions Code; and the Federal Indian Gaming Act; to allow an evaluation of the competence, integrity, and character of potential simulcast facility operators, any person, corporation, trust association, partnership, joint venture, or management firm who submits an application for such license or who is named in such application and who is not a State or County entity, or has not previously completed such disclosure when filing for a horseracing application pursuant to Article 4, section 19480 of the Business and Professions Code shall be required to complete and submit a full disclosure statement.

Glen Arden

CERTIFICATION BY APPLICANT

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

Print name of minisatellite facility applicant representative: ALEX BAROIAN	Date:
Signature of minisatellite facility representative: 	Date: 2/11/21
Print name of association representative: Josh Rubinstein	Date:
Signature of association representative: 	Date: 1/1/21
Print name of simulcast organization representative: George Haines	Date:
Signature of simulcast organization representative: 	Date: 2/11/21

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD REGARDING
THE PROPOSED AMENDMENT TO
CHRB RULE 1688, USE OF RIDING CROP,
TO MODIFY THE PENALTIES FOR CROP USE VIOLATIONS

Regular Board Meeting
March 23, 2021

ISSUE:

High-value stakes races often present large financial incentives to horsemen to participate, compete, and place to secure financial gain from prize moneys. California Horse Racing Board (Board) [Rule 1688, Use of Riding Crop](#), provides the method for proper crop use during racing and training and provides penalties for riding contrary to the rule. The penalties are intended to disincentivize improper crop use that could risk racehorse wellbeing and negatively impact the integrity of the sport. The rule is designed to allow for some flexibility on the part of stewards when determining what severity of penalty to assign. However, the penalties are not always flexible enough to deter moral hazard in the face of significant prize money available in stakes races. Therefore, it is necessary to amend Board Rule 1688 to provide more effective penalties for stakes races to preserve the integrity of horse racing and protect the wellbeing of racehorses.

ANALYSIS:

The proposed amendment to Board Rule 1688 will modify subsection 1688(a) to provide that “[i]n all races where a jockey will not ride with a riding crop, an announcement shall be made over the public address system of such fact, and such fact shall be noted in the official program”. The modified subsection improves transparency for the wagering public regarding the use of a riding crop in races.

The proposed amendment to Rule 1688 will also modify subsection 1688(d) to provide that “[d]uring a race, if a jockey rides in a manner contrary to this rule, the stewards shall impose a minimum fine of \$500. A greater fine or a minimum of three suspension days, or both, can be imposed, if, in the opinion of the stewards, the violation is egregious or intentional”. The modification changes the penalty for riding in a manner contrary to Rule 1688 from a maximum fine of \$1,000 and a minimum suspension of three days, to a minimum fine of \$500, or if determined by the stewards to be an egregious or intentional violation, a larger fine, a minimum suspension of three days, or both.

A minimum fine of \$500 has a greater deterrent effect than a maximum fine of \$1,000 because a minimum fine always has the potential to exceed the amount of a maximum fine. In combination, a minimum fine and minimum suspension could potentially reach severe highs should the stewards determine that severe fines, suspensions or a combination of both are warranted.

The amended subsection 1688(d) also provides that “[f]actors in determining whether a violation is egregious, include but are not limited to: recent history of similar violations; number of uses over the total and consecutive limits described in subsections (b)(7) and (8); and using the crop in the overhanded position”. This section is necessary to provide clarity regarding what types of violations will result in a greater than minimum fine, minimum 3-day suspension, or both.

New subsection (f) provides that “[i]n trial heats, any suspension shall include the subsequent related stakes race regardless of whether the related stakes race is designated pursuant to Rule 1766”. Board Rule 1766, Designated Races, provides that the board of stewards may designate a stakes, futurity, futurity trial or other race that suspended jockeys and drivers may still participate in if their suspension is less than ten days. The new subsection 1688(g) ensures that jockeys or drivers suspended for riding contrary to Board Rule 1688 in trial heats, regardless if the suspension is less than ten days, will be prohibited from participating in subsequent stakes races even if they are designated races.

BACKGROUND:

Business and Professions Code (BPC) [section 19420](#) provides that the Board shall have jurisdiction and supervision over meetings in California where horse races with wagering on their results are held or conducted, and over all persons or things having to do with the operation of such meetings. BPC [section 19440](#) states the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of Chapter 4BPC. Responsibilities of the Board shall include, but not be limited to, adopting rules and regulations for the protection of the public and the control of horse racing and pari-mutuel wagering. BPC [section 19481](#) provides that in performing its responsibilities, the Board shall establish safety standards governing equipment for horse and rider. BPC [section 19562](#) provides that the Board may prescribe rules, regulations, and conditions under which all horse races with wagering on their results shall be conducted in the state of California.

The proposed amendment to Board Rule 1688 was last discussed at the March 23, 2021 regular Board meeting. The Board heard comments from the public regarding the proposed penalties for riding contrary to Board Rule 1688 and determined to table any action on the proposed amendment until further review.

RECOMMENDATION:

This item is presented for Board discussion and action.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 8. RUNNING THE RACE
RULE 1688. USE OF RIDING CROP

1688. Use of Riding Crop

(a) In all races where a jockey will not ride with a riding crop, an announcement shall be made over the public address system of such fact, and such fact shall be noted in the official program.

(b) Although the use of a riding crop is not required, any jockey or exercise rider who uses a riding crop during a race or training is prohibited from using a riding crop on a horse:

(1) during training, except when necessary for the safety of horse or rider;

(2) on the head, flanks, or on any parts of its body other than the shoulders or hind quarters;

(3) during the post parade or after the finish, except when necessary to control the horse;

(4) excessively or brutally causing welts or breaks in the skin;

(5) when the horse is clearly out of the race or has obtained its maximum placing;

(6) persistently even though the horse is showing no response under the riding crop;

(7) more than two times in succession without giving the horse a chance to respond before using the riding crop again; or

(8) more than six times during a race, excluding showing or waiving the crop or tapping the horse on the shoulder as defined in subsection (c)~~(d)~~.

(c) Correct uses of the riding crop are:

(1) showing or waiving the crop without touching the horse, or

(2) in an underhanded position with the crop always at or below the shoulder level of the jockey;

(3) tapping the horse on the shoulder with the crop in the down position while having both hands:

(A) holding onto the reins, and

(B) touching the neck of the horse.

~~(d) Absent mitigating circumstances, which includes but is not limited to use of the riding crop for the safety of horse and rider,~~ During a race, if a jockey or exercise rider rides in a manner contrary to this rule, the stewards shall impose a ~~maximum~~ minimum fine of ~~\$500~~ \$1000 and a ~~minimum suspension of three days.~~ A greater fine or a minimum of three suspension days, or both, can be imposed, if, in the opinion of the stewards, the violation is egregious or intentional. Factors in determining whether a violation is egregious, include but are not limited to:

(1) recent history of similar violations;

(2) number of uses over the total and consecutive limits described in subsections

(b)(7) and (8); and

(3) using the crop in the overhanded position.

~~In trial heats, the suspension shall include the subsequent related stakes race.~~

(e) Ithe jockey or exercise rider shall not be penalized if, in the opinion of the stewards, the use of the crop was necessary for the safety of the horse or rider.

(f) In trial heats, any suspension shall include the subsequent related stakes race regardless of whether the related stakes race is designated pursuant to Rule 1766.

Authority: Sections 19420, 19440 and 19562,
Business and Professions Code.

Reference: Sections 19440, 19481 and 19562,
Business and Professions Code.

STAFF ANALYSIS
PUBLIC HEARING AND ACTION BY THE BOARD REGARDING
THE PROPOSED AMENDMENT TO
CHRB RULE 1891.1, PENALTY FOR POSSESSION OF ELECTRICAL DEVICE,
TO REQUIRE THAT A COMPLAINT AGAINST A LICENSEE FOR A VIOLATION OF, OR
CONSPIRING TO VIOLATE, RULE 1890(C) SHALL BE REFERRED TO THE STEWARDS
FOR HEARING AND ADJUDICATION.

Regular Board Meeting
April 21, 2021

ISSUE

Rule 1527, General Authority of Stewards, provides that the Stewards have general authority and supervision over all licensees and other persons attendant on horses, and also over the inclosure of any recognized meeting. Further, the Stewards are responsible to the Board for the conduct of the race meeting in every particular. Despite this authority, Stewards are presently unable to hear and adjudicate cases involving the possession of an electrical device. Rule 1891.1, Penalty for Possession of Electrical Device, requires these cases be sent to the Board for license revocation.

BACKGROUND

Business and Professions Code section 19440 provides that the California Horse Racing Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of the Horse Racing Law. Responsibilities of the Board include adopting rules and regulations for the protection of the public and the control of horse racing and pari-mutuel wagering. Business and Professions Code section 19461 states that every license granted under this chapter is subject to suspension or revocation by the Board in any case where the Board has reason to believe that any condition regarding it has not been complied with, or that any law, including the Labor Code and the regulations adopted thereunder, or any rule or regulation of the Board affecting it has been broken or violated. All proceedings to revoke a license shall be conducted in accordance with Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code.

ANALYSIS

Rule 1891.1 was adopted by the Board at its regular meeting on April 16, 2015. Rule 1891.1 presently requires complaints against a licensee for violation of, or conspiring to violate Rule 1890(c), possession of an electrical device, to be sent to the Board for hearing and adjudication. Further, the rule requires licensees found to have violated Rule 1890(c) to have his or her license revoked. Business and Professions Code section 19461 provides in part that all proceedings to revoke a license shall be conducted in accordance with Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code. By requiring revocation, Rule 1891.1 mandates the formal hearing procedure articulated in Chapter 5 of Part 1 of Division 3 of Title 2 of the Government Code be complied with. Formal hearings, as prescribed by the Government Code, are heard by or with the assistance of Administrative Law Judges appointed by the Office of Administrative Hearings.

This formal process is often protracted leaving both licensees and the Board without finality. Furthermore, the requirement that a license be revoked, prohibits the Board from considering factors in mitigation as there is no leeway in punishment.

The proposed amendments to Rule 1891.1 addresses these issues by providing authority to the Stewards to hear cases involving possession of electrical devise. The proposed amendment to Rule 1891.1(a) provides that a complaint against a licensee for violation of or conspiring to violate Rule 1890(c) shall be referred to the Board of Stewards for hearing and adjudication.

The proposed amendment to Rule 1891.1 subsection (b) strikes the requirement mandating revocation of license for a licensee found to have violated Rule 1890(c). This amendment allows for greater consideration of mitigating factors in considering punishment. Under the proposed amendment, hearings for possession of an electrical devise, will be conducted under the same procedure afforded any other type of complaint. The outcome and penalty determination will be administered based on facts of the case, including aggravating and mitigating factors. The possible penalties can include suspension or fine.

Alternatively, if the Stewards believed the case was so egregious as to require revocation, they could still send the case to the Board for hearing pursuant to Rule 1529, Referral to the Board. Rule 1529 states, “the Stewards may refer any matter within their jurisdiction to the Board when the penalty the Stewards have jurisdiction to impose is insufficient when a hearing cannot be held under the conditions or in the manner prescribed, when a hearing is impractical due to conclusion of the meeting, or for other good and sufficient cause, and they may order the suspension of the licensee pending further Order of the Board. In such event, the Board shall accept the matter for hearing and adjudication or such other action as the Board deems to be in the best interests of justice.”

RECOMMENDATION

There were no comments during the 45-day comment period. This item is presented for Board discussion and action.

CALIFORNIA HORSE RACING BOARD
TITLE 4. CALIFORNIA CODE OF REGULATIONS
ARTICLE 16. GENERAL CONDUCT
PROPOSED AMENDMENT OF
RULE 1891.1. PENALTY FOR POSSESSION OF ELECTRICAL DEVICE

1891.1. Penalty for Possession of Electrical Device.

(a) A complaint against a licensee for a violation of, or conspiring to violate, Rule 1890

(c) of this division shall be referred to the Board of Stewards for hearing and adjudication.

~~(b) Any licensee whom the Board finds to have violated, or conspired to violate Rule 1890 (c), shall have his or her license revoked.~~

~~(b)~~ A finding by the Board of Stewards of a violation of Rule 1890 (c) shall be referred to the district attorney for the county in which the violation occurred, citing California Penal Code section 337f (a) (1).

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

Reference: Sections 19460, and 19523,
Business and Professions Code.
Section 337f(a)(1), Penal Code.

CALIFORNIA HORSE RACING BOARD

April 21, 2021
REGULAR BOARD MEETING

There is no board package material for Item 7

CALIFORNIA HORSE RACING BOARD

April 21, 2021
REGULAR BOARD MEETING

There is no board package material for Item 8