

STAFF ANALYSIS

DISCUSSION AND ACTION BY THE BOARD TO APPROVE THE REQUEST BY ALAMEDA COUNTY AGRICULTURAL FAIR ASSOCIATION AND BERNAL PARK RACING LLC FOR RACE DATES IN 2025.

Regular Board Meeting
April 17, 2025

ISSUE:

On or about March 19, 2025, the California Horse Racing Board (“CHRB” of “the Board”) received a request for racing dates from the Alameda County Agricultural Fair Association (“ACF”) and Bernal Park Racing LLC (“Bernal Park”). ACF has requested race dates to conduct a summer race meet at Pleasanton from June 10, 2025, through July 6, 2025, with live racing every Saturday and Sunday, and simulcast wagering conducted on the weekdays. Bernal Park intends to enter a licensing agreement with ACF for use of the racing enclosure and support areas at the Fairgrounds.

ANALYSIS:

Business & Professions Code § 19440(a)(6) authorizes the Board to allocate racing dates and CHRB Rule 1430 requires that the Board allocate racing dates in a way that “will best subserve the purposes of the Horse Racing Law and which will be in the best interests of the people of California in accord with the intent of the Horse Racing Law.” The Board is authorized to allocate fractional racing weeks of four days or less. See Bus. & Prof. Code § 19414.5. The Board may, at any time, change, limit, restrict, or reallocate racing weeks. Bus. & Prof. Code § 19530(b).

Should the Board decide to award these race days and approve this race meet, ACF and Bernal Park will have the right to simulcast and collect wagers for both out-of-state races as well as other races happening simultaneously in California in the southern and central zones. See Bus. & Prof. Code § 19596.2 (permitting simulcasting of out-of-state thoroughbred races) and § 19601 (permitting simulcasting of in-state races). If the Board does not award ACF and Bernal Park with the above-proposed race dates, the active race meet in the southern zone during these dates will be deemed to be operating in the northern zone for the purpose of simulcasting and related wagering. Bus. & Prof. Code § 19531(d)(3).

Finally, CHRB Rule 1431 requires entities that have not held a license to conduct a horseracing meeting in the preceding year to file a notice of intention to apply for a race meet license 120 days in advance of the proposed race meet. ACF held a license to conduct a race meet less than 12 months ago, but Bernal Park has never been licensed by the Board to conduct a race meet. CHRB Rule 1433 requires that an applicant for a race meet license apply 90 days in advance of the beginning of the proposed race meet, unless the Board requires an earlier application. ACF requested race dates from the Board on March 19, 2025, and Bernal Park submitted an incomplete race meet application (via email to the CHRB executive director) on March 20, 2025—82 days before the start of the proposed race meet (June 10, 2025). That application is attached here along with the letter requesting race dates.

BACKGROUND:

Authority:

Bus. & Prof. Code § 19440 (in part): (a) The board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of this chapter.

Responsibilities of the board shall include, but not be limited to, all of the following:

(6) Allocation of racing dates to qualified associations in accordance with law.

CHRB Rule 1430 (Board Allocation of Racing Dates): The Board shall allocate racing weeks and dates for the conduct of horse racing in this State for such time periods and at such racing facilities as the Board determines will best subserve the purposes of the Horse Racing Law and which will be in the best interests of the people of California in accord with the intent of the Horse Racing Law. Upon a finding by the Board that the allocation of racing weeks and dates for any racing year is completed, the racing weeks and dates so allocated shall be subject to reconsideration or amendment only for conditions unforeseen at the time of the allocations. The allocation of racing weeks and dates does not commit the Board to the granting of a license to conduct a horseracing meeting to any specific racing association nor for the allotted time period nor at the racing facility scheduled for such racing weeks and dates.

CHRB Rule 1431 (Notice of Intent to File for License): Every person who has not held a license to conduct a horseracing meeting in the preceding year who intends to file an application to conduct an authorized race meeting and/or an application for license to conduct a horseracing meeting shall file with the Board a Notice of Intention to file such applications. The required notice of intention shall be filed no later than one hundred twenty (120) days in advance of the proposed or scheduled date for the commencement of the meeting intended to be specified in the application for license. Any prospective applicant for license to conduct a horseracing meeting failing to file timely the notice of intention may be disqualified and its application for license refused summarily by the Board. In the absence of any timely notice of intention filed by a prospective applicant intending to file an application for a license for a race meeting conducted in the preceding year by any other person the presumption shall be that the person having held the license to conduct the horseracing meeting in the preceding year is deemed to have been allocated the racing weeks and dates for a like horseracing meeting as scheduled by the Board for the current annual racing calendar.

CHRB Rule 1433 (Time for Filing of Race Meet Application): (a) Unless the Board requires an earlier filing, at least 90 days before the time allocated by the Board for a race meeting to start, the association shall file with the Board an Application for License to Conduct a Horse Racing Meeting, CHRB-17 (Rev. 3/23), which is hereby incorporated by reference. Note: CHRB-17 incorporates by reference the Personal History Record, CHRB-25A (Rev. 4/23). A California fair shall file with the Board an Application for License to Conduct a Horse Racing Meeting of a California Fair, CHRB-18 (Rev. 3/23), which is hereby incorporated by reference. Copies of CHRB-17 and CHRB-18 may be obtained at the California Horse Racing Board headquarters office.

Bus. & Prof. Code § 19414.5 (Racing Days, Weeks, and Fractional Weeks): (a) “Racing days” are days on which a licensed racing association or fair is authorized by the board to conduct horse racing.

(b) “Racing weeks” are seven consecutive days during which a licensed racing association or fair is authorized by the board to conduct horse racing for a minimum of five racing days. The board, however, upon joint petition of the association or fair and the organization representing horsemen participating in the meeting of that association or fair, may authorize the conduct of horse racing for less than five racing days. Fractional racing weeks of four days or less may be authorized by the board at the beginning and end of any horse racing meeting. Fractional weeks may also be authorized during weeks containing holidays and during periods of overlap with thoroughbred meetings and fairs if the total number of weeks authorized by the board in any calendar year for each breed does not exceed the maximum annual allocation of racing weeks provided for in Article 6 (commencing with Section 19530). If a licensed racing association holds a split meeting, each part of the split meeting shall be deemed a horse racing meeting solely for the purposes of authorizing fractional racing weeks.

Bus. & Prof. Code § 19530: (a) The board shall have the authority to allocate racing weeks to an applicant or applicants pursuant to the provisions of this article and Article 6.5 (commencing with Section 19540) and to specify such racing days, dates, and hours for horse racing meetings as will be in the public interest, and will subserve the purposes of this chapter. The decision of the board as to those racing days, dates, and hours shall be subject to change, limitation, restriction, or reallocation only by the board. No municipality or county shall adopt or enforce any ordinance or regulation that has or may have the effect of directly or indirectly regulating, limiting, restricting, or reallocating the racing days and dates of horse racing meetings.

(b) The board may, at any time, change, limit, restrict, or reallocate racing weeks, days, or dates that are allocated pursuant to this section regardless of whether a condition giving rise to that action is foreseen at the time of allocation or whether a license is issued to conduct a horse racing meeting during an allocated week, day, or date. The board's exercise of authority pursuant to this subdivision is not a revocation subject to the proceedings required by Section 19461, regardless of any effect on a license issued under this chapter.

Bus. & Prof. Code § 19531 (in part): (d) (1) Notwithstanding any other law, if the board does not license a thoroughbred race meet to be conducted by a racing association at a racetrack located in the cities of Berkeley and Albany after July 1, 2024, a thoroughbred racing association, or racing fair, in the southern or central zone licensed by the board to conduct a thoroughbred race meet or fair meet shall, during racing weeks not allocated by the board for a race meet in the northern zone, be deemed to be operating in the northern zone for the purpose of conducting all permissible forms of wagering in the northern zone pursuant to this chapter and making and receiving required distributions from those wagers in accordance with this chapter.

(2) Required distributions described in paragraph (1) shall be made in accordance with the requirements applicable to a racing association in the northern zone and any consent or approval rights shall be exercised by the appropriate racing association or racing fair in the central or southern zone conducting racing.

(3) The amounts generated for purses and commissions pursuant to this subdivision shall be used to pay simulcast funding requirements and board support that the thoroughbred racing associations and racing fair in the central or southern zones are required to make under Section 19616.51. Any remaining funds after those payments are made shall be distributed to each thoroughbred racing association and racing fair in the central and southern zone proportionally based on their respective handle in the central and southern zone during the previous fiscal year and that money shall be divided between purses and commissions in the same relative proportion as was generated in the central and southern zone during the previous fiscal year.

RECOMMENDATION:

This item is presented for Board discussion and action.



March 19, 2025

Scott Chaney
1010 Hurley Way, Suite 300
Sacramento CA, 95825

RE: 2025 Race Dates Allocation

Dear Mr. Chaney,

The Alameda County Agriculture Fair Association respectfully request to run a summer race meeting at Pleasanton June 10 through July 6, 2025. Live racing would be conducted Saturdays and Sundays. Simulcast days would be the remaining week days.

While not yet finalized, it is the intent of Alameda County Agricultural Fair Association to enter into a license agreement with Bernal Park Racing LLC for the use of the racing enclosure and necessary support areas at the Fairgrounds. Bernal Park Racing LLC plans to apply to the California Horse Racing Board for a race meeting license in cooperation with the Association. Bernal Park Racing LLC intends to operate, staff, facilitate administrative functions and supply equipment for the meeting.

Thank you for your consideration of this request.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Jerome Hoban', is positioned above the typed name and title.

Jerome Hoban
Chief Executive Officer

Cc:

David Haubert, Alameda County Board of Supervisor

Nate Miley, Alameda County Board of Supervisor

Tim Weaver, Alameda County Agricultural Fair Association President

Allen Aldrich, Alameda County Agricultural Fair Association, Racing Committee Chair

George Schmitt, Bernal Park Racing LLC

STATE OF CALIFORNIA
CALIFORNIA HORSE RACING BOARD
APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING
CHRB-17 (Rev 3/23)

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

1. APPLICANT ASSOCIATION

- A. Name, mailing address, telephone, fax numbers, and the email address for association's contact person: Bernal Park Racing, LLC 8016 Golden Eagle Way Pleasanton, CA 94588. 201-757-2405. clareomni@aol.com
- B. Breed of horse: Thoroughbred Quarter Horse Harness
- C. Racetrack name: Pleasanton Race Track at Alameda County Fairgrounds
- D. Attach a certified check payable to the Treasurer of the State of California in the amount of \$10,000 as deposit for license fees pursuant to Business and Professions Code section 19490. Check to be sent by mail.
- E. Was the association licensed to operate a race meeting prior to January 1, 2001?
Yes No
If no, attach a surety bond in the amount of one hundred thousand dollars. Will be provided.

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

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

2. DATES OF RACE MEETING:

- A. Inclusive dates allocated for the entire meeting: June 18,2025 - July 06, 2025
- B. Actual dates racing will be held: June 20,21,22,27, 28,29 & July 04,05,06
- C. Total number of days or nights of racing: 9
- D. Days or nights of the week races will be held:
 Wednesday – Sunday Tuesday – Saturday X Other (specify)
 Friday, Saturday, Sunday & Holidays
- E. Number of days or nights of racing per week: 2

3. RACING PROGRAM

- A. Total number of races: 90
- B. Number of races for each day or night: 10 Friday, 10 Saturday & 10 Sunday
- C. Total number of stakes races: 2
- D. Attach a listing of all stakes races and indicate the date to be run and the added money or guaranteed purse for each. Note the races that are designated for California-bred horses.
 - 1. Attach a listing of all stakes races for the past two race meetings. The information provided must be for the same timeframe in which the association is applying. Include the date the stakes races were run, and the added money or guaranteed purse for each. Note the races that were designated for California-bred horses.
 June 29 Mary Clare Schmitt F&M Sprint
 July 06 Pleasanton Mile Open
 - 2. Identify the stakes races listed under item D. that have been altered, added, or are new for the current race meeting. Provide details regarding any alterations to the identified stakes races (e.g., changes in the age, sex, eligibility, purse, or substantial calendar changes).
 June 29 Mary Clare Schmitt F&M Sprint
 July 06 Pleasanton Mile Open
 - 3. Identify the stakes races listed under item D.1. that have been dropped or deleted and the reasons the stakes were dropped or deleted. N/A
- E. Will provisions be made for owners and trainers to use their own registered colors?
 Yes X No
 If no, which racing colors are to be used?
- F. List all post times for the daily racing program. 12:45pm

NOTICE TO APPLICANT: Every licensee conducting a horse racing meeting shall, each racing day, provide for the running of at least one race limited to California-bred horses, to be known as the "California-bred race," pursuant to CHRB Rule 1813. For Thoroughbred and Quarter Horse meetings, the total amount distributed for California-bred stakes races from the purse account, including overnight stakes, shall not be less than 10% of the total amount distributed for all stakes races, pursuant to Business and Professions Code section 19568(b).

4. RACING ASSOCIATION

- A. Association is a: Corporation (complete subsection C)
 LLC (complete subsection D)
 Other (specify, and complete subsection E)
- B. Complete the applicable subsection and attached Addendum, Background Information and Ownership.

C. CORPORATION

1. Registered name of the corporation:
2. State where incorporated:
3. Registry or file number for the corporation:
4. Names of all officers and directors, titles, and the number of shares of the corporation held by each:
5. Names (true names) of all persons, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the corporation and the number of shares held by each:
6. Number of outstanding shares in the corporation:
7. Are the shares listed for public trading? Yes No
If yes, on which exchange and how is the stock listed?
8. Name of the custodian of the list of shareholders and/or the transfer agent for the share holdings of the corporation:
9. If more than 50% of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity.
 - a. Is parent and/or paired corporation or entity a publicly traded or privately held company that guarantees the obligation of the applicant?
Yes No
If no, proceed to section F. If yes, answer questions 10 through 17, below.
10. Registered name of the corporation:
11. State where incorporated:
12. Registry or file number for the corporation:
13. Names of all officers and directors, titles, and the number of shares of the corporation held by each:
14. Names (true names) of all persons, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the corporation and the

number of shares held by each:

15. Number of outstanding shares in the corporation:
16. Are the shares listed for public trading? Yes No
If yes, on which exchange and how is the stock listed?
17. Name of the custodian of the list of shareholders and/or the transfer agent for the share holdings of the corporation:

D. LLC

1. Registered name of the LLC: Bernal Park Racing, LLC
2. State where articles of organization are filed: California
3. Registry or file number for the LLC:
4. Attach a list of the names of all members (including individuals (true names), corporations, other LLCs, and foreign entities), titles, and the number of shares of the LLC held by each.
5. Are the shares listed for public trading? Yes No
If yes, on which exchange and how the stock is listed?
6. If more than 50% of the shares are held by a parent corporation or are paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity.
 - a. Is parent and/or paired entity either a publicly traded or privately held company that guarantees the obligation of the applicant? Yes No
If no, proceed to section F. If yes, answer questions 7 through 12, below.
7. Registered name of the LLC/Corporation: Bernal Park Racing, LLC
8. State where articles of organization are filed: California
9. Registry or file number for the LLC: 33-4075842
10. Attach a list of the names (true names) of all members (members may include individuals, corporations, other LLCs, and foreign entities), titles, and the number of shares of the LLC held by each. George Schmitt & John Harris.
11. Are the shares listed for public trading? Yes No
12. If yes, on what exchange and how the stock is listed:

E. OTHER

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

F. FINANCIAL INFORMATION *

1. Attach the most recent audited annual financial statement or financial report for the applicant. The financial statement or financial report shall include all relevant financial information specific to the applicant, including the following:
n/a
 - Statement of Financial Position (also referred to as a balance sheet).

Statement should report on applicant's assets, liabilities, contingent liabilities, and ownership equity as of the date of the prepared statement. \$500,000.

- Statement of Comprehensive Income (also referred to as Profit and Loss ("P&L") Statement). Statement should include report on applicant's income, expenses, and profits. n/a
- Profit and Loss statement for prior two (2) years' race meetings and Profit and Loss statement for projected year race meeting. n/a
- Statement of Changes in Equity—to include the changes of the applicant's equity through the reporting period. n/a
- Statement of Cash Flows—to include a report of the applicant's cash flow activity, particularly its operating, investing, and financing activities during the reporting period. n/a
- Copy of a report made during the preceding twelve (12) months to shareholders in the corporation and/or the Securities and Exchange Commission and/or the California Corporations Commission. n/a

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

G. MANAGEMENT AND STAFF

1. Name and title of the managing officer and or/general manager of the association and the name and title of all department managers and staff, other than those listed in 13B, who will be listed in the official program: Stephanie Wedge - Marketing, Sales & Sponsorship, Box Seats, Trackside Terrace & Skylounge. Tom Doutrich - Racing Secretary, John Harris - powerful. George Schmitt - acting
2. Name and title of the person(s) authorized to receive notices on behalf of the association and the mailing and email address of such person(s): George Schmitt 8016 Golden Eagle Way Pleasanton, CA 94588. clareomni@aol.com

5. TAKE OUT PERCENTAGE

- A. If this is a Thoroughbred race meeting, will the percentage deducted for any type of wager be adjusted pursuant to Business and Professions Code section 19601.01?

Yes No

If no, proceed to subsection 6. If yes, identify the wager and the proposed takeout percentage.

Wager(s) to be adjusted:

Proposed percentage: %

1. Attach copy of written notice requesting the proposed takeout adjustment, the proposed percentage, and the wager(s) affected. The notice must include the written agreement of the Thoroughbred association and the horsemen's

organization for the meeting of the Thoroughbred association accepting the wager.
n/a

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

6. HANDLE HISTORY

- A. Complete the table below, providing the last five (5) years of handle and attendance for your racing association. If your association has been operating for fewer than five years, provide information for the period of time it has been in operation. If the racing association has changed ownership, include the handle information for the previous racing association. See Alameda County CARF results.

Year	Handle	Attendance

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

- A. Purse distribution:
 - 1. All overnight races including overnight stakes: \$1,260,000
 Current meet estimate: \$140,0000 x 9 = \$1,260,000
 Prior meet actual: n/a

 Average Daily Purse (7A1 ÷ number of days): n/a
 Current meet estimate: n/a
 Prior meet actual: n/a
 - 2. Graded or Listed stakes: n/a
 Current meet estimate: n/a
 Prior meet actual: n/a

Average Daily Purse (7A2 ÷ number of days): n/a
Current meet estimate: n/a
Prior meet actual: n/a

- 3. California-bred stakes: \$50,000 (1)
Current meet estimate: \$50,000
Prior meet actual: n/a

Average Daily Purse (7A3 ÷ number of days): n/a
Current meet estimate: \$50,000
Prior meet actual: n/a

- a. Percentage of the purse distribution for all stakes races that will be distributed for California-bred stakes races: 100%
Current meet estimate: 100%
Prior meet actual: n/a

- 4. Total Purses: (7A1 + 7A2 + 7A3)
Current meet estimate: \$1,260,000
Prior meet actual: n/a

Average Daily Purses (7A4 ÷ number of race days) \$140,000
Current meet estimate: \$140,000
Prior meet actual: n/a

B. Purse Account Information:

- 1. Amount in Purse Account at close of last meet (after purses paid): n/a
- 2. Last 5 completed meets' actual overpayment/underpayment (most recent = 1):

Meet	Start Month/Year	\$Amount	Over/Under?
1	n/a		
2			
3			
4			
5			

- C. Funds to be generated for all California-bred incentive awards (including breeder awards and owners' premiums): TBD
Current meet estimate:
Prior meet actual:

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

Recognized Horsemen's Organization

Current meet estimate:

Prior meet actual:

Total:

Total:

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

Current meet estimate: \$1,260,000

Prior meet actual: n/a

Average Daily Purse (7E ÷ number of days): \$140,000 x 9

Current meet estimate: \$140,000

Prior meet actual: n/a

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

Current meet estimate: \$1,000,000

Prior meet actual: n/a

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

Current meet estimate: \$111,000

Prior meet actual: n/a

G. Purse funds to be generated from interstate handle:

Current meet estimate: \$260,000

Prior meet actual: n/a

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

Current meet estimate: \$29,000

Prior meet actual: n/a

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

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

NOTICE TO APPLICANT: All funds generated and retained from on-track pari-mutuel handle that are obligated by law for distribution in the form of purses, breeders' awards, or other benefits to

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

8. STABLE ACCOMMODATIONS

- A. Number of usable stalls available for racehorses at the track where the meeting is held: 1300
- B. Minimum number of stalls believed necessary for the meeting: 600
- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers: 0
- D. Name and location of each off-site auxiliary stabling area and the number of stalls to be maintained at each site: 0
- E. Attach each contract or agreement between the association and the person(s) furnishing off-site stabling accommodations for eligible racehorses that cannot be provided stabling on-site. n/a

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

- F. Total number of usable stalls made available on-site for the **1986** meeting, pursuant to

Business and Professions Code section 19535(c): n/a

- G. State estimated cost to provide off-site stalls for this meeting. Show cost per day per stall. n/a
- H. State estimated cost to provide vanning from off-site stalls for this meeting. Show fees to be paid for vanning per-horse. n/a

9. EQUINE EMERGENCY SERVICES

- A. Name and emergency telephone number of the racing veterinarian on-site during training hours, workouts, and racing for the association and auxiliary sites: SF Equine 510-412-3660 7026 Koll Center Pkwy # 205 Pleasanton, CA 94566. 2+, 6:00am to 9:30am.
 - 1. Attach a schedule listing the dates and times that the racing veterinarian will be available on-site during training hours, workouts, and racing for the association and auxiliary sites. Tuesday thru Sunday 5:30am to 10:00am

10. PARI-MUTUEL WAGERING PROGRAM

- A. Pursuant to Business and Professions Code section 19599, and with the approval of the CHRB, associations may elect to offer wagering programs using CHRB Pari-mutuel Rules, the Association of Racing Commissioners International (ARCI) Uniform Rules of Racing, Chapter 9, Pari-mutuel Wagering, or a combination of both. Please complete the following schedule for the types of wagering other than WPS and the minimum wager amount for each. TBD

Use DD for daily double, E for exacta (special quinella), PK3 for pick three, PK4 for select four, PNP for pick (n) pool, PPN for place pick (n), Q for quinella, SF for superfecta, TRI for trifecta, and US for unlimited sweepstakes (pick 9).

	TYPE OF WAGERS	APPLICABLE RULES
Example Race:	\$1 E; \$1 Double	CHRB #1959; ARCI #VE
Race #1	TBD	
FOR ALL		
Race #2		
Race #3		
Race #4		
Race #5		
Race #6		
Race #7		
Race #8		
Race #9		
Race #10		

- Race #11
- Race #12
- Race #13

- B. Identify any wagers noted in 10.A. (the current pari-mutuel wagering program) that were not in the prior year’s pari-mutuel program or that are not being carried forward from the previous year’s pari-mutuel wagering program. n/a
- C. Maximum carryover pool to be allowed to accumulate before its distribution **OR** the date(s) designated for distribution of the carryover pool: July 09, 2025 Final Day
- D. List any options requested with regard to exotic wagering. n/a
- E. Will "advance" or "early bird" wagering be offered? Yes No

If yes, when will such wagering begin? Specify days and time for “early bird” wagering.
- F. Type(s) of pari-mutuel or totalizator equipment to be used by the association and the simulcast organization, name of the person(s) supplying equipment, and expiration date of the service contract: TBD
- G. List below the takeout percentage for each type of wager identified in 10.A.

TAKEOUT PERCENTAGE
(Example) PNP5-14%

- Race #1 TBD For All
- Race #2
- Race #3
- Race #4
- Race #5
- Race #6
- Race #7
- Race #8
- Race #9
- Race #10
- Race #11
- Race #12
- Race #13

11. ADVANCE DEPOSIT WAGERING (ADW)

- A. Identify the ADW provider(s) to be used by the association for this race meeting. As many as we can get.
- B. Attach a copy of the agreement/contract with each ADW provider to be used for this race meeting. TBD

- C. Have the agreements/contracts been approved by the respective horsemen's groups?

Yes No

If yes, attach a copy of the approval. If no, explain the status of the approval. Not yet requested.

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

12. SIMULCAST WAGERING PROGRAM

- A. Simulcast organization engaged by the association to conduct simulcast wagering:

Not yet available

- B. Attach the agreement between the association and simulcast organization permitting the organization to use the association's live audiovisual signal for wagering purposes and providing access to its totalizator for the purpose of combining on-track and off-track pari-mutuel pools. Not yet available

- C. California simulcast facilities the association proposes to offer its live audiovisual signal: All that are willing and available.

- D. Out-of-state wagering systems the association proposes to offer its live audiovisual signal: All that are willing and available.

- E. Out-of-state wagering systems that will combine their pari-mutuel pools with those of the association: All that are willing and available.

- F. California minisatellite wagering facilities the association proposes to offer its live audiovisual signal: All that are willing and available.

- G. For **THOROUGHBRED** racing associations, list the host track from which the association proposes to import out-of-state and/or out-of-country Thoroughbred races. Include the dates imported races will be held, and indicate whether a full card will be accepted. If the full card will not be imported, state "selected feature and/or stakes races". Pleasanton Race Track at Alameda County Fairgrounds.

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

THOROUGHBRED SIMULCAST RACES TO BE IMPORTED - All that are available

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

- H. For **QUARTER HORSE** racing associations, list the host track from which the association proposes to import out-of-state and/or out-of-country Quarter Horse races. Include the dates imported races will be held, and indicate whether a full card will be accepted. If the full card will not be imported, state “selected feature and/or stakes races”. N/A

QUARTER HORSE SIMULCAST RACES TO BE IMPORTED N/A

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

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

HARNESS SIMULCAST RACES TO BE IMPORTED N/A

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

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

OTHER BREED SIMULCAST RACES TO BE IMPORTED N/A

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

- K. For **ALL** racing associations, if any out-of-state or out-of-country races will commence

outside of the time constraints set forth in Business and Professions Code sections 19596.2 and 19596.3, attach a copy showing the agreement by the appropriate racing association(s). N/A

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

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

13. CHARITY RACING DAYS

- A. Name and address of the distributing agent (charity foundation) for the net proceeds from charity racing days held by the association: None
- B. Names and addresses of the trustees or directors of the distributing agent: None
- C. Dates the association will conduct races as charity racing days OR: None
- D. Will the association pay the distributing agent an amount equal to the maximum required under Business and Professions Code section 19550(b)? Yes NO

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

14. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT

- A. Racing officials nominated: TBD
 - Association Veterinarian(s) TBD
 - Clerk of Scales TBD
 - Clerk of the Course TBD
 - Film Specialist TBD
 - Horse Identifier TBD
 - Horseshoe Inspector TBD
 - Paddock Judge TBD
 - Patrol Judges TBD
 - Placing Judges TBD
 - Starter TBD
 - Timer TBD

- B. Management officials in the racing department:
 - Director of Racing - Tom Doutrich
 - Racing Secretary - Tom Doutrich
 - Assistant Racing Secretary - Linda Andersen
 - Paymaster of Purses - TBD
 - Others (identify by name and title)

- C. Name, address, email, and telephone number of the reporter employed to record and prepare transcripts of hearings conducted by the stewards: TBD

- D. Photographic device to be used for photographing the finish of all races, name of the person supplying the service, and expiration date of the service contract: TBD

- E. Indicate photo patrol video equipment to be used to record all races, name of the person supplying the service, and expiration date of the service contract. Specify the number and location of cameras for dirt and turf tracks. TBD

- F. Type of electronic timing device to be used for the timing of all races, name of the person supplying the service, and expiration date of the service contract: TBD

15. SECURITY CONTROLS

- A. State the name and title of the person responsible for security controls on the premises. Include an organizational chart of the security department and a list of the names of security personnel and contact telephone numbers. Alameda County Fairgrounds

- B. Estimated number of security guards, gatemen, patrolmen, or others to be engaged in security tasks on a regular full-time basis: Alameda County Fairgrounds
 - 1. Attach a written plan for enhanced security for graded stakes races and races of \$100,000 or more, to include the number of security guards in the restricted areas

during a 24-hour period and a plan for detention stalls. N/A

2. Detention Stalls:

- a. Attach a plan for use of graded stakes or overnight races. N/A
- b. Number of security guards in the detention stall area during a 24-hour period: N/A
- c. Describe number and location of surveillance cameras in detention stall area. N/A

3. TCO2 Testing:

- a. Number of races to be tested, and number of horses entered in each race to be tested: All races, and two horses.
- b. Plan for enhanced surveillance for trainers with high-test results: Cameras will be installed.
- c. Plan for detention stalls for repeat offenders: Cameras
- d. Number of security personnel assigned to the TCO2 program: TBD

C. Describe the electronic security system.

- 1. Location and number of video surveillance cameras for the detention stall and stable gate: Cameras installed by Alameda County Fairgrounds.

D. For night racing associations: Describe emergency lighting system. N/A

16. EMERGENCY SERVICES

A. Name, address, and emergency telephone number of each human and horse ambulance service to be used during workouts and during racing: Human Faulck Ambulance & Horse Ambulance Bernal Racing.

- 1. Attach a certification from each human ambulance service listed in 16.A. certifying that the paramedic staff are licensed with the California Emergency Medical Services Authority. Extending current service with CARF.

B. Name, address, and emergency telephone number of each ambulance service to be used during workouts at auxiliary sites: N/A

- 1. Attach a certification from each ambulance service listed in 16.B. certifying that the paramedic staff are licensed with the California Emergency Medical Services Authority. N/A

C. Describe the on-track first aid facility, including equipment and medical staffing. We will be using what is currently in place by CARF.

D. Name and emergency telephone number of the licensed physician on duty during the

race meeting: TBD

If Quarter Horse racing association, see D.1. N/A

1. Name, address, and emergency telephone number of a hospital located within 1.5 miles of the racetrack, with which an agreement is in place to provide emergency medical services, pursuant to Business and Professions Code section 19481.3(a):
- E. Name, address, and emergency telephone number of the hospital to be used for admittance and treatment of emergency injuries in the event of an on-track injury to a jockey: Stanford Valley Care 911
- F. Attach, in English and Spanish, the emergency medical plan procedures that will be posted in each jockey's room to be used in the event of an on-track injury to a jockey. We will be using what is currently in place by CARF.
- G. Names of health and safety manager and assistant manager responsible for compliance of health and safety provisions pursuant to Business and Professions Code section 19481.3(d): TBD
- H. Attach a fire clearance from the fire authority having jurisdiction over the premises. Supervisor David Haubert will arrange.
- I. Name of the workers' compensation insurance carrier for the association and the number of the insurance policy (if self-insured, provide details): FinishLine Insurance.
- J. Attach a Certificate of Insurance for workers' compensation coverage. The CHRB is to be named as a certificate holder and given not less than ten (10) days' notice of any cancellation or termination of insurance that secures the liability of the association for payment of workers' compensation. FinishLine Insurance.

NOTICE TO APPLICANT: Every licensee conducting a horse racing meeting shall, pursuant to Business and Professions Code section 19481.3, maintain, staff, and supply an on-track first aid facility, which may be either permanent or mobile, that shall be staffed and equipped as directed by the Board. A qualified and licensed physician shall be on duty at all times during live racing, except that this provision shall not apply to any Quarter Horse racing at the racetrack if there is a hospital situated no more than 1.5 miles from the racetrack and the racetrack has an agreement with the hospital to provide emergency medical services to jockeys and riders. An ambulance licensed to operate on public highways provided by the track shall be available at all times during live racing and shall be staffed by two emergency medical technicians licensed in accordance with Division 2.5 (commencing with Section 1797) of the Health and Safety Code, one of whom may be an Emergency Medical Technician Paramedic, as defined in section 1797.84 of the Health and Safety Code. Each racing association and racing fair shall adopt and maintain an emergency medical plan detailing the procedures that shall be used in the event of an on-track injury. The plan shall be posted in each jockey room in English and Spanish. Prior

- F. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474. Using current CARF.
- G. If the association is requesting approval to implement alternate methodologies to the provisions of Article 3.5, Track Safety Standards, pursuant to CHRB Rule 1471, attach a Certificate of Insurance for liability insurance that will be in force for the duration of the meeting specified in Section 2. –The CHRB is to be named as a certificate holder and given not less than ten (10) days’ notice of any cancellation or termination of liability insurance. Additionally, the CHRB must be listed as additionally insured on the liability policy at a minimum amount of \$3 million per incident. The liability insurance certificate must be on file in the CHRB headquarters office prior to the conduct of any racing. Will meet all CHRB & HISA requirements.

23. DECLARATIONS

- A. All labor and lease agreements and concession and service contracts necessary to conduct the entire meeting have been finalized, except as follows (if no exceptions, so state): None are finalized.
- B. Attach each horsemen's agreement pursuant to CHRB Rule 2044. None are finalized.
- C. Attach an agreement to provide for race-day furosemide administration, pursuant to CHRB Rule 1845. None are finalized.
- D. Attach a lease agreement permitting the association to occupy the racing facility during the entire term of the meeting. (In the absence of either a lease agreement or a horsemen’s agreement, a request for an extension pursuant to CHRB Rule 1407 shall be made.) None are finalized.
- E. All service contractors and concessionaires have valid state, county, or city licenses authorizing each to engage in the type of service to be provided and have valid labor agreements, when applicable, which remain in effect for the entire term of the meeting, except as follows (if no exceptions, so state): None are finalized.
- F. Absent natural disasters or causes beyond the control of the association, its service contractors, concessionaires, or horsemen participating at the meeting, no reasons are believed to exist that may result in a stoppage to racing at the meeting or the withholding of any vital service to the association, except as follows (if no exceptions, so state): None are finalized.

NOTICE TO APPLICANT: Pursuant to CHRB Rule 1870 and Rule 1871, the CHRB shall be given fifteen (15) days’ notice in writing of any intention to terminate a horse racing meeting or the engagements or services of any licensee, approved concessionaire, or approved service

contractor.

24. CERTIFICATION BY APPLICANT

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

X

Signature

George Schmitt

Manager

3/20/2025 | 17:14 PDT

Print Name

Print Title

Date

ADDENDUM

Background and Ownership Information

FULL DISCLOSURE: By authority of sections 19440 and 19480 of the California Business and Professions Code, Chapter 4, Division 8, Horse Racing Law, and in order to allow an evaluation of the competency, integrity, and character of potential racetrack operator, contractor, subcontractor and concessionaire licensees of the California Horse Racing Board (CHRB), any applicant for such a license shall comply with the provisions set forth below. Where applicable, supply the requested information and submit with your application documents. (If necessary, attach additional pages showing the corresponding numbers for the questions you are answering.) If a question does not apply to you, so state with "N/A".

NOTE: All information contained in this Addendum may be disclosed pursuant to the California Public Records Act.

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% or more:
1. Full name and any previous names or aliases; George Schmitt
 2. date of birth; 07/11/1943
 3. physical description; Male 8016 Golden Eagle Way Pleasanton, CA
 4. business address and telephone number; and 94588 201-757-2405
 5. disclosure of employment, education and military history for the past 20 years or since the age of 18. US Marine Core 2040296. St. Marys College & Stanford University. Omnipoint Corp. Airtouch Corp.
- B. **PERSONAL HISTORY** - Application documents must include a completed Personal History Record, CHRB-25A, for each individual named in Addendum Section I.A.
- C. **RELATIONSHIP** - The application documents must state, for each individual providing information under Addendum Section I.A., whether the individual is related to a member or an employee of the CHRB. A half-relationship or step-relationship is considered to be a familial relationship. None
- D. **CORPORATIONS** - If the applicant is a corporation, the application documents must state:
1. The state in which the applicant is incorporated; and
 2. name and address of the applicant's agent for service of process in California.
- E. **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. None
- F. **PENDING LEGAL PROCEEDINGS** - An applicant for a license to operate a racetrack must describe any pending legal proceedings of \$250,000 or more: None

1. To which the applicant, a director, officer, or partner of the applicant, or an individual who owns an interest in the applicant of 5% or more is a party; or
2. that involves property owned by the applicant, a director, officer, or partner of the applicant, an individual who owns an interest in the applicant of 5% or more, or a related entity identified under Addendum Section I.
3. Applicant must state the name of the court or agency before which the proceeding is or was pending, the case number, date the proceeding was instituted, and the names of the principal parties to the proceeding.

II. OWNERSHIP

- A. IDENTIFICATION AND LOCATION - The application documents must include:
1. All names used by the applicant; and
 2. 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.
- 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 CHRB, the application documents must state:
1. Name of each individual who was an organizer or promoter of the applicant;
 2. nature and amount of assets, services, or other consideration contributed to the applicant by an organizer or promoter of the applicant; and
 3. 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. Statement of when and in what state the corporation was organized;
 - b. certified copy of the articles of incorporation and bylaws of the applicant;
 - c. 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 CHRB; and
 - d. 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. Certified copy of each organizational document for the applicant, including any partnership agreement; and
 - b. description of any oral agreements involving the organization of the partnership.

E. CAPITOL STOCK

1. If the applicant is authorized to issue capital stock, the application documents must state the classes of stock authorized and the total shares of each class authorized.
2. For each class of stock, applicant must also state:
 - a. Par value, if any;
 - b. voting rights;
 - c. current rate of dividend; and
 - d. number of shares outstanding and the market value of each share.
3. Application documents must list the name and address of each person who owns, of record or beneficially, at least 5% 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. Application documents must include a certified copy of each voting trust or voting agreement in which at least 5% of the capital stock is held and must state:
 - a. Name and address of each stockholder participating in the trust or agreement;
 - b. class of stock involved; and total number of shares held by the trust or agreement.

F. DIRECTORS, OFFICERS, AND PARTNERS

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 CHRB, as a director, officer, or partner of the applicant. The list must state for each individual:
 - a. Name and business address;
 - b. each position or office of the applicant held by the individual;
 - c. principal occupation during the five-year period preceding the date on which the application documents are submitted to the CHRB; and
 - d. nature and extent of any ownership interest in the applicant.
2. Application documents must include a completed Personal History Record, CHRB-25A, for each individual named under Addendum Section II.F.1.

G. CONTROLLING ENTITY

1. 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 nonindividual entity owns an interest of 5% or more in the applicant, the application documents must include the information required by Addendum Section II.G.1., as it relates to the nonindividual entity.
3. Application documents must include information required by Addendum Section II.G.2., for each nonindividual 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 - Application documents must state whether the applicant or a director, officer, or partner of the applicant
1. Ever held an ownership interest in a licensee of the CHRB; or is currently engaged in the business of racing in another state.