

STAFF ANALYSIS
DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR
APPROVAL TO CONDUCT ADVANCE DEPOSIT WAGERING OF AMWEST
ENTERTAINMENT, LLC, AN OUT-OF-STATE MULTI-JURISDICTIONAL
WAGERING HUB, FROM MAY 16, 2026, THROUGH MAY 15, 2028

Board Meeting
May 13, 2026

An approved out-of-state advance deposit wagering (ADW) provider may accept wagers from California residents on races conducted by an association or fair if an agreement is executed that allows said wagers, and the appropriate horsemen’s organization approves the agreement. Such agreements and horsemen’s approvals are submitted by the association or fair as part of its race meet application.

Breeds of racing on which wagers will be accepted from California residents on races conducted **out-of-state**: Thoroughbred, Quarter Horse, Standardbred (Harness).

Required Information	Status	Comments	CHRB Rule/Law
Surety Bond	<input checked="" type="checkbox"/> Accepted <input checked="" type="checkbox"/> Follow-Up Required <input type="checkbox"/> Outstanding	Term of \$500,000 surety bond from 07/01/25 to 07/01/27.	Rule 2072(b)
Financial Statements	<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Follow-Up Required <input type="checkbox"/> Outstanding	Review of financials completed on 03/10/26.	Rule 2072(e)
Profit & Loss Statements for California Operations	<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Follow-Up Required <input type="checkbox"/> Outstanding	Review of profit and loss statements completed on 03/10/26.	Rule 2072(e)
Business Plan	<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Follow-Up Required <input type="checkbox"/> Outstanding	Received on 02/12/26.	Rule 2072(e)
Plan of Operation	<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Follow-Up Required <input type="checkbox"/> Outstanding	Received on 02/12/26.	Rule 2073
Security Access Policy	<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Follow-Up Required <input type="checkbox"/> Outstanding	Received on 02/12/26.	Rule 2072(c)

Required Information	Status	Comments	CHRB Rule/Law
Hub Agreements	<input checked="" type="checkbox"/> Accepted <input checked="" type="checkbox"/> Follow-Up Required <input type="checkbox"/> Outstanding	Not required for approval of application. Thoroughbred hub agreement valid through 12/31/26. Quarter Horse hub agreement valid through 06/30/26. Standardbred hub agreement valid through 06/30/26.	BPC § 19604(b)(2)(B)
Other – Management Personnel Licenses	<input checked="" type="checkbox"/> Accepted <input checked="" type="checkbox"/> Follow-Up Required <input type="checkbox"/> Outstanding	License(s) requiring renewal during term of proposed approval: Nelson E Clemmens (exp. 08/31/26) William Alempijevic (exp. 02/28/27) Jason Martin (exp. 05/31/26)	Rule 1481(b)(6)
Other – Officers and Directors Licenses	<input checked="" type="checkbox"/> Accepted <input checked="" type="checkbox"/> Follow-Up Required <input type="checkbox"/> Outstanding	License(s) requiring renewal during term of proposed approval: Nelson E Clemmens (exp. 08/31/26)	Rule 1481(b)(2)
Other – Totalizator Contract	<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Follow-Up Required <input type="checkbox"/> Outstanding	Agreement with United Tote Company expires 12/31/31.	

RECOMMENDATION: Staff recommends approval of the application. The application as submitted satisfactorily meets all requirements for approval.



13011 W. Highway 42, Suite 107
Prospect, KY 40059, USA
Office: (502) 292-1075 Fax: (502) 292-1076

February 10, 2026

California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, CA 95825

Re: Alternative Selections for Scratches

Dear Board Members,

In response to developing the functionality to accept alternate selections for scratched horses.

We are currently working with United Tote to adopt their new APIs for alternate selections on supported events. We expect to launch that functionality in Q2 of this year.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Nelson E. Clemmens', written in a cursive style.

Nelson E. Clemmens
CEO

STATE OF CALIFORNIA
 CALIFORNIA HORSE RACING BOARD (CHRB)
APPLICATION FOR APPROVAL TO CONDUCT ADVANCE DEPOSIT WAGERING
CHRB-133 (Rev. 12/22)

Application is made to the CHRB for approval to conduct Advance Deposit Wagering in accordance with the California Business and Professions Code and CHRB Rules and Regulations (Rule) and the provisions of the Interstate Horseracing Act, 15 U.S.C. 3001 to 3007.

NOTICE – By submitting the Application, the out-of-state Applicant consents to the jurisdiction of California courts and the application of California law as to all California wagers and operations.

Application must be filed not later than 90 days in advance of the date scheduled to conduct Advance Deposit Wagering and must be accompanied by a bond from a surety company admitted in the state of California or other form of financial security in the amount of \$500,000.

1. OUT-OF-STATE MULTI-JURISDICTIONAL WAGERING HUB (out-of-state Hub)

- A. Name, mailing address, and telephone and fax numbers: AmWest Entertainment LLC, 13011 W Highway 42, Suite 107, Prospect, KY 40059
- B. Name, title, license number, and racing jurisdiction where licensed for all management personnel. Identify which management staff is responsible for California operations.

NOTICE: Rule 1481 provides that all management personnel responsible for California operations must hold a CHRB license.

Name and title	Racing Jurisdiction Where Licensed	License Number	Responsible for California Operations
	Click or tap here to enter text.	Click or tap here to enter text.	<input type="checkbox"/> Yes <input type="checkbox"/> No
Nelson E Clemmens	Oregon	2446938679	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Cynthia Ochsner	Oregon	2745536676	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
William Alempijevic	Oregon	2366539437	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Jason Martin	Oregon	2679840258	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Andrew Hoffman	Oregon	2077739013	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No

- C. Name, title, and mailing address of the California agent for receipt of service of process: CT Corporation, 330 N. Brand Blvd, Suite #700, Glendale, CA 91203
- D. Attach the contract with the California association or fair and/or horsemen's organization, pursuant to Business and Professions Code section 19604(b)(2)(B), that permits you to provide advance deposit wagering services on races conducted outside of California for a specific breed of horse.

Note: Applicant may accept wagers on races conducted by a California association or fair if the Board approves a race meet application submitted by the association or fair that includes an agreement allowing Applicant to accept wagers on the races pertaining to the race meet application, along with the appropriate horsemen's approval, pursuant to Business and Professions Code section 19604(b)(1).

2. DATES OF OPERATION

- A. Dates Advance Deposit Wagering will be conducted: Daily
- B. Hours Advance Deposit Wagering will be conducted: All hours

3. BUSINESS STRUCTURE

- A. Corporation (complete subsection B)
- LLC (complete subsection C)
- Other (specify, and complete subsection D)

Complete the applicable subsection.

B. CORPORATION

1. Registered name of the corporation:
2. State where incorporated:
3. Registry or file number for the corporation:
4. List names and CHRB license numbers of all officers and directors. Include titles and the number of shares of the corporation held by each.
5. List 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. Include each person's CHRB license number (Notice: per Rule 1481, all persons that hold 5% or more of outstanding shares must hold a CHRB license).

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.
10. Attach the prior two years' annual financial statements for the corporation, including balance sheets and profit and loss statements, and a copy of all reports issued during the preceding 24 months to shareholders in the corporation and/or the Securities and Exchange Commission and/or the corresponding state where you registered your corporation.
11. Applicants not previously licensed by the CHRB to conduct ADW, proceed to subsection 12. Applicants previously licensed by the CHRB to conduct ADW: Attach the prior two years' annual profit and loss statements for the California ADW operations only. Include the methodology used to determine the cost allocation for the profit and loss statements.
12. Attach a business plan that includes a detailed budget showing anticipated revenue, expenditures, and cash flow by month projected for the term of the approval.

C. LLC

1. Registered name of the LLC: AmWest Entertainment LLC
2. State where articles of organization are filed: Kentucky
3. Registry or file number for the LLC: 20-0610751
4. List names and CHRB license numbers of all officers and directors. Include titles and the membership interest held by each. Nelson E Clemmens, CEO, 100% owner
5. List names (true names) of all members, **other than the officers and directors listed above**, that hold a 5% or more membership interest in the LLC and the membership interest held by each. Include each person's CHRB license number. N/A

6. If a membership interest greater than 50% is held by a parent corporation or is paired with any other corporation or entity, give the name of the parent and/or paired corporation or entity. N/A
7. Attach the prior two years' annual financial statements for the LLC, including balance sheets and profit and loss statements, and a copy of all reports issued during the preceding 24 months to members in the LLC and/or the corresponding state where you registered your LLC. See attachments
8. Applicants not previously licensed by the CHRB to conduct ADW, proceed to subsection 9. Applicants previously licensed by the CHRB to conduct ADW: Attach the prior two years' annual profit and loss statements for the California ADW operations only. Include the methodology used to determine the cost allocation for the profit and loss statements.
9. Attach a business plan that includes a detailed budget showing anticipated revenue, expenditures, and cash flow by month projected for the term of the approval.

D. OTHER

1. Name(s) of partners/sole proprietor:
 2. If a partnership, attach partnership agreement.
 3. Attach the prior two years' annual financial statements for the partnership/sole proprietorship. Include balance sheets, profit and loss statements, and a copy of all reports issued during the preceding 24 months to partners and/or the corresponding state where you registered your partnership, if required.
 4. Applicants not previously licensed by the CHRB to conduct ADW, proceed to subsection 5. Applicants previously licensed by the CHRB to conduct ADW: Attach the prior two years' annual profit and loss statements for the California ADW operations only. Include the methodology used to determine the cost allocation for the profit and loss statements.
 5. Attach a business plan that includes a detailed budget showing anticipated revenue, expenditures, and cash flow by month projected for the term of the approval.
- 4. ESTABLISHING ADVANCE DEPOSIT WAGERING ACCOUNTS** – must comply with Rule 2075.
- A. List the procedures to establish an Account. See GLI assessment

- B. If an application form is used to establish an Account, attach a copy of the form. See attachment
- C. Name and address of the third party you will use to verify identity, residence, and age: Trulioo, 400-114 E Fourth Ave, Vancouver, BC V5T 1G2

5. OPERATION OF ADVANCE DEPOSIT WAGERING ACCOUNTS – must comply with Rule 2073.

- A. Submit a copy of your plan for operation.
- B. List the type of deposits you will accept. PayNearMe, GreenDot, Cryptocurrency, Check, ACH, Credit/Debit cards, ACH and wires
- C. Identify any fees or transaction-related charges and the amount that will be assessed. Expedited checks - \$30, Credit/Debit cards – No charge for first transaction, \$5 per transaction after in a 24 hour period, Wires - \$25 for amounts under \$5000

6. SECURITY ACCESS

- A. Attach your security access policy and safeguards pursuant to Business and Professions Code section 19604(c)(2). Policy must include the following:
 - 1. Description of the technology to ensure identity, residence, and age verification when an Account is established:
 - 2. Description of the technology to ensure confidentiality of the Means of Personal Identification:
 - 3. Methods and locations available for Account Holders to withdraw funds from their Account: There are no physical locations to retrieve funds. Funds can be requested by ACH, Debit/Credit Card, Check Requests thru the website and wires can be requested thru player support.
 - 4. If the Advance Deposit Wagering records will be maintained at a site other than the out-of-state Hub, provide the name, address, telephone and fax numbers, and the hours of operation.

7. PARI-MUTUEL

- A. Name, address, and telephone number of the pari-mutuel audit firm: Dean Dorton Allen Ford, 859-425-7625, 250 W Main Street, Lexington, KY 40507
- B. Type(s) of pari-mutuel or totalizator equipment to be used and the simulcast organization, name of the entity supplying equipment, and expiration date of the service contract: ~~N/A~~ United Tote 12/31/2031

- C. List the locations of the racing venues on which Advance Deposit Wagering will be accepted. N/A

NOTICE – The pari-mutuel system used must use a device or combination of devices authorized and operated exclusively for placing, receiving, or otherwise making a wager and by which a person must subscribe to in order to place, receive, or otherwise make a wager; an effective customer and age verification system; and the appropriate data security standards to prevent unauthorized access by any person who has not subscribed or who is under the age of 18.

8. CONTRACTS AND AGREEMENTS

- A. List name and address of all organizations you will contract with to facilitate Advance Deposit Wagering that are not provided in other sections of this application. See attached
- B. List each contract or agreement to facilitate Advance Deposit Wagering that is not finalized and signed. N/A

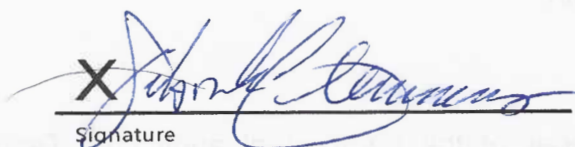
9. ADVERTISING

Name and address of the advertising agency you will use: N/A

NOTICE – Pursuant to Rule 2072(h), all advertisements shall contain a statement that persons under 18 are not allowed to open or have access to Accounts. All advertisements shall contain contact information for a recognized problem-gambling support organization. Additionally, pursuant to Business and Professions Code section 19604(d)(3), advertisements shall not be deceptive to the public.

10. CERTIFICATION

I hereby certify under penalty of perjury that I have examined this Application, that all the foregoing statements in this Application are true and correct, and that I am authorized to attest to this Application.


 X _____
 Signature

Nelson E Clemmens

CEO

2/10/2026

Print Name

Print Title

Date