

CALIFORNIA HORSE RACING BOARD  
1010 HURLEY WAY, SUITE 300  
SACRAMENTO, CA 95825  
(916) 263-6000  
FAX (916) 263-6042



# REGULAR MEETING

of the **California Horse Racing Board** will be held on, **Thursday, June 6, 2002**, commencing at **9:30 a.m.**, at the **Bay Meadows Race Track**, Long Champs Room Turf Club, 2600 S. Delaware Street, **San Mateo**, California.

## AGENDA

### Action Items

1. Approval of the **minutes** of the regular meeting of **March 28, 2002**.
2. Approval of the **minutes** of the regular meeting of **April 25, 2002**.
3. Discussion and action by the Board on the **Application for License to Conduct a Horse Racing Meeting of the Solano County Fair (F)** at Vallejo, commencing July 10 through July 21, 2002, inclusive.
4. Discussion and action by the Board on the **Application for License to Conduct a Horse Racing Meeting of the Sonoma County Fair (F)** at Santa Rosa, commencing July 24 through August 5, 2002, inclusive.
5. Discussion and action by the Board on the **Application for License to Conduct a Horse Racing Meeting of the San Mateo County Fair (F)** at Bay Meadows, commencing August 7 through August 19, 2002, inclusive.
6. Discussion and action by the Board on the **Application for License to Conduct a Horse Racing Meeting of the Humboldt County Fair (F)** at Ferndale, commencing August 8 through August 18, 2002, inclusive.
7. Discussion and action by the Board on the **Application for License to Conduct a Horse Racing Meeting of the California Exposition and State Fair (F)** at Sacramento, commencing August 21 through September 2, 2002, inclusive.
8. Discussion and action by the Board on the **Application for License to Conduct a Horse Racing Meeting of the Del Mar Thoroughbred Club (T)** at Del Mar, commencing July 24 through September 11, 2002, inclusive.

9. Discussion and action by the Board on the **request to change the site for the allocated race dates for the Los Angeles County Fair (LACF)** from LACF's Fairplex Park to the Santa Anita Race Track.
10. Discussion and action by the Board on the **request of the Los Alamitos Quarter Horse Racing Association to amend their current license to include the import of out of country thoroughbred races from Australia** pursuant to Business and Professions Code Section 19596.2(b)(d).
11. Discussion and action on the **Application for License to Conduct Advance Deposit Wagering** by YouBet.com.
12. **Staff update on the Advance Deposit Wagering handle.**
13. Report on the implementation of Advance Deposit Wagering.
  - A. Report by **XpressBet**.
  - B. Report by **TVG**.
  - C. Report by **YouBet**.
14. Public hearing on the **adoption of the proposed regulatory amendment to CHRB Rule 2049 – Designation and Approval of Horsemen's Welfare Fund**, to increase the required number of board members and to increase the number of board members who have no financial interest in horse racing.
15. Public hearing on the **adoption of the proposed regulatory amendment to CHRB Rule 2050 – Beneficiaries, Welfare Programs and Activities**, to revise the definition of those eligible for benefits under this rule.
16. Discussion and action on a **proposed new regulation** to specify "Prohibited Veterinary Practices."
17. Discussion and action by the Board on the **approval of service, official veterinarian and steward contracts** for the 2002/03 Fiscal Year.
18. Discussion and action by the Board on the **approval of the primary drug testing contract** for the 2002/03 Fiscal year.

### **Committee Reports**

19. Report from the **Pari-mutuel Operations Committee**  
Vice Chairman Roger Licht, Committee Chairman  
Chairman Alan Landsburg, Committee Member

**Other Business**

20. **General Business:** Communications, reports, requests for future action of the Board.
21. **Old Business:** Issues that may be raised for discussion purposes only, which have already been brought before the Board.
22. **Executive 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. Personnel.
  - B. Board may convene an Executive Session to consider any of the attached pending litigation.
  - C. The Board may also convene an Executive Session to consider any of the attached pending administrative licensing and disciplinary hearings.

Additional information regarding this meeting may be obtained from Jacqueline Wagner, at the CHRB Administrative Office, 1010 Hurley Way, Suite 300, Sacramento, CA 95825; telephone (916) 263-6000; fax (916) 263-6042. A copy of this notice can be located on the CHRB website at [www.chrb.ca.gov](http://www.chrb.ca.gov)

**CALIFORNIA HORSE RACING BOARD**

Alan W. Landsburg, Chairman  
Roger H. Licht, Vice Chairman  
William A. Bianco, Member  
Sheryl L. Granzella, Member  
John C. Harris, Member  
Marie G. Moretti, Member  
John C. Sperry, Member  
Roy C. Wood, Jr., Executive Director

## CALIFORNIA HORSE RACING BOARD

**M e m o r a n d u m**

**Date** : May 24, 2002

**To** : **California Horse Racing Board**  
Alan W. Landsburg, Chairman  
Roger H. Licht, Vice-Chairman  
William A. Bianco, Member  
Sheryl L. Granzella, Member  
John C. Harris, Member  
Marie G. Moretti, Member  
John C. Sperry, Member

**From** : C. M. Howell   
Administrative Hearings Unit

**Subject** : PROPOSED DECISIONS SCHEDULED FOR ACTION-EXECUTIVE SESSION

**HERRICK, Joseph**  
SAC 01-049  
Appellant

Appeal from Board of Stewards  
Ruling #80, Del Mar Thoroughbred  
Club, Dated September 5, 2001.

**TSUKAMOTO, Kirk**  
SAC 02-013  
Appellant

Hearing after exclusion or ejection.

**O'BRIEN, Elmer**  
SAC 02-021  
Appellant

Appeal from Board of Stewards, Pacific  
Racing Association, in the matter of the  
sale and transfer of the horse "The Whiz  
Biz".

**DE LONG, Kenneth**  
SAC 02-034  
Applicant

Fitness for Licensure.

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**PENDING LITIGATION**  
**JUNE 2002**

<b>CASE</b>	<b>CASE NUMBER</b>
<b>DAVIES, A. v.</b> California Horse Racing Board	Contra Costa County Superior Court No. C 98-01694
<b>STOKES, LANCE W. v.</b> California Horse Racing Board	Los Angeles County Superior Court No. BS 064741
<b>MARTIN, JOHN v.</b> California Horse Racing Board	Sacramento County Superior Court No. 98 SC00952
<b>PLANO, RICHARD v.</b> California Horse Racing Board	Sacramento County Superior Court No. 98 CS00909
<b>SIEDELMAN, GARY v.</b> California Horse Racing Board	Sacramento County Superior Court No. AS 03388
<b>BAFFERT, BOB v.</b> California Horse Racing Board	U.S. District Court, Central District of California Case No. 01-07363 DT

## ITEM 1

**PROCEEDINGS** of the Regular Meeting of the **California Horse Racing Board** held at the **Holiday Inn**, 924 West Huntington Drive, Monrovia, California on **March 28, 2002**.

Present: Alan W. Landsburg, Chairman  
Roger H. Licht, Vice-Chairman  
William A. Bianco, Member  
Sheryl L. Granzella, Member  
John C. Harris, Member  
Marie G. Moretti, Member  
John C. Sperry, Member  
Roy C. Wood, Jr., Executive Director  
Tom Blake, Deputy Attorney General

### MINUTES

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Chairman Landsburg asked for approval of the minutes of the Regular Board Meeting of January 24, 2002. Commissioner Moretti **motioned** to approve the minutes. Commissioner Harris **seconded** the motion, which was **unanimously carried**.

### DISCUSSION AND ACTION BY THE BOARD ON THE AMENDMENT TO THE ADW LICENSE FOR YOUBET.

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John Reagan, CHRB staff, said Youbet.com (Youbet) was requesting an amendment of its Advance Deposit Wagering (ADW) license to include live operator wagering. Additionally, Youbet had experienced management changes. Joe Hasson of Youbet said his organization planned to employ live operators at its Woodland Hills facility. The operators would be Local 280 members, and would assist customers in placing wagers and transmit instructions to the tote in Oregon. Commissioner Harris said he noted Youbet's press release talked about accessibility to all the major racetracks. He asked if Youbet had reached an agreement with any California racetracks that were not listed on its application. Mr. Hasson said Youbet was holding discussions with the California Authority of Racing Fairs and Cal

Expo. He stated Youbet did not have agreements with Magna racetracks in California. David Marshall Chief Operating Officer of Youbet introduced himself to the Board and made a brief statement. Commissioner Bianco **motioned** to approve the amendment to the ADW license for Youbet. Commissioner Granzella **seconded** the motion, which was **unanimously carried**.

**DISCUSSION AND ACTION BY THE BOARD ON THE AMENDMENT TO THE ADW LICENSE FOR XPRESSBET.**

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John Reagan, CHRB staff, said XpressBet wished to change the organization that conducts its third-party verifications to Equifax. Mr. Reagan said the reason for the change was not the performance of the original organization, rather, it was a competitive business decision. Commissioner Moretti **motioned** to approve the amendment to the ADW license for XpressBet. Commissioner Bianco **seconded** the motion, which was **unanimously carried**.

**REPORT BY THE CHRB STAFF ON THE ADW HANDLE THROUGH MARCH 17, 2002.**

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John Reagan, CHRB staff, said an analysis of the Advance Deposit Wagering (ADW) handle through March 17, 2002, was just over \$13 million, or almost three-and-a-half percent of the total California handle. The ADW handle contributed over \$600,000 for purses and \$600,000 for commissions. Mr. Reagan said the figures indicated ADW did not seem to have a negative impact on the California handle compared with the same period in 2001. He cautioned, however, that the ADW experience in California was still too new to make any judgements regarding its true impact on the total California handle. Commissioner Harris asked if there was a way to track the handle and who benefited from the ADW handle. Mr. Reagan said he had talked with a representative of the CHRIMS database and was told that they had developed

a package of spread sheets that would identify the specific handle and who would benefit from it. Vice-Chairman Licht asked if there was a way to determine if there had been cannibalization of existing fans. Mr. Reagan stated staff was comparing the 2002 handle to the 2001 handle, but currently did not have a more sophisticated method. Vice-Chairman Licht asked if any statistics had been produced concerning the account interest that would go to various horse racing organizations. Mr. Reagan said there were no figures regarding the interest. He commented staff would work with the hubs regarding average daily account balances to keep track of the interest. John Van de Kamp of Thoroughbred Owners of California (TOC) said his organization had conducted an analysis of ADW. He stated TOC found the northern zone wagered 29 percent of the ADW handle, while the southern zone wagered 71 percent. He stated the figures paralleled normal wagering patterns in California. Mr. Van de Kamp commented there had been very little handle from out-of-state. He stated 85.6 percent of ADW wagers were on thoroughbreds, 9.8 percent standardbred, and 9.6 percent quarter horses. Mr. Van de Kamp said TOC agreed with staff that there had been no discernable impact on the tracks. However, it was too early to determine if cannibalization had occurred. Chairman Landsburg asked if TOC envisioned an agreement with TVG in time for the Kentucky Derby. Mr. Van de Kamp said TOC was holding discussions with Rick Baedeker and would inform the Board as soon as an agreement was reached. Mr. Van de Kamp commented that one of the difficulties with the Kentucky Derby was that under California Law the out-of-state host fee was only 3.5 percent. Historically Churchill Downs asked for more than 3.5 percent for the Kentucky Derby. Commissioner Harris asked if a fan could place a wager on the Kentucky Derby through TVG. Mr. Van de Kamp said that would remain to be

seen as TVG had an agreement with Los Alamitos and there was a substantial question as to whether it would include all thoroughbred racing from around the country.

**REPORT ON THE IMPLEMENTATION OF ADVANCE DEPOSIT WAGERING.**

**A. REPORT BY XPRESSBET.**

**B. REPORT BY TVG.**

**C. REPORT BY YOUTBET.**

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Ed Hannah of XpressBet said his organization had finalized an agreement with Thoroughbred Owners of California (TOC). He added he had contacted Board staff to determine if it would be permissible for one of the Advance Deposit Wagering (ADW) operations in California to accept wagers without a TOC agreement. Chairman Landsburg asked if XpressBet was seeking something outside its negotiations with TOC. Mr. Hannah said he was not. XpressBet's negotiations with TOC were complete. He stated it was a matter of a legal interpretation of the ADW legislation. XpressBet believed that it would not be able to accept wagers by California residents on out-of-state thoroughbred races unless it negotiated an agreement with the California thoroughbred organization. At the January 24, 2002, regular Board meeting Deputy Attorney General Blake stated that an agreement with the thoroughbred organization was required. Vice-Chairman Licht said Mr. Hannah was referring to a conflict with Federal law, which may indicate an agreement with the horsemen's organization in California was not necessary. Mr. Hannah said he believed the Interstate Horse Racing Act was clear that an agreement with TOC was not required; however, XpressBet understood that under the ADW legislation, the Board believed an agreement was necessary. He commented that XpressBet was not alone in asking for clarification. The question also came from the three Magna racetracks in California as the amount of the hub fee impacted the market access fee that tracks received. Commissioner Sperry asked about XpressBet's agreement with Local 280.

Jack Liebau of Santa Anita said there were ongoing negotiations with Local 280 regarding the terms under which it would be recognized as the bargaining agent for ADW employees. Commissioner Harris stated that traditionally Magna simulcasted the Kentucky Derby (Derby) to its track in California that was running at that time. However under XpressBet, Churchill Downs was not covered by an agreement, so the live track would receive the Derby simulcast, but XpressBet would not. Mr. Hannah said Commissioner Harris was correct. The contractual arrangement between TVG and Churchill Downs prevented XpressBet from offering ADW on the Derby. Mr. Hannah commented the issue regarding host fees would apply to all the premier races. The law prevented ADW providers from paying more than 3.5 percent, which had an effect on the negotiations for the Dubai World Cup races and would on the Derby. Commissioner Harris asked if California's law was unique. Mr. Hannah said that within the ADW domain, which was what he was familiar with, California was the only state with the provision. Mr. Liebau said to protect California racetracks regarding market access fees, the ADW legislation placed a lid on the host and hub fee. It guaranteed the racetrack would receive at least "x" amount of dollars from the take out. He stated when the legislation was drafted it was thought to be the best way to provide such a guarantee. Chairman Landsburg asked if there were any indication that SCOTWINC or NOTWINC outlets were being affected by ADW. Mr. Liebau said SCOTWINC attendance was up approximately 1 percent and handle was up 3 percent. NOTWINC attendance was down 4 percent while the handle was up 8 percent. He stated he did not know if any conclusions could be drawn from the numbers. Mr. Hannah stated the origin of XpressBet accounts were 75 percent from the call centers, 16 percent from the booths at Santa Anita, 5 percent from Golden Gate and 4 percent from Bay Meadows. XpressBet anticipated that Bay Meadows would become more important when its

meeting opened. Mr. Hannah said the total number of XpressBet accounts were 7,882, of which 7,092 were accounts held by California residents. He stated 48 percent of the ADW handle was generated by wagers on Santa Anita races, 13 percent on Golden Gate and the other California tracks, and 39 percent from wagers on out-of-state races. Mr. Hannah observed there had been a leveling-off effect on the number of ADW wagers placed through XpressBet. He stated XpressBet was concerned with the trend and was monitoring it. He stated XpressBet had worked on improving the performance of its call center and had reduced the waiting time from 136 seconds to an average of two minutes. XpressBet's goal was for no caller to wait more than two minutes. Commissioner Harris asked how many patrons hung up before their call was answered. Mr. Hannah said XpressBet only tracked completed calls. He stated Autotote had resolved the web-site speed issues. Throughput and site speed had substantially improved since early March 2002. He said XpressBet used what was called "load balance" to distribute customers evenly between its servers and speed up the process. Chairman Landsburg asked if XpressBet's voice-identification system was operating. Mr. Hannah said it was not operating; however, on April 14, 2002, a beta test would be conducted with 50 customers. He stated XpressBet hoped to launch the system in May 2002, depending on the results of the beta tests. Mr. Hannah stated Magna had contracted with KDOC television to air three hours of live racing each of the next four Saturdays. The show would be called "Santa Anita Now" and would be produced at Santa Anita. The show would feature live racing at Santa Anita and Golden Gate then Bay Meadows, and would be combined with educational personality features and racing advertisement. Chairman Landsburg said he was delighted with the production and stated he hoped to receive a videotape of the show. Mr. Hannah said to publicize the show Magna issued a press release and placed ads in the Daily Racing Form. In addition, banner ads

were run on the Santa Anita simulcast signal within the track as well as ads in the racing program, and Stuart Granger, Santa Anita's director of marketing, appeared on numerous radio talk shows. He said Magna would eventually have racing channels running seven days a week. Initially the programming would be available only on the Racing Television Network (RTN); however, negotiations for cable carriage were being conducted. Commissioner Harris asked if the programming on RTN was up and running, or would it be launched later? Mr. Hannah said RTN was running, but it was showing a turnaround of simulcast signals. In June 2002 a California focused channel would be launched. Mr. Hannah stated the production staff at Santa Anita would increase by approximately 12 persons. Nine of the twelve positions would be unionized. Regarding out-of-state advertising, Mr. Hannah said kiosks would be opened at all Magna racetracks where ADW was legal. Vice-Chairman Licht said most of the ads he had noticed were drawn towards XpressBet. He asked if it had affected Santa Anita marketing for on-track dollars. Mr. Liebau said the XpressBet marketing had not had an effect on Santa Anita's marketing. He stated Santa Anita was using more direct mailing, which might make its efforts less visible. Santa Anita was also using more cable television in an effort to draw from the geographic area around the racetrack. Mr. Liebau said Santa Anita's advertising budget had not changed. Commissioner Harris stated XpressBet was handling approximately 3,000 patrons a day. He asked what, in its over-all business plan, did XpressBet see as its potential, and where did it see itself in a year or two? Mr. Hannah said XpressBet was ahead of itself regarding its business plan, but he could not predict where XpressBet would be in a year or two. Commissioner Bianco asked if XpressBet was experiencing the same type of flat market that affected the retail sector during the tax season. Mr. Liebau said he believed the horse racing industry was sensitive to any thing that impacted retailing.

John Hindman of TVG said the Adelphia Communications carriage of TVG would begin April 1, 2002. With the Adelphia carriage TVG would receive 30-second spots on a broad range of channels such as CNN, MSNBC or ESPN. Mr. Hindman said TVG planned to hold promotions at racetracks. Some of the planned events at Hollywood Park would be an Adelphia Day, a Derby Day promotion and Friday night events. The promotions would be backed by Adelphia's 1.6 million household mailing list. Mailings that provided incentives to go to the racetrack would be used, as well as newspaper and radio ads. Mr. Hindman said TVG successfully launched its website in February 2002. The system was operating well and there were few complaints from customers. TVG's ADW handle through March 17, 2002, was just over 25 percent of California's total ADW handle. Since February 2002 TVG increased its subscriber base by over 50 percent. Mr. Hindman said with the opening of Hollywood Park, the Triple Crown season and the Adelphia cable coverage, he believed TVG would significantly improve its performance in the second quarter of 2002. Tony Allevato of TVG said his organization would soon launch a two-line ticker that would be on screen at all times during TVG's broadcasts. He stated the trend in television was towards more information on screen. He commented the ticker would help patrons follow the action so they would know when a race they wished to wager on was coming up. Mr. Allevato showed a demonstration video of the TVG broadcast. Chairman Landsburg said if TVG was on digital Adelphia it had a relatively narrow market. Mr. Allevato stated TVG was on digital Adelphia, but felt it was a step in the right direction. Chairman Landsburg said he was not questioning TVG's strategy, he just did not want inflated numbers of viewers. He stated he examined Adelphia's reach and the numbers did not seem of major significance. Mr. Hindman said he would disagree, as getting a 24-hour a day cable slot on digital cable was not easy. He stated it was the first of

many steps towards broad distribution within the local market. Chairman Landsburg asked if TVG was still looking for digital interactivity. Mr. Hindman said TVG was developing such a capability. TVG was getting close to deployment of remote control wagering, which it felt would be its "golden goose". Chairman Landsburg asked if TVG's telephone wagering was still originating outside of California. Mr. Hindman said it was, however, all its telephone operations were automated. Chairman Landsburg asked if TVG had tested its multi-screen production. Mr. Allevato said the screens had been tested. Commissioner Harris said one aspect of TVG's operation would overlap the fairs with Hollywood Park, Del Mar and Oak Tree. He encouraged TVG to work with the fairs so they could be part of its product. Commissioner Harris said it was important that the timing allowed wagering on both Northern and Southern races, and that Northern racing and the fairs did not see a loss. Chairman Landsburg said the Board recognized there was no guarantee TVG would be able to broadcast Hollywood Park races. Mr. Hindman said TVG understood Hollywood Park and TOC had been in negotiations, but was hopeful they would come to an agreement. Vice-Chairman Licht asked if Los Alamitos had an opinion regarding TVG's impact on its live racing attendance. Rick Henson of Los Alamitos Race Course (LARC) said his organization had gone from three days of racing to four, and was struggling with short fields, so it was difficult to tell if there had been cannibalization. Mr. Henson commented, however, that the handle through TVG had gone from \$4,000 a day to over \$40,000 – which was very positive. Vice-Chairman Licht asked if there had been any effect on off-track attendance or wagering. Mr. Henson said LARC had not seen any negative effects. Commissioner Harris asked if TVG was in negotiations with the fairs. Mr. Hindman said TVG had conducted talks with the fairs. Chris Korby of the California Authority of Racing Fairs (CARF) said his organization was in negotiations with the

three ADW providers in California. He stated CARF hoped to reach an agreement in the near future.

Joe Hasson of Youbet.com (Youbet) said that for the first full month through March 24, 2002, its handle was \$700,145. He stated Youbet's customer service center did not experience any changes in the number of calls dropped or in the time to take calls. A new sign-up system that greatly improved the ease of opening an account and the manner in which on-line issues were resolved was credited with improving customer service. Youbet anticipated an increase in the number of accounts in April 2002, due to the Kentucky Derby. Chairman Landsburg said the anticipated increase in Youbet's ADW accounts was predicated upon TVG having an agreement with Hollywood Park. Mr. Hasson said Chairman Landsburg was correct. Commissioner Harris said Youbet's California ADW offerings were basically a mirror image of TVG's. He asked if Youbet had a different line of offering. David Marshall of Youbet said his organization had relationships with a number of racetracks across the country.

**DISCUSSION AND ACTION BY THE BOARD ON THE REPORT BY SCOTWINC OFF-SITE STABLING COMMITTEE REGARDING THE RECENT CHANGES IN THE FORMULA FOR FUNDING POMONA AND SAN LUIS REY DOWNS.**

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John Van de Kamp of Thoroughbred Owners of California (TOC) said the SCOTWINC Vanning and Stabling Fund had determined it would allocate \$3 million between Fairplex and San Luis Rey Downs (SLRD). The allocation to SLRD would be used to reduce the cost of stabling, which would cut in half the current cost to trainers. The starter fee at SLRD was eliminated to direct money to stall cost reduction. SCOTWINC would meet with the horsemen at Fairplex to figure out a schedule. Mr. Van de Kamp said the payments would actually cost

SCOTWINC \$200,000 less than was paid in 2001. He stated the agreement might not be satisfactory to all parties, but he felt it was a step in the right direction. Mr. Van de Kamp said the split between SLRD and Fairplex was essentially even because each facility had approximately the same number of starts. Vice-Chairman Licht **motioned** to approve the changes in the formula for funding Pomona and SLRD. Commissioner Harris **seconded** the motion, which was **unanimously carried**.

**REPORT AND DISCUSSION BY THE RACING ASSOCIATIONS ON THE IMPLEMENTATION OF BACKSTRETCH SECURITY.**

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Roy Minami, CHRB staff, said a meeting of the industry and Board staff was held in March 2002 to discuss racetrack backstretch security. At the meeting there was a demonstration of digital surveillance cameras used by Santa Anita. One objective of the demonstration was to encourage other racetracks to place such cameras at their facilities. In addition, a representative of a drug testing company demonstrated his organization's human saliva test. Mr. Minami said the results of the test could be known in minutes. The Board was currently using the Roche urine test, which were reliable, but not as neat. The various racing associations were asked to address the meeting regarding their efforts to enhance backstretch security. Mr. Minami commented the Board's executive director implemented a racetrack integrity program which staff strives to improve yearly. Mike Kilpack, CHRB staff, said in the fall of 2001 security at the Santa Anita backstretch gates was enhanced. Every person who entered the gates had to show a current CHRB license, and after 10:00 a.m. such licenses had to be visibly displayed. Mr. Kilpack said compliance was good among licensees, however, several persons were cited. Subsequently, compliance was almost 100 percent. Mr. Kilpack said staff was attempting to have surveillance cameras mounted at the entrance and exits of the restricted areas, and was

working with association security staff to increase its presence in the barn areas. The program would be continued at Hollywood Park in an effort to achieve continuity amongst all the racetracks. Eual Wyatt of Hollywood Park said his organization had been cooperating with Board staff to increase its backstretch security. Persons attempting to enter the backstretch gates had to present a current license and perimeter patrols had been increased. Mr. Wyatt said he anticipated the cameras would be installed prior to the opening of the next meet. Hollywood Park was looking at Santa Anita's more sophisticated surveillance camera system and would like to have one in place within four to five months. Commissioner Moretti thanked the industry for its cooperation. She said she was particularly impressed with Santa Anita's efforts towards backstretch security. Commissioner Moretti stated security was very important as the public had the perception that a lot of bad things happen on the backside. Commissioner Harris said he was in favor of utilizing technology for security, particularly on the backside. He stated electronic security devices had become affordable and should be used to enhance the efforts of backstretch security personnel.

## **GENERAL BUSINESS**

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Commissioner Bianco thanked the industry representatives who supported him and Vice-Chairman Licht at their State Senate confirmation hearing. He commented when he visited legislators prior to the hearing he was told the industry was not marketing itself effectively. Commissioner Bianco said the various racing associations did a lot for their communities, yet the legislators seemed to be unaware. He stated the associations needed to tell their story more effectively so local communities and their representatives would know about their contributions. Vice-Chairman Licht said he would also like to thank those who supported him

at his confirmation hearing. He said he would also like to extend the Board's condolences to Rick Baedeker on the loss of his daughter. Commissioner Harris said he was concerned about the lack of disclosure regarding the take-out of other states. He stated he felt California's take-out was generally known to racing fans, but the take-out of other states was not. Executive Director Roy Wood commented that the Board's annual report had a chart that showed the breakdown, and could be reproduced in the racing programs. Chairman Landsburg said the Association of Racing Commissioners International published such figures for every state on every type of wager. Mr. Liebau said the committee appointed by the Chairman to look at workmen's compensation met at Golden Gate and was scheduled to meet again on March 29, 2002. The racing associations had retained a firm to provide consultation and recommendations on the issue. Legislation was being drafted, but had not yet been circulated within the industry. Mr. Liebau said he was dismayed to learn Local 280 was actively lobbying against the bill in Sacramento, though no bill had been submitted. Ron Liccardo of the Pari-Mutuel Employee's Union said if the legislation referred to by Mr. Liebau was Assembly Bill 2931, it would affect his organization's collective bargaining agreements, not workmen's compensation. He stated he went to Sacramento to talk to various individuals about the legislation and to speak with the author of the bill. John Van de Kamp of Thoroughbred Owners of California said the parties needed to talk and resolve the problem. He stated the industry needed urgency legislation signed by the Governor by July 2002 if it was going to mediate the problem from a legislative standpoint. He urged Mr. Liccardo and anyone else who was interested to meet and make sure the industry was united, and that any legislation was equitable and as abuse-free as possible.

**MEETING ADJOURNED AT 12:04 P.M.**

**PROCEEDINGS** of the Regular Meeting of the **California Horse Racing Board** held at the Sunset Room of the **Hollywood Park Turf Club**, 1050 South Prairie Avenue, Inglewood, California on **April 25, 2002**.

Present:        Alan W. Landsburg, Chairman  
                 Roger H. Licht, Vice-Chairman  
                 William A. Bianco, Member  
                 Sheryl L. Granzella, Member  
                 John C. Harris, Member  
                 Marie G. Moretti, Member  
                 John C. Sperry, Member  
                 Roy C. Wood, Jr., Executive Director  
                 Tom Blake, Deputy Attorney General

## **MINUTES**

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Chairman Landsburg asked for approval of the minutes of the Regular Board Meeting of February 21, 2002. Commissioner Harris stated he had two corrections to the minutes. On page 2, he said he did not have a problem with the Racing Form offering ads for licensed Internet web sites and other wagering facilities. Commissioner Harris stated he had a problem with ads for offshore wagering facilities that featured sports betting, which was clearly illegal in the United States. On page 15, Commissioner Harris stated his intent regarding the negotiations for the veterinary hospital at Golden Gate was that the Board should be involved and should urge completion of the hospital, but should not micromanage the process. He stated the parties involved were leaders and should not look to the Board strictly to take the lead. The Board provided oversight; it was up to them to bring the hospital to fruition. Commissioner Moretti **motioned** to approve the minutes with the corrections noted by Commissioner Harris. Commissioner Bianco **seconded** the motion, which was **unanimously carried**.

**DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE SAN JOAQUIN FAIR (F) AT STOCKTON COMMENCING JUNE 12 THROUGH JUNE 23, 2002, INCLUSIVE.**

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Jacqueline Wagner, CHRB staff, said the San Joaquin Fair (SJF) proposed to run ten days, the same number of days as in 2001, for a total of 104 races. The first post time would be 12:45 p.m., and 3:15 p.m. on Friday. Ms. Wagner stated the application was missing the fire clearance, the names of the timer and stewards' aid. She said staff recommended approval of the application contingent upon receipt of missing items noted in the analysis. Commissioner Harris said he was concerned with coordination of post times. He stated it appeared the post times listed on the application would not correspond well with other association's post times. Chris Korby of California Authority of Racing Fairs (CARF) said the fairs always attempted to coordinate post times with associations holding concurrent meetings. Commissioner Harris said he assumed the fairs would try to coordinate post times, but it would be nice if the application reflected such efforts. He asked if SJF would have dollar pick-threes and rolling doubles. Mr. Korby said he did not see why SJF could not initiate such wagers. Commissioner Harris said he hoped all the fairs would have similar wagering formats. With the different types of wagering available in California, patrons needed to know there was some uniformity. Commissioner Harris said the first post times at Hollywood Park were 1:15 p.m. and 1:00 p.m. at Bay Meadows. He stated on the last Friday of the SJF meeting there should be some thought given to the overlap with Churchill Downs California Operating Company (CDCOC). Commissioner Harris suggested SJF might be better off with a later post time on Friday to pick up some of the late afternoon handle. Mr. Korby said he would work with SJF to coordinate its post time with CDCOC and Bay Meadows Operating Company. Ed Halpern of California Thoroughbred Trainers (CTT) said his organization had reached a tentative agreement with

CARF. He asked that the Board condition approval of the application on a finalized agreement between CTT and CARF. Chairman Landsburg said his understanding was that an agreement with Thoroughbred Owners of California (TOC) was sufficient. Mr. Halpren said he believed the statute that created the TOC was clear - in that a horsemen's agreement with CTT was also required. He stated historically such agreements were not done. CTT started negotiating agreements with the racetracks, but this would be the first time an agreement had been reached with the fairs. Vice-Chairman Licht asked if Mr. Korby had any information regarding the issues surrounding Racing and Gaming Services (RGS). Mr. Korby said during the Alameda County Fair, RGS handled \$47,000 a day, and during the SJF it handled \$40,000 a day. Vice-Chairman Licht said he did not wish to obstruct the application. However, he stated in the future he would not vote for an application that included the assignment of a license to take wagering at RGS until he was convinced they provided no rebates and no California residents were placing wagers through them. Commissioner Harris asked if Mr. Korby could update the Board on CARF's negotiations with advance deposit wagering (ADW) providers. Mr. Korby said CARF was in negotiations with the three ADW providers. He stated CARF was close to announcing an agreement. Commissioner Harris said he would urge CARF to reach an agreement with any of the ADW providers, preferably one with good television exposure as it would help the visibility of the fairs. Commissioner Bianco asked if the workmen's compensation issue would create short fields at the fairs. Mr. Korby said workmen's compensation was an issue that concerned the fairs, and CARF was working hard to have a good pool of horses available. CARF was recruiting trainers at Turf Paradise in Arizona, and had made assurances that the trainers were welcome at the fairs. CARF was also participating in industry discussions regarding a solution to the workmen's compensation issue. Mr. Korby

said he had talked to Mr. Halpern of CTT about making facilities available to representatives of insurance brokers so they could talk to trainers who were running at the fairs. Commissioner Sperry **motioned** to approve the application for license to conduct a horse racing meeting of the San Joaquin Fair. Commissioner Moretti **seconded** the motion, which was **unanimously carried**.

**DISCUSSION AND ACTION BY THE BOARD ON THE APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE ALAMEDA COUNTY FAIR (F) AT PLEASANTON COMMENCING JUNE 26 THROUGH JULY 7, 2002, INCLUSIVE.**

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Jacqueline Wagner, CHRB staff, said the Alameda County Fair (ACF) proposed to run 11 days, the same number of days as in 2001, for a total of 120 races. The first post time would be 12:15 p.m., and wagers would be offered using CHRB regulations. The fire clearance was missing from the applications, as well as the names of several officials, and the workmen's compensation insurance would expire May 15, 2002. Ms. Wagner said staff recommended approval of the application conditioned upon the receipt of items notes as missing in the analysis. Vice-Chairman Licht said his comments regarding the San Joaquin Fair would apply to the ACF application. Commissioner Harris stated all associations that would be submitting applications for license needed to take a look at whom they intend to send their signal. He said that historically every possible outlet had been listed, but he did not think that was the best policy. Rick Pickering of the ACF said his organization would notify Racing and Gaming Services (RGS) that ACF would not contract with them if they did not provide accurate information regarding its rebate practice and acceptance of wagers from California residents. Commissioner Granzella **motioned** to approve the application for license to conduct a race

meeting of ACF. Commissioner Moretti **seconded** the motion, which was **unanimously carried**.

**PUBLIC HEARING ON THE ADOPTION OF THE PROPOSED EMERGENCY REGULATIONS OF ARTICLE 28, BACKSTRETCH WORKER HOUSING AND RULE 1928, FIRE REGULATIONS. ARTICLE 28 CONTAINS RULES:**

- A. **RULE 3005 – GENERAL PROVISIONS.** THIS RULE PROVIDES THAT NOTHING IN ARTICLE 28 REQUIRES ASSOCIATIONS TO PROVIDE BACKSTRETCH WORKER HOUSING, BUT PROVIDES STANDARDS IF SUCH HOUSING IS PROVIDED.
  - B. **RULE 3006 – DEFINITIONS.** PROVIDES DEFINITIONS AND TERMS USED IN ARTICLE 28.
  - C. **RULE 3007 – BACKSTRETCH WORKER HOUSING INSPECTION REQUIRED.** THIS RULE PROVIDES THAT BACKSTRETCH WORKER HOUSING SHALL BE INSPECTED AT LEAST ANNUALLY.
  - D. **RULE 3008 – HABITABLE ROOMS.** THIS RULE STATES WHAT CONSTITUTES A HABITABLE ROOM.
  - E. **RULE 3009 – SANITATION FACILITIES.** PROVIDES BASIC REQUIREMENTS FOR FACILITIES.
  - F. **RULE 3010 – PEST CONTROL.** REQUIRES THAT THE ASSOCIATION CONTROL VERMIN IN AND AROUND BACKSTRETCH WORKER HOUSING.
  - G. **RULE 1928 – FIRE REGULATIONS.** THIS AMENDMENT REQUIRES ASSOCIATIONS TO POST FIRE REGULATIONS AND EMERGENCY EVACUATION PLANS IN ENGLISH AND SPANISH IN HOUSING AREAS.
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Jacqueline Wagner, CHRB staff, said Assembly Bill (AB) 471 amended horse racing law to provide that the Board adopt emergency regulations relating to backstretch worker housing standards. The new Article 28, Backstretch Worker Housing, would address the housing requirements of AB471. Ms. Wagner stated the proposed emergency regulations provided a minimum standard for backstretch worker housing as well as health and safety measures. In addition to the rules contained in Article 28, Rule 1928, Fire Regulations, was also being amended as part of the emergency regulations. Commissioner Granzella said the Benevolent Programs Committee had held numerous meetings regarding Article 28 and recommended the Board adopt the regulations as a package. Chairman Landsburg asked if a mechanism for

monitoring housing conditions on the backstretch had been put in place. Executive director Roy Wood said inspections of backstretch worker housing had begun in the year 2000, and were being conducted on a regular basis. The inspections were conducted prior to the opening of each meeting. Vice-Chairman Licht said he did not see anything about heating in the regulations. Ms. Wagner stated the regulations did not address heating. It was discussed at meetings with the industry, however, the issue could not be resolved. It was decided that heating would be addressed in the permanent regulations. Commissioner Moretti asked if heating was already addressed in county requirements. Ms. Wagner said heating was addressed at the county and the state level. At the Board level, the issued just needed to be resolved in terms of language and what would actually be required. Commissioner Harris asked if the regulations could simply state heating had to comply with county standards. Deputy attorney general Blake stated the rules had to be reviewed by the Office of Administrative Law. Under the Administrative Procedures Act the requirements for regulations were that the language be specific, which would preclude staff from making a general statement regarding heating. Mr. Blake said it took time to write in detail exactly what was to be applied in each particular location, but it would be self-contained within the regulations. He stated he felt it was important that the Board consider adopting the emergency regulations as an interim measure. Commissioner Harris said he was bothered by the statement in Rule 3005, General Provisions, that read: "Nothing in this article shall require associations or racing fairs to provide housing for backstretch workers." He stated at least at thoroughbred tracks, housing had been an important element of the backstretch. He was not sure if housing was a legal obligation, but he would rather be silent on such a requirement than state it was not an obligation. Mr. Wood said the sentence could be struck from the regulation. Commissioner Sperry **motioned** to adopt the

emergency regulations of Article 28, Backstretch Worker Housing, and Rule 1928, Fire Regulations. Commissioner Granzella **seconded** the motion, which was **unanimously carried**.

REPORT BY THE CHRB STAFF ON THE ADW HANDLE THROUGH APRIL 14, 2002.

John Reagan, CHRB staff, said through April 14, 2002, the Advance Deposit Wagering (ADW) handle was just under \$23 million – which represented approximately four percent of the total California handle. Mr. Reagan stated the numbers indicated there was no negative impact on either the on-track or the off-track handle in California. He commented staff would continue to monitor the issue closely. Mr. Reagan said 85 percent of the ADW handle was from wagers on thoroughbreds; 10.5 percent from wagers on standardbreds; and four and a half percent from wagers on quarter horses. Mr. Reagan reported that on May 7, 2002, he and interested industry representatives would meet at the CHRIMS offices to discuss the distribution of the ADW handle. He stated he hoped there would be a firm understanding between the parties at the end of the meeting. Vice-Chairman Licht asked how Mr. Reagan arrived at his assertion that live track or satellite handle had not been affected by ADW. Mr. Reagan said he analyzed handle and attendance statewide, and he talked to each pari-mutuel manager regarding their opinions. He commented there were always variations in the handle from year to year, but none of the managers felt there was a significant impact from ADW versus the number of horses, weather or other items that may have an effect. Vice-Chairman Licht said Los Angeles Turf Club's (LATC) attendance was down. Mr. Reagan said, however, that LATC's handle was up. Jack Liebau of LATC said good weather and a lot of carry-over helped the handle. He commented on-track attendance was better than the figures indicated, as LATC revamped its group sales to attract more corporate business. Mr. Reagan stated he believed it would take a year or two

before the true impact of ADW was known as it was difficult to make conclusions with only two or three months of data.

**REPORT ON THE IMPLEMENTATION OF ADVANCE DEPOSIT WAGERING.**

**A. REPORT BY XPRESSBET.**

**B. REPORT BY TVG.**

**C. REPORT BY YOUBET.**

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Ed Hannah of XpressBet, Inc. (XpressBet) announced Ron Luniewski had joined XpressBet as its president. He stated a hand-out that outlined the takeout for purse accounts as defined in the agreement between XpressBet and Thoroughbred Owners of California (TOC) had been given to each Commissioner. The hand-out included a letter outlining Magna's ADW strategy and its underlying business philosophy. As of April 21, 2002, XpressBet's California hub opened 9,681 ADW accounts, of which eight thousand four hundred eighty were held by California residents. XpressBet's total handle was \$17,884,556 of which 87 percent was from wagers placed by California residents. Forty eight percent of the handle was wagered on races at Los Angeles Turf Club (LATC); 10 percent Golden Gate Fields; 4 percent Bay Meadows Operating Company (BMOC) and 38 percent other California tracks. The average active account balance on April 21, 2002, was \$115.62. On average, patrons holding such accounts wagered \$159.79. Mr. Hannah emphasized that although XpressBet looked at several day's worth of numbers, the account balances were only snapshots as they changed daily. Persons wishing to open an XpressBet account could go to one of three California racetracks, contact a call center, or use the Internet. Seventy five percent of XpressBet's accounts had been opened through the call centers, and 25 percent at one of the three Magna racetracks in California. He stated the handle over several weeks had hit a plateau, and would probably be less due to the close of the LATC. Mr. Hannah stated 80 percent of XpressBet's wagers were made on the Internet, and 20 percent

over the phone. There had been two successful beta-tests of XpressBet's natural voice recognition system. Eighty five percent of the wagers placed using the system were successful. If the person placing a wager was an experienced player, the success rate was 95 percent. At the end of April 2002 the beta testing would be expanded to 7,000 patrons, all of whom lived in Pennsylvania. Mr. Hannah said XpressBet did not want to introduce the system in California until it had been thoroughly tested. Use of the voice recognition system in California was expected to begin in June 2002. Chairman Landsburg suggested it might be important for XpressBet to parallel test a live operator system. Mr. Hannah said XpressBet had live operators in Pennsylvania. He stated margins were thin in Pennsylvania with the live operators. Mr. Hannah said XpressBet intended to develop an integrated marketing campaign. Initially the campaign would focus on direct mail and on-line advertising with an emphasis on fantasy sports players and on-line traders. Currently, XpressBet was conducting marketing on a San Francisco radio station with 30-second spots during the regular racing update. XpressBet used television during the LATC meeting, but the results of the advertising were inconclusive. XpressBet would use television again during LATC's 2003 meeting. Mr. Hannah said the Fox Network had canceled the "Santa Anita Live" show and would probably replace it with a TVG product. He stated XpressBet was looking for a replacement and could move the show to the KDOC channel where it would run every day LATC was open. XpressBet was also looking for distribution in Northern California. Mr. Hannah said XpressBet's Horse Racing Television Network (HRTN) had a launch date of June 2002 and would be shown over the Racing Television Network with broader distribution to follow. The production center would be located at LATC where building was in progress. There would be 12 new full-time employees hired, some of which would be union employees, to staff the production center. Commissioner

Harris said the only Magna racetrack running in June would be BMOC. He asked what tracks would HRTN cover when BMOC finished its meeting. Mr. Hannah stated HRTN would cover those racetracks with whom XpressBet had a simulcast agreement that allowed the showing of the television signal. They would basically be other Magna racetracks as well as tracks that had not signed an exclusive contract with TVG. Mr. Hannah noted that XpressBet also had an agreement with Capital Racing, LLC, which would be a significant part of HRTN's evening programming. Commissioner Sperry asked how many employees XpressBet currently had in California. Mr. Hannah said there were between 25 and 40 XpressBet employees in California. They included persons who operated the three XpressBet centers at the Magna racetracks and the staff at the television production center. Commissioner Harris asked what would stop HRTN from being offered on dish network or Direct TV so those who already had a dish wouldn't have to subscribe. Mr. Hannah said there were two primary digital broadcast service areas that would soon become one. They were dish network and Direct TV. TVG was already on Dish Network, so XpressBet was focusing its efforts on Direct TV – as well as various cable carriers. Commissioner Harris commented that from the consumer's standpoint, subscribing to two different dish networks to wager on California races was cumbersome. It would be easier if there was one dish with several available channels. Commissioner Harris asked if XpressBet was able to determine if an account was inactive. Mr. Hannah said XpressBet did track inactive accounts, but the California hub was so new it was difficult to determine which accounts were not active. He commented that the Pennsylvania hub had over 54,000 accounts of which only 27,000 were regarded as active.

John Hindman of TVG stated his organization was pleased with the positive start of Churchill Downs California Operating Company (CDCOC) meeting. Additionally, Los Alamitos Quarter

Horse Racing Association (LAQHRA) was doing well. Mr. Hindman gave a slide presentation regarding the number of TVG ADW subscribers, and the handle as of April 21, 2002. Mr. Hindman stated approximately 71 percent of TVG's handle was generated from Internet wagering, and 29 percent from telephone wagering. Tony Allevato of TVG said his organization was producing a show named "TVG Finish Line". He stated it was the horse racing equivalent to "Sports Center" and was an hour show that aired every week at 5:00 p.m., or immediately following the last live race from CDCOC. Mr. Allevato stated the show was not just a replay of the stakes races around the country; rather, it broke down the races and explained to viewers why horses won or lost. Additionally, the show provided a preview of upcoming races. Another TVG show was called "The Works." It was a two-week preview of the Kentucky Derby (Derby) wherein TVG crews were track-side at Churchill Downs filming the workouts leading to the Derby. Mr. Allevato stated the show provided fans the opportunity to see workouts firsthand with commentary by noted horsemen. Mr. Hindman stated TVG believed the success of ADW was directly linked to programming that would appeal to existing and new fans. TVG programming was in 8.2 million households. TVG agreed with Chairman Landsburg's comment that programming was not effective unless it was advertised, so it had initiated an integrated marketing plan. On Adelphia Cable TVG was showing 30-second spots on Fox Sports, CNN and MSNBC, as well as a few other networks. The spots would be shown a minimum of 50 times per week, and were currently showing 100 times per week. On Dish Network there would be 2,900 30-second TVG spots on CNN, MSNBC and all Fox sports. Mr. Hindman said TVG was also running 800 spots each week on five Los Angeles radio stations. Newspaper advertisements would run Friday, Saturday and Sunday in several Southern California newspapers. The adds would run through the Triple Crown in June 2002. Mr.

Hindman outlined several other advertising campaigns in TV Guide outlets, direct mailing, Internet advertising and on-track promotions. Vice-Chairman Licht said TVG had agreed to provide written breakdowns of how the handle was distributed to horsemen and racetracks on wagers made on out-of-state races and on California races. Mr. Hindman said the hub fee retained by TVG was five and a half percent. With the Oregon tax and the NTRA fee, the total was six and a quarter percent. Mr. Hindman said the agreement was made by CDCOC and TOC, so he could not comment on the remaining amounts. Chairman Landsburg asked Mr. Hindman to explain why TVG did not have an agreement with the horsemen as required in its license application. Mr. Hindman stated he believed the requirement was a matter of interpretation. He said it was a generally settled matter that under the Interstate Horse Racing Act (IHRA) horsemen's agreements for the transport of the signal are between the racing association and the horsemen. CDCOC and TOC reached an agreement, and TVG was abiding by its terms. Chairman Landsburg said the Board required a horsemen's agreement between TVG and the horsemen. He stated TVG complied with the regulation when it made an agreement with the horsemen at LAQHRA. However, TVG did not comply with the regulation in its relationship with CDCOC. Mr. Hindman said the application asked if the ADW provider had an agreement with the California licensee that would allow it to conduct ADW as well as the consent of the horsemen pursuant to the IHRA. He stated that is what TVG provided the Board. Commissioner Harris asked if there was or was not an agreement with TOC. Mr. Hindman said CDCOC had an agreement with TOC regarding the financial splits from ADW for the spring meeting. Those were the terms TVG would abide by pursuant to its contract. Vice-Chairman Licht asked if TVG was willing to execute an agreement with the horsemen based on the terms of the agreement between CDCOC and TOC. Mr. Hindman said TVG's

point was that the correct procedure was followed, there was a horsemen's agreement in place, and it did not feel there was a need for anything further to take place. John Van de Kamp of TOC said the traditional method in simulcasting was for the tracks to gain the horsemen's approval. He stated that was what had happened in TVG's case, and TVG had agreed to abide by the horsemen's agreement. Mr. Van de Kamp said he believed TVG should provide a letter stating it was operating with the track pursuant to the horsemen's agreement. Mr. Van de Kamp stated he gave copies of the horsemen's agreement to the Board and believed TVG had accepted the terms. Rick Baedeker of CDCOC said he agreed with Mr. Van de Kamp. He suggested, however, that deputy attorney general Blake could clarify the issue. Deputy attorney general Blake said that Mr. Van de Kamp was correct. The agreements normally operated through the negotiations between the horsemen and the track. However, under Business and Professions Code Section 19640, the Board may require any additional qualifications or requirements it might have. Mr. Blake said it was within the Board's discretion to decide how it wished to structure the process. It could require the hub to have a horsemen's agreement on a meet-by-meet basis or for the entire period of its license. Mr. Hindman said he believed the horsemen's agreement between CDCOC and TOC stated TOC would extend the terms to the other licensees running later in the year as well. Chairman Landsburg said the agreement that set the precedent was between XpressBet and TOC which enabled XpressBet to offer ADW. He stated to his knowledge XpressBet was the negotiator and signee of the agreement. Chairman Landsburg said the Board authorized TVG to offer ADW because it believed TVG had a horsemen's agreement with the horsemen of LAQHRA, not with the racetrack. He stated TVG subsequently determined, on its own, that the Board's requirements were not legitimate. Chairman Landsburg said the Board required an agreement

between the horsemen and TVG. Mr. Hindman stated TVG's understanding of the application was that it referenced the IHRA, which was the model for all interstate simulcasting in the United States. TVG did not think it misled anyone regarding its application. Chairman Landsburg said his point of view was that no further agreements would be approved without a specific horsemen's agreement as required by the Board. Mr. Hindman said TVG was obligated to abide by the horsemen's agreement between CDCOC and TOC, and would provide assurances that it would fulfill the terms of the agreement. Vice-Chairman Licht said even if TVG was not an actual party to the negotiations, he could not believe it was not in some way involved. The percentage of the handle that was dedicated to Oregon's tax and to the NTRA was not a voluntary determination by CDCOC or TOC. Mr. Hindman said the items were negotiated separately several years ago. Vice-Chairman Licht stated if TOC wanted TVG to broadcast the races they had to take the prior agreement or leave it. Mr. Hindman said he believed TOC had conversations with the NTRA which did not involve TVG. Vice-Chairman Licht said CDCOC's contract with TVG required that a fee be paid to Oregon for taxes and to the NTRA. Mr. Hindman stated the requirements were in the contract. Vice-Chairman Licht asked if CDCOC made the determination it wanted to contract with TVG, why couldn't TOC say it did not want to pay Oregon? Mr. Hindman said the parties would have to address Vice-Chairman Licht's question. He believed there were fair negotiations and TVG would abide by the terms of the agreement. Vice-Chairman Licht said he did not like two things. There was no incentive for TVG to move its operations to the state of California because California horsemen were paying the Oregon taxes, and there could be a conflict of interest regarding the NTRA negotiations. Mr. Baedeker said during the negotiating process there was a change made regarding the payment to NTRA. All of the terms of CDCOC's agreement with TVG were

subject to negotiations with the horsemen. Vice-Chairman Licht asked how CDCOC could be in negotiations with the horsemen when the agreement was with TVG? He stated when CDCOC and TOC started talking, the issue of payment to Oregon and NTRA were already decided and could not be changed. Mr. Baedeker said TOC could have refused to approve the agreement. He stated there was movement on several standard items within the traditional TVG contract, all of which were part of the business agreement between CDCOC and TOC. Chairman Landsburg said the issue had returned to his original point. The Board required that as part of its license application TVG would have a written agreement with TOC. Chairman Landsburg stated TOC and TVG shared blame in that the paperwork submitted to the Board had no horsemen's agreement. Mr. Baedeker said all three parties had agreed. Chairman Landsburg said the agreement was not to the benefit of California horse racing, the state, or horse racing fans – as they were paying a tax to Oregon, and a fee to NTRA. Mr. Baedeker said the fans were not paying the tax or the fee. He stated the money was paid by the racetracks and associations. Vice-Chairman Licht said he would be satisfied if the contract between TOC and CDCOC was amended to incorporate the guarantees made by Mark Wilson at Del Mar in July 2001 regarding cannibalization to purse monies; that the terms were unique to TVG if there was any change in control; and an independent committee of TOC review the contract regarding payment to NTRA. Executive director Roy Wood said Chairman Landsburg asked if TVG would accept the signed agreement with TOC as it related to TOC's contract with CDCOC. Mr. Hindman stated TVG would submit a letter to the Board agreeing to abide by the terms of the horsemen's contract between CDCOC and TOC. Vice-Chairman Licht asked if TVG stood by the comments made by Mr. Wilson, and would be willing to include them in the agreement as an amendment. Mr. Hindman said the agreement was between CDCOC and

TOC. TVG would endorse Mr. Wilson's comments in a separate letter. Mr. Hindman commented that Vice-Chairman's Licht's wishes regarding a TOC review of the NTRA payment was a matter for that organization to decide. Ed Hannah of XpressBet said the TVG/CDCOC analysis was reliant upon the IHRA. He stated under the IHRA the Board was required to approve the contract between the parties. If there was any aspect of the contract the Board did not like, it did not have to grant its approval. Mr. Hannah said the requirement was not reliant upon California ADW legislation. He added BMOC did not like the fact that the NTRA fee and Oregon tax were paid over the market asset fee received by BMOC. Mr. Hannah stated BMOC was effectively paying close to half the fees, which were business costs and should be borne by TVG, not the California horse racing industry. Commissioner Harris said a patron could not place a wager on BMOC through TVG, so how did BMOC enter into the issue? Mr. Hannah said a hub fee was taken off any wager placed by a resident in Northern California zone. The fee would be paid to TVG. If it was a wager on an out-of-state race the host fee was subtracted. Everything left was a market access fee, which would be distributed in accordance with the law. Under the law there were a number of reductions, but the remainder would go to the racetrack and be shared with the horsemen. Mr. Hannah said the market access fee would go to the racetrack running live at the time the wager was placed, which currently would be BMOC. Vice-Chairman Licht asked why TVG and TOC could not sign a contract with the same terms that were in the existing contract. Mr. Hindman reiterated that TVG would provide the Board with a letter stating it would abide by the terms of the horsemen's agreement between CDCOC and TOC. Kathy Christian, counsel to TVG, said the Board's ADW application required the applicant attach a copy of the horsemen's approval required under the IHRA. She stated it was required of an out-of-state hub, which was what TVG was. TVG was

located in Oregon and the IHRA required that before the signal can go to an out-of-state location, the horsemen must negotiate an agreement with the racing association. Ms. Christian said that was exactly what was provided when the application was first granted and the same conditions would apply any time TVG accepted a wager from a California resident. She stated there was nothing in federal law requiring an agreement between the hub and the horsemen. Mr. Blake said that was true, however, the Board imposed the requirement when the application was initially discussed. Ms. Christian said it was TVG's understanding that the letter from the LAQHRA horsemen, which gave the required approval under the IHRA, was the appropriate document for the Board to make a decision regarding approval. Mr. Wood asked if the Board had the same type of document from TOC. Mr. Hindman said there was a letter from the Pacific Coast Quarter Horse Racing Association (PCQHRA). He stated the PCQHRA letter assented to Los Alamitos's agreement with TVG under the IHRA. There was a similar letter from TOC to CDCOC assenting to the TVG CDCOC agreement under the IHRA. Mr. Hindman said TVG believed it was conforming with the law. Mr. Wood asked if Mr. Van de Kamp would forward a letter to the Board approving the CDCOC agreement with TVG. Mr. Van de Kamp said he presented such a letter to the Pari-mutuel Operations Committee on April 22, 2002. He stated he believed in the future all three parties should sign the same document. Chairman Landsburg commented it was the intent of the Board to have a clear procedure that allowed ADW to move forward the way the Board wanted it to move. Part of the procedure was a horsemen's agreement between the ADW provider and the horsemen. Mr. Van de Kamp said the track's approval was required. There was already a standard contract between the racetracks and TVG. TOC had been fighting the contracts, and in negotiations had raised the rate of return for California horsemen. Mr. Van de Kamp stated the racetracks did not have to

send their signal to TVG unless they had a contract, so they were an important part of the process, and a reason all three parties needed to sign. Vice-Chairman Licht said the law called for an agreement between the horsemen and the association, which had to be agreeable to the Board. He said the current situation was not acceptable to him until it included the representations made by Mr. Wilson at Del Mar. TVG was receiving an inordinate piece of the pie based upon what it said its marketing ability and distribution were. If TVG was wrong and ADW resulted in cannibalization of existing fans, the industry was in trouble. Mr. Van de Kamp said he had no trouble with Vice-Chairman Licht's request, however, the ultimate power was with the horsemen who could refuse to approve anything if they felt ADW was counterproductive. The horsemen had to give their approval for each meeting. The agreement between TOC and CDCOC stated that should TOC's expectations be met, it would give approval with the same terms to Del Mar, Fairplex and Oak Tree. Commissioner Harris said he was involved with the original ADW legislation. He stated the intent of the legislation was that meet-by-meet, the owners would have veto power over the ADW providers. Vice-Chairman Licht said he thought the terms of the agreement should not be tampered with, but by the next meeting it should be amended in a manner that would be acceptable to the Board – including having TVG as a signatory, or have a separate agreement. Mr. Hannah said the issue was more than just the appropriate procedures being decided. Under the process CDCOC and TOC had chosen, the IHRA did require Board approval of the agreement. He stated Magna was in favor of free enterprise and was not advocating TVG's approval be withdrawn; however, it was within the power of the Board to approve the contract subject to it being amended to take care of the Board's concerns. Mr. Hannah said Magna would also like to see the contract amended so the Oregon tax and the NTRA fees would not be borne by the California industry. Ed

Halpern of California Thoroughbred Trainers (CTT) said CTT received a letter from TVG that reiterated its promises regarding purses. He stated CTT did not distribute the letter because it contained more disclaimers than promises. Mr. Halpern said he hoped the letter TVG would submit to the Board would not have all the disclaimers. Mr. Liebau said stated when TVG was originally approved, it was under an agreement with LAQHRA. He stated that under ADW what was wagered on the races of a certain breed, went to that breed, and asked if it made any sense for quarter horse owners to determine the market access fee paid to thoroughbred tracks on thoroughbred wagers? Vice-Chairman Licht suggested a Pari-mutuel Operations Committee meeting be held prior to the June 2002 Regular Board Meeting.

Joe Hasson of Youbet.com (Youbet) introduced his organization's new president and chief operating officer, Charles Champion. Mr. Hasson said in the first two months of Youbet's ADW operations the total handle was \$1,605,730. Of that amount \$260,858 was wagered on in-state tracks and \$1,344,872 on out-of-state tracks. Using the example of a patron wagering \$100 Mr. Hasson said if a wager was placed on a race at CDCOC, and a 20 percent takeout was assumed, approximately \$6.10 would go to horsemen's purses. If a California resident wagered on out-of-state races offered by Youbet under contract with TVG, approximately \$4.35 would go to California horsemen's purses. The same wager on a race that was not under contract with TVG would result in \$4.98 going to horsemen's purses. Approximately \$12 or \$13 dollars would go to the track. Commissioner Harris asked what the hub fee would be exclusive of the fees paid to Oregon and the NTRA. Mr. Marshall said 100 percent of the fees that would go through Youbet would go to TVG. The net to Youbet in terms of hub fees was very close to insignificant or zero. Commissioner Harris asked how Youbet operated. Mr. Marshall said the

relationship between Youbet and TVG was put in place prior to his return to Youbet. He stated Youbet was hopeful that in the California ADW market it would be able to make some type of margin that would allow it to continue operating in California effectively.

**REPORT FROM THE PARI-MUTUEL OPERATIONS COMMITTEE.**

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Vice-Chairman Licht said most of the items on the Pari-mutuel Operations Committee agenda were previously discussed. He stated the committee talked about rebates, which he thought were a major problem. Vice-Chairman Licht said Churchill Downs California Operating Company (CDCOC) was taking the lead regarding dealing with rebate shops. He stated CDCOC had a full-time employee who was responsible for finding rebate shops and talking to them. Vice-Chairman Licht said the consensus was that the entire industry needed to work together to shut down rebate shops as no one racetrack could do it on its own. Chairman Landsburg said the committee discussed the propriety and necessity of continuing to donate to the NTRA. He stated over the past four years more than seven million California dollars had gone to the NTRA for its marketing effort.

**REPORT FROM THE BENEVOLENT PROGRAMS COMMITTEE.**

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Commissioner Granzella said the committee's agenda was discussed during the hearing on Article 28. She stated she had nothing more to report.

**GENERAL BUSINESS**

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Viron Moret of the Service Employee's International Union, Local 1877, spoke about the problems his organization was experiencing with the janitorial subcontractor at Hollywood Park. Commissioner Harris commented that because Hollywood Park was a racetrack, Local 1877's problems were not covered by the National Labor Relations Act (NLRA). Mr. Moret said Commissioner Harris was correct, and that was why Local 1877 went to the Board. It was unable to file charges under the NLRA for unfair labor practices. Commissioner Sperry asked if Churchill Downs California Operating Company (CDCOC) had intervened on Local 1877's behalf. Mr. Moret said CDCOC had, on several occasions, acted on Local 1877's behalf, and so had the California Federation of Racing. He stated the problem was that there was never anyone at New World Services, Inc. (NWS) who could make a decision. Mr. Moret said an administrative secretary was advising NWS and staff was being fired, and shifts switched. He stated Local 1877 was constantly filing grievances. Roy Minami, CHRB staff, gave the Board an over-view of the ongoing labor problems with NWS. Chairman Landsburg asked if staff would recommend approval of NWS' license. Mr. Minami said the subcontractor was not licensed. It was approved by the Board as a subcontractor. He stated the approval had been granted administratively in the past, but in 2002 the approval had been withheld until staff could meet with the parties. Commissioner Sperry said he believed CDCOC would wish to take an active part in the talks. He commented it was in racing's best interest to become involved. Rick Baedeker of CDCOC said his organization had always responded to the union's requests to discuss the issues. He stated he thought it was healthy for a third party, such as the Board, to become involved. Steve Fleishman spoke about his concerns regarding the use of clenbuterol and gelded horses running in relation to the pick-six wager. Elio Amato, a

representative of the trainers at Fairplex, spoke about the number of starters from Fairplex, and the growing concerns of Fairplex trainers and owners regarding the status of the facility.

**MEETING ADJOURNED AT 1:00 P.M.**

**STAFF ANALYSIS**  
 June 6, 2002

**Issue:** APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE SOLANO COUNTY FAIR AT VALLEJO FROM JULY 10, 2002 THROUGH JULY 21, 2002.

Solano County Fair filed its application for license to conduct a horse racing meeting at Vallejo:

- July 10 through July 21, 2002, or 11 days, one day less than 2001. The fair proposes to race a total of 118 races, 10 less than 2001.

July - 2002						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
	1	2	3	4 Holiday	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

- Racing Wednesday through Sunday with 5 days of racing the first week and 6 days of racing the second week, Monday and Wednesday through Sunday. 10 races per day Monday, Wednesdays, Thursdays and Fridays and 12 races per day Saturdays and Sundays.
  - Number of horses available will determine the number of races programmed daily for each breed.
  - Request to increase the number of races each day if sufficient horses are available.
  - No racing Tuesday, July 16.
- First post daily 12:15 p.m.
- Specific changes from the 2001 license application:
  - First post the second week of 2001 was 12:45 p.m.
  - Early wagering was offered in 2001.
  - Melody Truitt replaces Chris Lapham as timer.
  - General admission increased from \$6 to \$7 and general parking decreased from \$8 to \$6.
- Request Patrick Kealy be appointed horse identifier pursuant to CHRB Rule 1525.
- Track safety requirements have been fulfilled.
- Wagering program will use CHRB rules.
  - Early wagering will not be offered.

- Simulcasting conducted with other out-of-state racing jurisdictions pursuant to Business and Professions Code Section 19602; and with authorized locations throughout California.

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

FROM THE FAIR:

1. Fire clearance.
2. Name of the paddock judge.
3. Name of the second placing judge.
4. Name of the starter.

FROM CARF:

1. Horsemen's agreements for Appaloosa.
2. Thoroughbred signoff for Solano on the horsemen's agreement.

RECOMMENDATION:

Staff recommends the Board approve the application conditioned upon receiving the additional information necessary to conduct the racing meeting.

STATE OF CALIFORNIA  
CALIFORNIA HORSE RACING BOARD  
APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF A CALIFORNIA FAIR  
CHRB-18 (Rev. 7/01)

Application is hereby made to the California Horse Racing Board (CHRB) for a license to conduct a horse racing meeting of a California fair as authorized by Article 6.5 of the California Business and Professions (B&P) Code, Chapter 4, Division 8, Horse Racing Law, and in accordance with applicable provisions and the California Code of Regulations, Title 4, Division 4, CHRB Rules and Regulations.

**1. APPLICANT FAIR ASSOCIATION**

A. Name, mailing address, telephone and fax numbers of fair:  
**Solano County Fair Association (707) 551-2000**  
**900 Fairgrounds Drive (707) 642-7947**  
**Vallejo, CA 94589**

B. Fair association is a:  District Fair  County Fair  Citrus Fruit Fair  
 California Exposition and State Fair  Other qualified fair

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

**2. DATES OF MEETING**

- A. Inclusive dates for the entire meeting:  
**Wednesday, July 10<sup>th</sup> through Sunday, July 21<sup>st</sup>, 2002**
- B. Actual dates racing will be held:  
**Wednesday, July 10<sup>th</sup> through Monday, July 15<sup>th</sup>, 2002**  
**Wednesday, July 17<sup>th</sup> through Sunday, July 21<sup>st</sup>, 2002**
- C. Dates racing will NOT be held:  
**Tuesday, July 16<sup>th</sup>, 2002**
- D. Total number of days or nights of racing:  
**Eleven (11) days live**
- E. Number of days or nights of racing per week:  
**5 days – First week, 6 days – Second week**

**3. RACING PROGRAM**

A. Total number of races:  
**118 – depending upon the number of available horses/mules**

<b>CHRB CERTIFICATION</b>		
Application received: 4-11-02		Hearing date: 6/6/02
Reviewed: PN		Approved date:
		License number:

B. Number of races by breed:

Thoroughbreds     Quarter Horses     Appaloosas  
 Arabians     Paints     Mules

C. Number of races for each day or night:

	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
Thoroughbred	9	7		7	7	7	9
Other Breeds	3	3		3	3	3	3
Total	12	10		10	10	10	12

Note: Subject to availability of horses and mules, with permission to substitute if/when races do not fill.

D. Total number of stakes races by breed:

Thoroughbreds     Quarter Horses     Appaloosas  
 Arabians     Paints     Mules

E. Attach a listing of all stakes races and indicate the date to be run and the added money or guaranteed purse for each.

**Attached**

F. Will provisions be made for owners and trainers to use their own registered colors?

Yes     No    If no, what racing colors are to be used:

G. List all post times for the daily racing program:

	Weekdays	Weekends
Race 1	12:15 p.m.	12:15 p.m.
Race 2	12:47 p.m.	12:47 p.m.
Race 3	1:20 p.m.	1:17 p.m.
Race 4	1:52 p.m.	1:49 p.m.
Race 5	2:24 p.m.	2:20 p.m.
Race 6	2:56 p.m.	2:50 p.m.
Race 7	3:35 p.m.	3:22 p.m.
Race 8	4:04 p.m.	3:52 p.m.
Race 9	4:32 p.m.	4:22 p.m.
Race 10	5:02 p.m.	4:52 p.m.
Race 11 **		5:25 p.m.
Race 12 **		5:48 p.m.

\*\* When applicable

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.

**2002 SOLANO COUNTY FAIR STAKES RACES PROPOSED**  
**(Subject to approval of Breed Associations)**

**THOROUGHBRED:**

Vacaville Handicap – 22 <sup>nd</sup> Running Fillies and Mares 3 Years Old and Upward – 6 Furlongs	\$50,000 Guaranteed	Sat., July 13 <sup>th</sup>
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**QUARTER HORSE:**

Solano Quarter Horse Derby – 11 <sup>th</sup> Running 3 Year Olds – 400 Yards	\$10,000 Guaranteed	Sun., July 14 <sup>th</sup>
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**ARABIANS:**

Vallejo Arabian Handicap – 4 <sup>th</sup> Running 3 Year Olds and Upward – 5 ½ Furlongs	\$10,000 Guaranteed	Sat., July 20 <sup>th</sup>
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**\*TENTATIVE PROPOSED THOROUGHBRED OVERNIGHT STAKES**

Fairfield Stakes – 25 <sup>th</sup> Running Fillies 3 Years Old – 6 Furlongs (Plus up to \$12,000 for Cal-Breds)	\$40,000 Added	Sat., July 20 <sup>th</sup>
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Solano County Juvenile Filly Stakes – 40 <sup>th</sup> Running Fillies 2 Years Old – 5 ½ Furlongs Bred in California	\$50,000 Added (Includes \$10,000 from Cal-Bred Race Fund)	Sun., July 21 <sup>st</sup>
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#### 4. FAIR ASSOCIATION

A. Names of the fair directors:

<b>Rebecca Barnes-Lipman, President</b>	<b>Richard Martinez, Pres. Elect</b>	<b>Mick Freese, Treas.</b>
<b>Denese Allen</b>	<b>Ray Bell</b>	<b>Barbara Comfort</b>
<b>Cyndy Gill</b>	<b>David Hamilton</b>	<b>Don Heinitz</b>
<b>Joe Lopez</b>	<b>William Luiz</b>	<b>Patricia Moreira</b>
<b>Norma Placido</b>	<b>Marilyn Roysse</b>	<b>Raymond Simonds</b>

B. Names of the directors serving on the Racing Committee or otherwise responsible for the conduct of the racing program:

<b>Raymond Simonds, Chairman</b>	<b>Cyndy Gill, Vice-Chairman</b>
<b>Rebecca Barnes-Lipman, President</b>	<b>Richard Martinez, President Elect</b>

C. Name and title of the fair manager or executive officer and the names and titles of all department managers and fair staff, **other than those listed in 9B**, who will be listed in the official program:

<b>Kim Myrman</b>	<b>General Manager</b>
<b>Patrick Skelton</b>	<b>Deputy General Manager</b>
<b>Rebecca Barnes-Lipman</b>	<b>President, Board of Directors</b>
<b>Raymond Simonds</b>	<b>Chairman, Racing Committee</b>
<b>C. Greg Brent</b>	<b>Director of Racing/Racing Secretary</b>
<b>Randy Malmgren</b>	<b>Asst. Director of Racing/Stable Superintendent</b>
<b>Stacey Lapham</b>	<b>Racing Coordinator</b>
<b>George Vidak</b>	<b>Pari-Mutuel Manager</b>
<b>John McGary</b>	<b>Race Announcer</b>
<b>Trackmasters, Inc. (Steve Wood)</b>	<b>Track Superintendent</b>
<b>Lester Oster</b>	<b>Stewards' Aide</b>
<b>Dick Riley</b>	<b>Morning Line Maker</b>

#### 5. PURSE PROGRAM

A. Estimated purse distribution:

1. All races other than stakes:  
**\$1,580,314**
2. Overnight stakes:  
**\$90,000 (includes \$10,000 from CTBA)**
3. Non-overnight stakes:  
**\$70,000**

B. Estimated purse distribution for all **stakes** races:  
**\$160,000 (includes \$10,000 from CTBA)**

C. Estimated funds to be generated for all California-bred incentive awards:  
**\$122,757**

D. Estimated amount of payment to each recognized horsemen's organization contracting with the fair and the name(s) of the organization(s):

Recognized Horsemen's Organization	Estimated Payment
<b>Thoroughbred Owners of California (TOC)</b>	<b>\$ 9,871</b>
<b>CA Thoroughbred Trainers (CTT)</b>	<b>\$ 4,935</b>
<b>Pacific Coast Quarter Horse Racing Association (P.C.Q.H.R.A.)</b>	<b>\$ 1,112</b>
<b>Cal-Western Appaloosa, Inc.</b>	<b>\$ 3,308</b>
<b>Arabian Racing Association of California (ARAC)</b>	<b>\$ 5,816</b>
<b>American Mule Racing Association</b>	<b>\$ 6,611</b>
<b>TOTAL</b>	<b>\$31,653</b>

- E. Total estimated amount from **all sources** to be distributed at the meeting in the form of purses or other benefits to horsemen:  
**\$1,894,724 plus performance purses\***  
**\*(amount depends on number of starters and amount per starter)**
- F. Estimated purse funds to be generated from on-track handle and intrastate off-track handle:  
**\$975,702**
- G. Estimated purse funds to be generated from interstate handle:  
**\$234,310**
- H. Bank or depository for the Paymaster of Purses' purse account and the account number:  
**Paymaster function to be handled under contract with CARF**  
**WestAmerica Bank Account #0601064512**
- I. Name, address and telephone number of the pari-mutuel audit firm engaged for the meeting:  
**Edward Roland & Associates**  
**201 South Lewis Street, #309**  
**Orange, California 92868 (714) 978-7868**

**NOTICE TO APPLICANT** All funds generated and retained from on-track pari-mutuel handle which 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 fair and **shall**, within 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 which are obligated by law for distribution in the form of purses, breeders' awards, shall also be deposited within 3 calendar days following receipt into such liability account. In the event the fair 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 fair 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 fair is entitled thereafter to recover transferred funds from the Paymaster of Purses' account; and if insufficient funds remain in the account at the conclusion of the meeting the fair is entitled to carry forward the deficit to its next succeeding meeting as provided by B&P Code Section 19615(c) or (d). In the event of **underpayment** of purses which results in a balance remaining in the Paymaster of Purses' account at the conclusion of the meeting the fair is entitled to carry forward the surplus amount to its 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.

## 6. STABLE ACCOMMODATIONS

- A. Number of usable stalls available for racehorses at the track where the meeting is held:  
**884 permanent stalls - option to use portable stalls dependent upon number of available horses**

- B. Minimum number of stalls believed necessary for the meeting:  
**4,868**
- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers:  
**3,984**
- D. Name or location of each off-site stabling area and the number of stalls to be maintained at each site:  
**Alameda County Fair – 684 (open and operated as training center by Alameda County Fair)**  
**Sonoma County Fair - 1000**  
**Golden Gate Fields – 1400**  
**Bay Meadows – 900**
- E. Attach each contract or agreement between the fair and the person(s) furnishing off-site stabling accommodations for eligible racehorses which cannot be provided stabling on-site.

Complete subsections F through I if the fair will request reimbursement for off-site stabling as provided by B&P Code Sections 19607, 19607.1, 19607.2, and 19607.3; otherwise, skip to Section 7.

- F. Total number of usable stalls made available **on-site** for the **1986** meeting:  
**964**
- G. Estimated cost to provide **off-site** stalls for this meeting:  
**Northern California Stabling and Vanning Fund**
- H. Estimated cost to provide **vanning** from off-site stalls for this meeting. Show fees to be paid for vanning **per-horse**:  
**0**
- I. Total estimated cost for off-site stabling and vanning for this meeting. Show cost per-day **per-stall**:  
**Northern California Stabling and Vanning Fund**

## 7. PARI-MUTUEL WAGERING PROGRAM

- A. Pursuant to B&P Code Section 19599, and with the approval of the CHRB, fairs may elect to offer wagering programs using CHRB Pari-mutuel Rules, the Association of Racing Commissioners International (RCI) 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:

Use DD for daily double, E for exacta (special quinella), LS for limited sweepstakes (pick 6), PK3 for pick three, PK4 for select four, PK6 for pick 6 one pool, PK7 for pick seven, PNP for pick (n) pool, PPN for place pick (n), Q for quinella, SF for Superfecta, SS1 for special sweepstakes (pick 6) alternate 1, SS2 for special sweepstakes (pick 6) alternate 2, SS3 for special sweepstakes (pick 6) alternate 3, SRUS for special reserved unlimited sweepstakes (pick 9), SUS for special unlimited sweepstakes (pick 9), TRI for trifecta, and US for unlimited sweepstakes (pick 9).

Example Race	TYPE OF WAGERS	APPLICABLE RULES
	\$1 E; \$2 Twin Trifecta	CHRB #1959; RCI #VP
Race #1:	\$1E, \$1Pk3, \$1Tri, \$2Q, \$2DD, \$1SF	CHRB#1959, #1977, #1979, #1958, #1957, #1979.1
Race #2:	\$1E, \$1Pk3, \$1Tri, \$2Q, \$2DD, \$1SF	CHRB#1959, #1977, #1979, #1958, #1957, #1979.1
Race #3:	\$1E, \$1Pk3, \$2Tri, \$2Q, \$2DD, \$1SF	CHRB#1959, #1977, #1979, #1958, #1957, #1979.1
Race #4:	\$1E, \$1Pk3, \$1Tri, \$2Q, \$2DD, \$1SF	CHRB#1959, #1977, #1979, #1958, #1957, #1979.1
Race #5:	\$1E, \$1Pk3, \$1Tri, \$2Q, \$2DD, \$1SF	CHRB#1959, #1977, #1979, #1958, #1957, #1979.1
Race #6:	\$1E, \$1Pk3, \$1Tri, \$2Q, \$2DD, \$1SF	CHRB#1959, #1977, #1979, #1958, #1957, #1979.1
Race #7:	\$1E, \$1Pk3, \$1Pk4 *, \$1Tri, \$2Q, \$2DD, \$1SF	CHRB#1959, #1977, #1978, #1979, #1958, #1957, #1979.1
Race #8:	\$1E, \$1Pk3, \$1Tri, \$2Q, \$2DD, \$1SF	CHRB#1959, #1977, #1979, #1958, #1957, #1979.1
Race #9:	\$1E, \$1Pk3, \$1Tri, \$2Q, \$2DD, \$1SF	CHRB#1959, #1977, #1979, #1958, #1957, #1979.1
Race#10:	\$1E, \$1Pk3, \$1Tri, \$2Q, \$2DD, \$1SF	CHRB#1959, #1977, #1979, #1958, #1957, #1979.1
Race#11:	\$1E, \$1Tri, \$2Q, \$2DD, \$1SF	CHRB#1959, #1977, #1979, #1958, #1957, #1979.1
Race#12:	\$1E, \$1Tri, \$2Q, \$2DD, \$1SF	CHRB#1959, #1977, #1979, #1958, #1957, #1979.1

• **\$1Pk4 on last four races**

B. The maximum carryover pool to be allowed to accumulate before its distribution **OR** the date(s) designated for distribution of the carryover pool:

**NONE**

C. List any options requested with regard to exotic wagering:

**N/A**

D. Will "advance" or "early bird" wagering be offered?  Yes  No  
If yes, when will such wagering begin:

E. Type(s) of pari-mutuel or totalizator equipment to be used by the fair and the simulcast organization, the name of the person(s) supplying equipment, and expiration date of the service contract:

**Autotote Systems, Inc. (Brooks Pierce) 12/25/2003**  
**Equipment description on file with the Board**

**8. SIMULCAST WAGERING PROGRAM**

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

**California Authority of Racing Fairs**  
**Northern California Off-Track Wagering, Inc.**

B. Attach the agreement between the fair and simulcast organization permitting the organization to use the fair'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.

C. California simulcast facilities the fair proposes to offer its live audiovisual signal:  
**All California facilities authorized to accept the signal.**

D. Out-of-state wagering systems the fair proposes to offer its live audiovisual signal:  
**Attached**

E. Out-of-state wagering systems that will combine their pari-mutuel pools with those of the fair:  
**Attached**

## 2002

Out-of-state wagering systems the association proposes to offer its live audiovisual signal:

<b>Commingled Pools</b>	Kentucky Downs, KY	Sports Creek Raceway, MI
Acoma Pueblo, NM	Kentucky OTB, KY	Sportsman's Park, IL
Arapahoe Park, CO	Lakes Region Greyhound Pk (Suffolk), ME	St. Croix Greyhound Park (Stevenson), WI
Arlington International Race Course, IL	Las Vegas Dissemination Ser., NV	State Fair Park, NE
Atlantic City Casino Assn., NJ	Las Vegas Dissemination Ser., NV	Step Two, LLC (Suffolk), ME
Atlantic City Race Course, NJ	Tribal Locations	Suffolk Downs, MA
Balmoral Hotel (Stevenson), Costa Rica	Lebanon Trotting Club, OH	Sunland Park Racetrack, NM
Balmoral Park, IL	Les Bois Park, ID	SunRay Park and Casino, NM
Bettor Racing OTB, SD	Lewiston OTB, ME	Tampa Bay Downs, FL
Beulah Park, OH	Lincoln Park, RI	The Greyhound Park at Post Falls, ID
Birmingham Race Course, AL	Lincoln State Fair, NE	The Meadows, PA
Blue Ribbon Downs, OK	Lone Star Race Park, TX	The Stables (LVDC), OK
Bluff's Run, IA	Louisiana Downs, LA	The Texas Hub/Gulf Greyhound, TX
Boyd Gaming, d/b/a Delta Downs, LA	Manor Downs, TX	Thistledown Racing Club, OH
Brocton Fair (via Suffolk Dws), MA	Maryland Jockey Club, MD	Tri-State Greyhound, WV
Buffalo Trotting Association, NY	Maywood Park, IL	Tucson Greyhound Park, AZ
Calder Race Course, FL	Meskwaki Casino (LVDC), NV	Turf Paradise, AZ
Canterbury Park, MN	Mia Flores Racebook (Stevenson), Peru	Turfway Park, KY
Capital District OTB, NY	Midway Slots & Simulcast, DE	Turning Stone Casino, NY
Catskill Off-Track Betting, NY	Millers Restaurant (Suffolk), ME	Valley Race Park, TX
Coeur d'Lene Hotel & Casino, ID	Mobile Greyhound Park, AL	Vernon Downs, NY
Charging Horse Casino (Choctaw), MT	Montana Simulcast Partners (IMS), MT	Western Regional OTB, NY
Charles Town Races, WV	Monticello Raceway, NY	Wheeling Downs, WV
Choctaw Racing Services, L.L.C., OK	Mountaineer Park, WV	Wichita Greyhound Park, KS
Churchill Downs, KY	Mt. Pleasant Meadows, MI	Will Rogers Downs, OK
Churchill Downs Sports Spectrum, KY	Multnomah Greyhound Park, OR	Woodlands, KS
Citizen Band Potawatomi Indians, IA	Nassau Regional OTB, NY	Wyoming OTB, WY
Colonial Downs, VA	Nebraska State Fair Park, NE	Yavapai Downs, AZ
Comanche Nation Games (LVDC), NE	Nevada Pari-Mutuel Association, NV	Yonkers Raceway, NY
Columbus Races, NE	New Jersey Sports & Exposition, NJ	Yobet.com, PA
Connecticut OTB, CT	Meadowlands/Monmouth	
Corpus Christi Greyhound Track, TX	New Mexico State Fair, NM	<b>Separate Pools</b>
Crystal Palace Casino (Stevenson), Bahamas	New York City Off-Track Betting Corp., NY	Arima Race Club (Stevenson), Trin./Tobago
International Racg. Grp. (Stevenson), Curacao	New York Racing Association, NY	Assiniboia Downs, CAN
Dairyland Greyhound Park, WI	Newport Jai Alai, RI	Atingua Turf Club (Stevenson), Antigua
Dakota Teletrack, TX	Northfield Downs Partnership, MI	Barbados Turf Club (Stevenson), Barbados
Delaware Park, DE	Northville Racing Corp., MI	Caliente (Hipodromo De Agua Caliente), MEX
Delta Downs, LA	Emerald Downs, WA	Caymanas Park, JA
Dover Downs, DE	Oaklawn Park, AR	Clinton Phipps Racetrack (Stevenson), St.Th
Downs at Albuquerque, NM	Ocean Downs, MD	Edmonton Northlands, AL, CAN
Ellis Park, KY	Penn National Race Course, PA	El Commandante (Stevenson), PR
Emerald Downs, WA	Philadelphia Park, PA	Elmira Raceway, ON, CAN
Eureka Downs, KS	Philadelphia Park/TRN Intern'l., PA	Excelsior Hotel (Stevenson & Assoc), MD
Evangeline Downs, LA	Plainridge Racecourse, MA	Flamboro Downs, ON, CAN
Excelsior Casino (Stevenson), Aruba	Pocono Downs, PA	Fraser Downs, BC, CAN
Fair Grounds, LA	Pojoaque Pueblo Gaming, Inc.(LVDC), OK	Hiawatha Downs, ON, CAN
Fair Meadows, OK	Portland Meadows, OR	Hipodromo Los Comuneros(Stevenson) COL
Fairmount Park, IL	Prairie Meadows, IA	Hipodromo Moronas (Stevenson), UR
Finger Lakes Race Track, NY	Potawatomi Indian Tribe of OK (LVDC), OK	Hipodromo President Remon (Stevenson)PA
Fire Lakes (LVDC), OK	Raceway Park, OH	Hipodromo Quinto Centenario(Stevenson)DR
Fonner Park, NE	Racing & Gaming Services, St. Kitts, Br.W.I.	Hipodromo d'Aylmer, QU
Foxwoods Casino (LVDC), CT	Racing Services, Inc., ND	Hipodromo Presidente Remon, PA
Freehold Raceway, NJ	Randall Doc James, JA	Jockey Club de Peru (Stevenson), Peru
Geneva Lakes Kennel Club, WI	Raynham Greyhound (Suffolk), MA	Juarez (Stevenson), MEX
Gillespie County Fair, TX	Remington Park, OK	Las Vegas Dissemination Co., NV
Great Lakes Downs, MI	Retama Park, TX	l' Hippodrome de Montreal, ML
Greentrack, AL	Rillito Park, AZ	Marquis Downs, SA, CAN
Gulfstream Park, FL	River Downs, OH	Ontario Jockey Club, ON, CAN
Harrington Rwy. & Simulcast Facility, DE	Rockingham Park, NH	Pacific Racing Association(Hastings), BC, CA
Hawthorne Race Course, IL	Rosecroft Raceway, NY	Queensbury Downs, SA, CAN
Hazel Park, MI	Ruidoso Downs, NM	Rideau Carlton, ON, CAN
Hinsdale Greyhound Park, NH	Saginaw Harness, MI	Stampede Park, AL, CAN
Holiday Beach Hotel (LVDC), NV	Sam Houston Park, TX	Stevenson & Associates, MD
Hoosier Park, IN	Saratoga Raceway, NY	Western Fair, ON, CAN
Horsemen's Atokad Park, NE	Scarborough Downs, ME	Windsor Raceway, ON, CAN
Horsemen's Park, NE	Schenectady OTB, NY	
Jackson Harness Raceway, MI	Scioto Downs, OH	
John Martin Manor (via Suffolk), ME	Seven Clans Casino (Choctaw), OK	
Keeneland, KY	Southland Greyhound Park, AR	

- F. List the host tracks from which the fair proposes to import out-of-state and/or out-of-country thoroughbred 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":

**Attached**

**NOTICE TO APPLICANT** B&P 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 which 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 23 imported thoroughbred races statewide. The limitation of 23 imported thoroughbred races per day statewide does not apply to those races specified in B&P Code Section 19596.2(a)(1), (2), (3) and (4).

**THOROUGHBRED SIMULCAST RACES TO BE IMPORTED**

Name of Host Track	Race Dates	Full Card or Selected Feature and/or Stakes Races
Examples:		
Calder Race Course	1/1 & 1/2/99	Full Card
Fair Grounds	3/14/99	Selected Feature and/or Stakes Races

- G. List imported simulcast races the fair plans to receive during the racing meeting which 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**

Name of Host Track	Breed of Horse	Race Dates	Number of Races to be Imported
Examples:			
Meadowlands	H	8/7/99	1
Ruidoso Downs	QH	9/6/99	3

- H. If any out-of-state or out-of-country races will commence outside of the time constraints set forth in B&P Code Section 19596.2(d), attach a copy showing agreement by the appropriate racing association(s).

**NOTICE TO APPLICANT** All interstate wagering to be conducted by a fair 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 a fair is subject to the provisions of B&P Code Sections 19596, 19596.1, 19596.2, 19601 19602, and 19616.1, and will require specific written approval of the CHRB.

Every fair shall pay to the simulcast organization within 3 calendar days following the closing of wagering for each racing program, or upon receipt of the proceeds, such amounts that are retained from off-track simulcast wagering, interstate and out-of-state wagering and which 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 fair shall pay to its Paymaster of Purses' account within 3 calendar days following the closing of wagering for each racing program, or upon receipt of the proceeds, such amounts that are retained or obligated from off-track simulcast wagering, interstate and out-of-state wagering for purses, breeders' awards or other benefits to horsemen. (See Notice to Applicant, Section 5.)

California Authority of Racing Fairs  
June 12 - October 14, 2002  
Out-of-State Imports - Full or Partial Card

Arlington Park, IL
Belmont Park, NY
Calder, FL
Canterbury Downs, MN
Churchill Downs, KY
Ellis Park, KY
Emerald Downs, WA
Fair Grounds, LA
Gulfstream, FL
Hastings Park, B.C., CAN
Hawthorne, IL
Hoosier Park, IN
Keeneland, KY
Kentucky Downs, KY
Lone Star Park, TX
Louisiana Downs, LA
Meadowlands, NJ
Monmouth Park, NJ
Penn National, PA
Philadelphia Park, PA
Pimlico, MD
Remington Park
Saratoga, NY
Sunland Park, NM
Thistledown, OH
Turf Paradise, AZ
Turfway Park, KY
Yavapai Downs, AZ

## 9. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT

### A. Racing Officials nominated:

Associate Judges	n/a
Association Veterinarian(s)	<b>Robert Connolly, DVM (Track)</b> <b>Henry Cook, DVM (Fitness)</b>
Clerk of Scales	<b>Fred Alexander</b>
Clerk of the Course	<b>Anne Daftary (thoroughbreds)</b> <b>Dolores Collins (emerging breeds)</b>
Horse Identifier	<b>Patrick Kealy – requesting to be named</b>
Horseshoe Inspector	<b>Jack Hammonds</b>
Paddock Judge	<b>To Be Announced</b>
Patrol Judges	<b>Grant Baker</b> <b>James Dreyer (also the film analyst)</b>
Placing Judges	<b>Kenneth Sjordal</b> <b>To Be Announced</b>
Starter	<b>To Be Announced</b>
Timer	<b>Melody Truitt</b>

### B. Management officials in the racing department:

Director of Racing	<b>C. Greg Brent</b>
Racing Secretary	<b>C. Greg Brent</b>
Assistant Racing Secretary	<b>Linda Anderson</b>
Paymaster of Purses	<b>Anna Hamilton - CARF</b>
Others (identify by name and title)	

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

**Niccoli Reporting Associates**  
**619 Pilgrim Drive**  
**Foster City, CA 94404**  
**(650) 573-9339**

### 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:

**PLUSMIC Corporation USA (William O'Brien) 11/01/2003**

### E. Photopatrol video equipment to be used to record all races, name of the person supplying the service, and expiration date of the service contract:

**Pegasus Communications, Inc. (Jim Porep) 4/30/2003**  
**Equipment description on file with the Board**

### 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:

**Pegasus Communications, Inc. (Jim Porep) 4/30/2003**  
**Equipment description on file with the Board**

**10. SECURITY CONTROLS AND EMERGENCY SERVICES**

- A. Name and title of the person responsible for security controls on the premises:  
**Mark Coffman – Security Coordinator**
  
- B. Estimated number of security guards, gatemen, patrolmen or others to be engaged in security tasks on a regular full-time basis. Describe the electronic security system:  
**Security Guards – average six per day**  
**Stable Gate person – 3**  
**Stable watchmen – 2**  
**Grandstand – 2**  
**Electronic Security System consists of a key-pad alarm panel located in the money room of the pari-mutuel area in the grandstand. The system is monitored 24 hours per day by California Security.**
  
- C. Name, address and emergency telephone number of the ambulance service to be used during workouts and the running of the races:  
**Medic Ambulance**  
**506 Couch Street**  
**Vallejo, California 94590**  
**(707) 644-8989**
  
- D. Name, address and emergency telephone number of the ambulance service to be used during workouts at auxiliary sites:
 

<b>Alameda County Fair</b> <b>American Medical Response</b> <b>640 – 143<sup>rd</sup> Avenue</b> <b>San Leandro, CA 94577</b> <b>(510) 895-7600</b>	<b>Sonoma County Fair</b> <b>Sonoma Life Service</b> <b>1415 N. Dutton Ave.</b> <b>Santa Rosa, CA 95401</b> <b>(707) 579-9542</b>
<b>Bay Meadows</b> <b>Bay Shore Ambulance</b> <b>P.O. Box 4622</b> <b>Foster City, CA 94404</b> <b>(650) 525-9700</b>	<b>Golden Gate Fields</b> <b>Turf Rescue LLC</b> <b>19615 Barclay Road</b> <b>Castro Valley, CA 94546</b> <b>(510) 581-8470</b>
  
- E. Attach a fire clearance from the fire authority having jurisdiction over the premises.  
**Fire clearance to be forwarded directly to the California Horse Racing Board by the City of Vallejo Fire Marshall prior to opening of the stable area. To be forwarded at that time.**
  
- F. Name of the workers’ compensation insurance carrier for the fair and the number of the insurance policy (if self-insured, provide details):  
**State Compensation Insurance Fund, Policy #179224**
  
- G. Attach a Certificate of Insurance for workers’ compensation coverage. The CHRB is to be named as a certificate holder and given not less than 10 days’ notice of any cancellation or termination of insurance which secures the liability of the fair for payment of workers’ compensation.  
**Attached**

**STATE  
COMPENSATION  
INSURANCE  
FUND**

P.O. BOX 807, SAN FRANCISCO, CA 94101-0807

**CERTIFICATE OF WORKERS' COMPENSATION INSURANCE**

ISSUE DATE: 01-01-02

POLICY NUMBER: 0179224 - 02  
CERTIFICATE EXPIRES: 01-01-03

CALIFORNIA HORSE RACING BOARD  
1010 HURLEY WAY, SUITE 300  
SACRAMENTO CA 95825

This is to certify that we have issued a valid Workers' Compensation insurance policy in a form approved by the California Insurance Commissioner to the employer named below for the policy period indicated.

This policy is not subject to cancellation by the Fund except upon 10 days' advance written notice to the employer.

We will also give you 10 days' advance notice should this policy be cancelled prior to its normal expiration.

This certificate of insurance is not an insurance policy and does not amend, extend or alter the coverage afforded by the policies listed herein. Notwithstanding any requirement, term, or condition of any contract or other document with respect to which this certificate of insurance 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.

*Kenneth C. Bollier*  
PRESIDENT

EMPLOYER'S LIABILITY LIMIT INCLUDING DEFENSE COSTS: \$1,000,000.00 PER OCCURRENCE.

EMPLOYER

LEGAL NAME

SOLANO COUNTY FAIR ASSOCIATION  
900 FAIRGROUNDS DR  
VALLEJO CA 94589

SOLANO COUNTY FAIR ASSOCIATION

**11. CONCESSIONAIRES AND SERVICE CONTRACTORS**

Names and addresses of all persons to whom a concession or service contract has been given, **other than those already identified**, and the goods and/or services to be provided by each:

**Food and Beverage (non-alcoholic) Vendors**

**Stan and Barbara Fremont**  
**3-B's Concessions**  
**P.O. Box 4708**  
**Huachuca City, AZ 85616**

**Food and Beverage (alcoholic and non-alcoholic) Vendors**

**Ovations FanFare, LP**  
**Charles Neary**  
**2031 San Ramon Valley Blvd.**  
**San Ramon, CA 9583**

**Tip Sheets**

**Jan Reed**  
**Nikki's Secrets**  
**P.O. Box 70207**  
**Pt. Richmond, CA 94807-0207**

**Armored Car Services**

**Brinks Oakland**  
**3775 Alameda**  
**Oakland, CA**

**Sound System & Radio Rental**

**Vernon French**  
**879 Brookdale Avenue**  
**Vallejo, CA 94590**

**Program Printing**

**Del Mar Graphics**  
**7806 Honors Ct.**  
**Pleasanton, CA 94588**

**Winner's Circle Photographs**

**Patricia Visco**  
**3015 E. Bayshore Road #422**  
**Redwood City, CA 94603**

**Starting Gate**

**United/Puett Start Gate Co.**  
**Michael Costello**  
**1 Soundview Loop**  
**South Salem, NY 10590**

**Jockey's Laundry**

**Bailey Mobile Laundry**  
**3263 Vineyard Avenue #25**  
**Pleasanton, CA 94566**

**12. SCHEDULE OF CHARGES**

A. Proposed charges for admissions, seating or boxes, parking and programs. Note any changes from previous year:

Admission (general)	<b>\$7.00</b>
Admission (clubhouse)	<b>N/A</b>
Reserved seating (general)	<b>no charge</b>
Reserved seating (clubhouse)	<b>no charge</b>
Parking (general)	<b>\$6.00</b>
Parking (preferred)	<b>N/A</b>

Parking (valet)	N/A
Programs (on-track)	\$1.50
(off-track)	\$2.00

- B. Describe any "Season Boxes" or other special accommodation fees:  
**Daily sales of box seats at \$3.50 for upper boxes and \$4.00 for lower boxes, \$3.50 for Clubhouse**

**Season Box Seats:**

**Upper Box (6 seats) = \$400, Lower (Premier) Box (8 seats) = \$500,  
 Lower (Outer) Box (8 seats) = \$400, Clubhouse (4 seats) = \$200  
 (All Box Packages include season gate admission and season parking passes)**

- C. Describe any "package" plans such as combined parking, admission and program:  
**"Early Bird" Special is being discussed and is expected to be promoted during the 2002 meet.**

**13. JOCKEYS' QUARTERS**

- A. Check the applicable amenities available in the jockeys' quarters:

<input checked="" type="checkbox"/> Corners (lockers and cubicles)	How many	<input type="text" value="50"/>
<input checked="" type="checkbox"/> Showers	<input checked="" type="checkbox"/> Steam room, sauna or steam cabinets	<input checked="" type="checkbox"/> Lounge area
<input checked="" type="checkbox"/> Masseur	<input checked="" type="checkbox"/> Food/beverage service	<input checked="" type="checkbox"/> Certified platform scale

- B. Describe the quarters to be used for female jockeys:  
**Modular locker room facility provided with: showers, restrooms, lounge area, steam cabinet and masseuse. Certified scale shared by both jockeys and jockettes.**

**14. BACKSTRETCH EMPLOYEE HOUSING**

- A. Attach written certification that an inspection of the backstretch employee housing has been conducted by a lead agency designated by the CHRB and the applicant is not aware of any known violations of the local housing ordinances.
- B. Number of rooms used for housing on the backstretch of the racetrack:  
**16 dormitory rooms with the potential of 32 occupants and one dormitory trailer that will house 10 occupants**
- C. Number of restrooms available on the backstretch of the racetrack:  
**5 men; 5 women**
- D. Estimated ratio of restrooms to the number of backstretch personnel:  
**1 to 30**

**15. TRACK SAFETY**

- A. Total distance of the racecourse - measured from the finish line counterclockwise (3' from the inner railing) back to the finish line:  feet.

- B. Describe the type(s) of materials used for the inner and outer railings of the race course, the type of inner railing supports (i.e., metal gooseneck, wood 4" x 4" uprights, offset wood 4" x 4" supports, etc.), the coverings, if any, on the top of the inner railing, and the approximate height of the top of the inner railing from the level of the race course.  
**Outer Railing – New Fontana Rail – average height 42”**  
**Inner Railing – “The Fontana Safety Rail” installed in 1991 – aluminum**  
**Safety Cover is of patented rubber and thermoplastic. Average height of inside rail is 42”**
- C. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474:  
**Leon Vann, Maintenance Superintendent**  
**Steve Wood, Trackmasters, Track Superintendent**
- D. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474.  
**Attached**
- E. If the fair 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 which 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 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.

## 16. DECLARATIONS

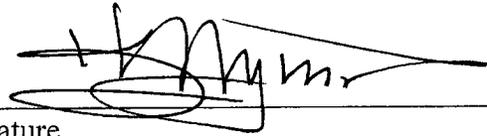
- A. All labor agreements, concession and service contracts, and other agreements necessary to conduct the entire meeting have been finalized except as follows (if no exceptions, so state):  
**Horsemen’s agreements**
- B. Attach each horsemen's agreement pursuant to CHRB Rule 2044.
- C. All service 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):  
**No exceptions**
- D. Absent natural disasters or causes beyond the control of the fair, 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 fair except as follows (if no exceptions, so state):  
**No exceptions**

**NOTICE TO APPLICANT** Pursuant to CHRB Rules 1870 and 1871, the CHRB shall be given 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.

**17. 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 fair to attest to this application on its behalf.

KIM I. MYRMAN  
Print Name

  
Signature

GENERAL MANAGER  
Print Title

4.11.02  
Date

**STAFF ANALYSIS**  
June 6, 2002

Issue: APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE SONOMA COUNTY FAIR AT SANTA ROSA FROM JULY 24, 2002 THROUGH AUGUST 5, 2002.

Sonoma County Fair filed its application for license to conduct a horse racing meeting at Santa Rosa:

- July 24 through August 5, 2002, or 12 days, the same as 2001. The fair proposes to race a total of 134 races, two more than 2001.

July - 2002						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
	1	2	3	4 H	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

August - 2002						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

- Racing Wednesday through Monday, with 10 races per day Mondays, Wednesdays and Thursdays, 12 races, Saturdays and Sundays and 13 races on Fridays.
  - Number of horses available will determine the number of races programmed daily for each breed.
  - No racing Tuesday, July 30.
- First post time 12:45 p.m. daily.
- Specific changes from the 2001 license application:
  - Melody Truitt replaces Chris Lapham as timer.
  - Increased the number of races offered on Fridays from 12 to 13.
- Request Patrick Kealy be appointed horse identifier pursuant to CHRB Rule 1525.
- Track safety requirements have been fulfilled.
- Wagering program will use CHRB rules.
  - Early wagering will not be offered.
- Simulcasting conducted with other out-of-state racing jurisdictions pursuant to Business and Professions Code Section 19602; and with authorized locations throughout California.

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

FROM THE FAIR:

1. Fire clearance.
2. Name of the second placing judge.

FROM CARF:

1. Horsemen's agreement for Appaloosa.
2. Thoroughbred signoff for Sonoma on the horsemen's agreement.

RECOMMENDATION:

Staff recommends the Board approve the application conditioned upon receiving the additional information necessary to conduct the racing meeting.

STATE OF CALIFORNIA  
CALIFORNIA HORSE RACING BOARD  
APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF A CALIFORNIA FAIR  
CHRB-18 (Rev. 7/01)

Application is hereby made to the California Horse Racing Board (CHRB) for a license to conduct a horse racing meeting of a California fair as authorized by Article 6.5 of the California Business and Professions (B&P) Code, Chapter 4, Division 8, Horse Racing Law, and in accordance with applicable provisions and the California Code of Regulations, Title 4, Division 4, CHRB Rules and Regulations.

**1. APPLICANT FAIR ASSOCIATION**

A. Name, mailing address, telephone and fax numbers of fair:

*Sonoma County Fair  
P.O. Box 1536  
Santa Rosa, CA 95402  
(707) 545-4200  
(707) 573-9342 - FAX*

B. Fair association is a:  District Fair  County Fair  Citrus Fruit Fair  
 California Exposition and State Fair  Other qualified fair

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

**2. DATES OF MEETING**

- A. Inclusive dates for the entire meeting: *July 23– August 5*
- B. Actual dates racing will be held: *July 24 – 29 July 31 – August 5*
- C. Dates racing will NOT be held: *July 30*
- D. Total number of days or nights of racing: *12*
- E. Number of days or nights of racing per week: *4 days first week; 6 days second week; 2 days third week*

**3. RACING PROGRAM**

A. Total number of races: *134*

<b>CHRB CERTIFICATION</b>	
Application received: <i>4/29/02 MG</i>	Hearing date: <i>6/6/02</i>
Reviewed: <i>PN</i>	Approved date:
	License number:

B. Number of races by breed:

Thoroughbreds      Quarter Horses      Appaloosas  
 Arabians      Paints      Mules

C. Number of races for each day or night:

	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
Thoroughbred	9	7		7	7	9	9
Other Breeds	3	3		3	3	4	3
Total	12	10	-0-	10	10	13	12

D. Total number of stakes races by breed:

Thoroughbreds      Quarter Horses      Appaloosas  
 Arabians      Paints      Mules

E. Attach a listing of all stakes races and indicate the date to be run and the added money or guaranteed purse for each. *Attached*

F. Will provisions be made for owners and trainers to use their own registered colors?

Yes      No     If no, what racing colors are to be used:

G. List all post times for the daily racing program:

1 12:45 pm     4 2:15 pm     7 3:45 pm     10 5:15 pm     13 6:45  
 2 1:15 pm     5 2:45 pm     8 4:15 pm     11 5:45 pm  
 3 1:45 pm     6 3:15 pm     9 4:45 pm     12 6:15 pm

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.

4. FAIR ASSOCIATION

A. Names of the fair directors:

<i>Patricia Alexander</i>	<i>Annette O'Kelley</i>	<i>Deborah Stirling</i>
<i>Ralph Bettinelli</i>	<i>Cam Parry</i>	<i>Johanna Vanoni</i>
<i>Shari DeGraffenreid</i>	<i>Leslie Perry</i>	<i>Gerald Villarreal</i>
<i>Dave Lewers</i>	<i>Mike Runyan</i>	<i>Tony Withington</i>
<i>Tom Nunes</i>	<i>John Serres</i>	

B. Names of the directors serving on the Racing Committee or otherwise responsible for the conduct of the racing program:

<i>Tony Withington, Chairman</i>	<i>Dave Lewers</i>
<i>Cam Parry</i>	<i>Mike Runyan</i>
<i>Shari DeGraffenreid</i>	<i>John Serres</i>

## 2002 PROPOSED STAKES SCHEDULE

Sat. July 27<sup>th</sup> ERNEST FINLEY HANDICAP  
(24<sup>th</sup> Running) \$50,000 Guaranteed  
For three-year olds and upward - Six Furlongs

Sat. August 3<sup>rd</sup> JOSEPH T. GRACE HANDICAP  
(31<sup>st</sup> Running) \$100,000 Guaranteed  
For three-year olds and upward - One and 1/16  
Miles

## 2002 PROPOSED OVERNIGHT STAKES SCHEDULE

<u>DATE TO BE RUN</u>	<u>STAKES</u>
Sun. July 28 <sup>th</sup>	LUTHER BURBANK HANDICAP (32 <sup>nd</sup> Running) \$40,000 Added (Plus up to \$12,000 for Cal-Breds) For fillies and mares three-years old and upward One and 1/16 Miles
Fri. August 2 <sup>nd</sup>	JAMES F. LYTTLE MEMORIAL HANDICAP (27 <sup>th</sup> Running) \$40,000 Added (Plus up to \$12,000 for Cal-Breds) For three-year olds - One and 1/16 Miles
Sun. August 4 <sup>th</sup>	REDWOOD EMPIRE STAKES (35 <sup>th</sup> Running) \$40,000 Added (Plus up to \$12,000 for Cal-Breds) For two-year olds - Five and One-half Furlongs
Mon. August 5 <sup>th</sup>	ELIE DESTRUDEL HANDICAP (21 <sup>st</sup> Running) \$40,000 Added (Plus up to \$12,000 for Cal-Breds) For fillies and mares three-years old and upward Six Furlongs

## 2002 Proposed Stakes Schedule Emerging Breeds

<u>DATE TO BE RUN</u>	<u>EMERGING BREEDS</u>
Sun. July 28 <sup>th</sup>	SANTA ROSA MARATHON \$10,000 Guaranteed QUARTERHORSE For three year olds and upward - 870 yards
Sat. August 3 <sup>rd</sup>	SANTA ROSA ARABIAN HANDICAP \$10,000 Guaranteed ARABIAN For three year olds and upward - Six furlongs
Sat. August 3 <sup>rd</sup>	THE CAL WESTERN APPALOOSA DERBY \$10,000 Added APPALOOSA For three-year olds - Five furlongs
Sun. Aug. 4 <sup>th</sup>	WINE COUNTRY DERBY \$10,000 Guaranteed Quarterhorse For three-year-olds 440 Yards

- C. Name and title of the fair manager or executive officer and the names and titles of all department managers and fair staff, **other than those listed in 9B**, who will be listed in the official program:  
*Fair Manager – Jim Moore*

## 5. PURSE PROGRAM

- A. Estimated purse distribution:
1. All races other than stakes: *\$1,570,000*
  2. Overnight stakes: *\$160,000*
  3. Non-overnight stakes: *\$190,000*
- B. Estimated purse distribution for all **stakes** races: *\$350,000*
- C. Estimated funds to be generated for all California-bred incentive awards: *\$137,500*
- D. Estimated amount of payment to each recognized horsemen's organization contracting with the fair and the name(s) of the organization(s):

Recognized Horsemen's Organization	Estimated Payment
<i>TOC</i>	<i>\$11,532</i>
<i>CTT</i>	<i>\$ 5,766</i>
<i>NTRA</i>	<i>\$16,000</i>
<i>Cal Western</i>	<i>\$ 6,000</i>
<i>PCQHA</i>	<i>\$ 2,500</i>
<i>ARAC</i>	<i>\$ 6,500</i>
<i>AMRA</i>	<i>\$ 6,500</i>

- E. Total estimated amount from **all sources** to be distributed at the meeting in the form of purses or other benefits to horsemen: *\$2,112,298*
- F. Estimated purse funds to be generated from on-track handle and intrastate off-track handle:  
*\$1,246,000*
- G. Estimated purse funds to be generated from interstate handle:  
*\$218,000*
- H. Bank or depository for the Paymaster of Purses' purse account and the account number:  
*West America Bank Account # 0601064512*
- I. Name, address and telephone number of the pari-mutuel audit firm engaged for the meeting:  
*Ed Roland*  
*201 So. Lewis #309*  
*Orange, CA 92868*  
*(714) 978-7868*

**NOTICE TO APPLICANT** All funds generated and retained from on-track pari-mutuel handle which 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 fair and **shall**, within 3 calendar days following receipt, be deposited in a segregated and separate liability account in a depository approved by the CHRB and shall be 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 which are obligated by law for distribution in the form of purses and breeders' awards, shall also be deposited within 3 calendar days following receipt into such liability account. In the event the fair 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 fair 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 fair is entitled thereafter 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 fair is entitled to carry forward the deficit to its next succeeding meeting as provided by B&P Code Section 19615(c) (d). In the event of **underpayment** of purses which results in a balance remaining in the Paymaster of Purses' account at the conclusion of the meeting after distribution of amounts due to horsemen and breeders and horsemen's organizations, the fair 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.

## 6. STABLE ACCOMMODATIONS

- A. Number of usable stalls available for racehorses at the track where the meeting is held:  
*1000*
- B. Minimum number of stalls believed necessary for the meeting:  
*2,000*
- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers:  
*2,200*
- D. Name or location of each off-site stabling area and the number of stalls to be maintained at each site:  
*Golden Gate Fields – 1,500*  
*Bay Meadows – 700*
- E. Attach each contract or agreement between the fair and the person(s) furnishing off-site stabling accommodations for eligible racehorses which cannot be provided stabling on-site.

Complete subsections F through I if the fair will request reimbursement for off-site stabling as provided by B&P Code Sections 19607, 19607.1, 19607.2, and 19607.3; otherwise, skip to Section 7.

- F. Total number of usable stalls made available **on-site** for the **1986** meeting:  
*1000*
- G. Estimated cost to provide **off-site** stalls for this meeting:  
*Northern California Stabling and Vanning Fund*
- H. Estimated cost to provide **vanning** from off-site stalls for this meeting. Show fees to be paid for vanning **per-horse**:  
*-0-*
- I. Total estimated cost for off-site stabling and vanning for this meeting. Show cost per-day **per-stall**:  
*Northern California Stabling and Vanning Fund*

**7. PARI-MUTUEL WAGERING PROGRAM**

A. Pursuant to B&P Code Section 19599, and with the approval of the CHRB, fairs may elect to offer wagering programs using CHRB Pari-mutuel Rules, the Association of Racing Commissioners International (RCI) 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:

Use DD for daily double, E for exacta (special quinella), LS for limited sweepstakes (pick 6), PK3 for pick three, PK4 for select four, PK6 for pick 6 one pool, PK7 for pick seven, PNP for pick (n) pool, PPN for place pick (n), Q for quinella, SF for Superfecta, SS1 for special sweepstakes (pick 6) alternate 1, SS2 for special sweepstakes (pick 6) alternate 2, SS3 for special sweepstakes (pick 6) alternate 3, SRUS for special reserved unlimited sweepstakes (pick 9), SUS for special unlimited sweepstakes (pick 9), TRI for trifecta, and US for unlimited sweepstakes (pick 9).

Example Race	TYPE OF WAGERS \$1 E; \$2 Twin Trifecta	APPLICABLE RULES CHRB #1959; RCI #VP
Race #1:	\$1E, \$1TRI, \$2DD, \$1PK3, \$2Q, \$1 SF	CHRB#1959, CHRB#1979, CHRB#1957, CHRB#1977, CHRB#1958, CHRB #1979.1
Race #2:	\$1E, \$1TRI, \$1PK3, \$2Q, \$1 SF, \$2DD	CHRB#1959, CHRB#1979, CHRB#1977, CHRB#1958, CHRB #1979.1, CHRB#1957
Race #3:	\$1E, \$1TRI, \$1PK3, \$2Q, \$1 SF, \$2DD	CHRB#1959, CHRB#1979, CHRB#1977, CHRB#1958, CHRB #1979.1, CHRB#1957
Race #4:	\$1E, \$1TRI, \$1PK3, \$2DD, \$2Q, \$1 SF	CHRB#1959, CHRB#1979, CHRB#1977, CHRB#1957, CHRB#1958 CHRB #1979.1
Race #5:	\$1E, \$1TRI, \$1PK3, \$2Q, \$1 SF, \$2DD	CHRB#1959, CHRB#1979, CHRB#1977, CHRB#1958 CHRB #1979.1, CHRB#1957
Race #6:	\$1E, \$1TRI, \$1PK3, \$2Q, \$1 SF, \$2DD	CHRB#1959, CHRB#1979, CHRB#1977, CHRB#1958 CHRB #1979.1, CHRB#1957
Race #7:	\$1E, \$1TRI, \$1PK3, \$2Q, \$1 SF, \$2DD, \$1 PK4	CHRB#1959, CHRB#1979, CHRB#1977, CHRB#1958 CHRB #1979.1, CHRB#1957, CHRB #1978
Race #8:	\$1E, \$1TRI, \$1PK3, \$2Q \$1 SF, \$2 DD	CHRB#1959, CHRB#1979, CHRB#1977, CHRB#1958 CHRB #1979.1, CHRB#1957
Race #9:	\$1E, \$1TRI, \$1PK3, \$2Q, \$1 SF \$2DD	CHRB#1959, CHRB#1979, CHRB#1977, CHRB#1958 CHRB #1979.1, CHRB#1957
Race #10:	\$1E, \$1TRI, \$1PK3, \$2Q, \$1 SF, \$2DD	CHRB#1959, CHRB#1979, CHRB#1977, CHRB#1958 CHRB #1979.1, CHRB#1957
Race #11:	\$1E, \$1TRI, \$1PK3, \$2Q, \$1 SF, \$2DD	CHRB#1959, CHRB#1979, CHRB#1977, CHRB#1958 CHRB #1979.1, CHRB#1957
Race #12:	\$1E, \$1TRI, \$2DD, \$2Q, \$1 SF	CHRB#1959, CHRB#1979, CHRB#1957, CHRB#1958 CHRB #1979.1
Race #13:	\$1E, \$1TRI, \$2DD, \$2Q, \$1 SF	CHRB#1959, CHRB#1979, CHRB#1957, CHRB#1958 CHRB #1979.1

- Pick 4 intended to be placed on last four races.

- At least three (3) Superfectas per race day. Placement on the card to be determined by field size of individual races on each day.

## 2002

Out-of-state wagering systems the association proposes to offer its live audiovisual signal:

### Commingled Pools

Acoma Pueblo, NM  
 Arapahoe Park, CO  
 Arlington International Race Course, IL  
 Atlantic City Casino Assn., NJ  
 Atlantic City Race Course, NJ  
 Balmoral Hotel (Stevenson), Costa Rica  
 Balmoral Park, IL  
 Bettor Racing OTB, SD  
 Beulah Park, OH  
 Birmingham Race Course, AL  
 Blue Ribbon Downs, OK  
 Bluff's Run, IA  
 Boyd Gaming, d/b/a Delta Downs, LA  
 Brocton Fair (via Suffolk Dws), MA  
 Buffalo Trotting Association, NY  
 Calder Race Course, FL  
 Canterbury Park, MN  
 Capital District OTB, NY  
 Catskill Off-Track Betting, NY  
 Coeur d'Leone Hotel & Casino, ID  
 Charging Horse Casino (Choctaw), MT  
 Charles Town Races, WV  
 Choctaw Racing Services, L.L.C., OK  
 Churchill Downs, KY  
 Churchill Downs Sports Spectrum, KY  
 Citizen Band Potawatomi Indians, IA  
 Colonial Downs, VA  
 Comanche Nation Games (LVDC), NE  
 Columbus Races, NE  
 Connecticut OTB, CT  
 Corpus Christi Greyhound Track, TX  
 Crystal Palace Casino (Stevenson), Bahamas  
 International Racg. Grp. (Stevenson), Curacao  
 Dairyland Greyhound Park, WI  
 Dakota Teletrack, TX  
 Delaware Park, DE  
 Delta Downs, LA  
 Dover Downs, DE  
 Downs at Albuquerque, NM  
 Ellis Park, KY  
 Emerald Downs, WA  
 Eureka Downs, KS  
 Evangeline Downs, LA  
 Excelsior Casino (Stevenson), Aruba  
 Fair Grounds, LA  
 Fair Meadows, OK  
 Fairmount Park, IL  
 Finger Lakes Race Track, NY  
 Fire Lakes (LVDC), OK  
 Fonner Park, NE  
 Foxwoods Casino (LVDC), CT  
 Freehold Raceway, NJ  
 Geneva Lakes Kennel Club, WI  
 Gillespie County Fair, TX  
 Great Lakes Downs, MI  
 Greentrack, AL  
 Gulfstream Park, FL  
 Harrington Rwy. & Simulcast Facility, DE  
 Hawthorne Race Course, IL  
 Hazel Park, MI  
 Hinsdale Greyhound Park, NH  
 Holiday Beach Hotel (LVDC), NV  
 Hoosier Park, IN  
 Horsemen's Atokad Park, NE  
 Horsemen's Park, NE  
 Jackson Harness Raceway, MI  
 John Martin Manor (via Suffolk), ME  
 Keeneland, KY  
 Kentucky Downs, KY  
 Kentucky OTB, KY  
 Lakes Region Greyhound Pk (Suffolk), ME  
 Las Vegas Dissemination Ser., NV  
 Las Vegas Dissemination Ser., NV  
 Tribal Locations  
 Lebanon Trotting Club, OH  
 Les Bois Park, ID  
 Lewiston OTB, ME  
 Lincoln Park, RI  
 Lincoln State Fair, NE  
 Lone Star Race Park, TX  
 Louisiana Downs, LA  
 Manor Downs, TX  
 Maryland Jockey Club, MD  
 Maywood Park, IL  
 Meskwaki Casino (LVDC), NV  
 Mia Flores Racebook (Stevenson), Peru  
 Midway Slots & Simulcast, DE  
 Millers Restaurant (Suffolk), ME  
 Mobile Greyhound Park, AL  
 Montana Simulcast Partners (IMS), MT  
 Monticello Raceway, NY  
 Mountaineer Park, WV  
 Mt. Pleasant Meadows, MI  
 Multnomah Greyhound Park, OR  
 Nassau Regional OTB, NY  
 Nebraska State Fair Park, NE  
 Nevada Pari-Mutuel Association, NV  
 New Jersey Sports & Exposition, NJ  
 Meadowlands/Monmouth  
 New Mexico State Fair, NM  
 New York City Off-Track Betting Corp., NY  
 New York Racing Association, NY  
 Newport Jai Alai, RI  
 Northfield Downs Partnership, MI  
 Northville Racing Corp., MI  
 Emerald Downs, WA  
 Oaklawn Park, AR  
 Ocean Downs, MD  
 Penn National Race Course, PA  
 Philadelphia Park, PA  
 Philadelphia Park/TRN Intern'l., PA  
 Plainridge Racecourse, MA  
 Pocono Downs, PA  
 Pojoaque Pueblo Gaming, Inc.(LVDC), OK  
 Portland Meadows, OR  
 Prairie Meadows, IA  
 Potawatomi Indian Tribe of OK (LVDC), OK  
 Raceway Park, OH  
 Racing & Gaming Services, St. Kitts, Br.W.I.  
 Racing Services, Inc., ND  
 Randall Doc James, JA  
 Raynham Greyhound (Suffolk), MA  
 Remington Park, OK  
 Retama Park, TX  
 Rillito Park, AZ  
 River Downs, OH  
 Rockingham Park, NH  
 Rosecroft Raceway, NY  
 Ruidoso Downs, NM  
 Saginaw Harness, MI  
 Sam Houston Park, TX  
 Saratoga Raceway, NY  
 Scarborough Downs, ME  
 Schenectady OTB, NY  
 Scioto Downs, OH  
 Seven Clans Casino (Choctaw), OK  
 Southland Greyhound Park, AR

Sports Creek Raceway, MI  
 Sportsman's Park, IL  
 St. Croix Greyhound Park (Stevenson), WI  
 State Fair Park, NE  
 Step Two, LLC (Suffolk), ME  
 Suffolk Downs, MA  
 Sunland Park Racetrack, NM  
 SunRay Park and Casino, NM  
 Tampa Bay Downs, FL  
 The Greyhound Park at Post Falls, ID  
 The Meadows, PA  
 The Stables (LVDC), OK  
 The Texas Hub/Gulf Greyhound, TX  
 Thistledown Racing Club, OH  
 Tri-State Greyhound, WV  
 Tucson Greyhound Park, AZ  
 Turf Paradise, AZ  
 Turfway Park, KY  
 Turning Stone Casino, NY  
 Valley Race Park, TX  
 Vernon Downs, NY  
 Western Regional OTB, NY  
 Wheeling Downs, WV  
 Wichita Greyhound Park, KS  
 Will Rogers Downs, OK  
 Woodlands, KS  
 Wyoming OTB, WY  
 Yavapai Downs, AZ  
 Yonkers Raceway, NY  
 Youbet.com, PA

### Separate Pools

Arima Race Club (Stevenson),Trin./Tobago  
 Assiniboia Downs, CAN  
 Atingua Turf Club (Stevenson), Antigua  
 Barbados Turf Club (Stevenson), Barbados  
 Caliente (Hipodromo De Agua Caliente), MEX  
 Caymanas Park, JA  
 Clinton Phipps Racetrack (Stevenson), St.Th  
 Edmonton Northlands, AL, CAN  
 El Comandante (Stevenson), PR  
 Elmira Raceway, ON, CAN  
 Excelsior Hotel (Stevenson & Assoc),MD  
 Flamboro Downs, ON, CAN  
 Fraser Downs, BC, CAN  
 Hiawatha Downs, ON, CAN  
 Hipodromo Los Comuneros(Stevenson) COL  
 Hipodromo Moronas (Stevenson), UR  
 Hipodromo President Remon (Stevenson)PAN  
 Hipodromo Quinto Centenario(Stevenson)DR  
 Hipodromo d'Aylmer, QU  
 Hipodromo Presidente Remon, PA  
 Jockey Club de Peru (Stevenson), Peru  
 Juarez (Stevenson), MEX  
 Las Vegas Dissemination Co., NV  
 l' Hippodrome de Montreal, ML  
 Marquis Downs, SA, CAN  
 Ontario Jockey Club, ON, CAN  
 Pacific Racing Association(Hastings), BC, CA  
 Queensbury Downs, SA, CAN  
 Rideau Carlton, ON, CAN  
 Stampede Park, AL, CAN  
 Stevenson & Associates, MD  
 Western Fair, ON, CAN  
 Windsor Raceway, ON, CAN

California Authority of Racing Fairs  
June 12 - October 14, 2002  
Out-of-State Imports - Full or Partial Card

Arlington Park, IL
Belmont Park, NY
Calder, FL
Canterbury Downs, MN
Churchill Downs, KY
Ellis Park, KY
Emerald Downs, WA
Fair Grounds, LA
Gulfstream, FL
Hastings Park, B.C., CAN
Hawthorne, IL
Hoosier Park, IN
Keeneland, KY
Kentucky Downs, KY
Lone Star Park, TX
Louisiana Downs, LA
Meadowlands, NJ
Monmouth Park, NJ
Penn National, PA
Philadelphia Park, PA
Pimlico, MD
Remington Park
Saratoga, NY
Sunland Park, NM
Thistledown, OH
Turf Paradise, AZ
Turfway Park, KY
Yavapai Downs, AZ

B. The maximum carryover pool to be allowed to accumulate before its distribution OR the date(s) designated for distribution of the carryover pool: *None*

C. List any options requested with regard to exotic wagering:

<u>On-track</u>	<u>Off-track</u>
\$1 E	\$1 E
\$1 TRI	\$1 TRI
\$2 DD	\$2 DD
\$1 Pk3	\$1 Pk3
\$2 Q	\$2 Q

D. Will "advance" or "early bird" wagering be offered?  Yes  No  
 If yes, when will such wagering begin:

E. Type(s) of pari-mutuel or totalizator equipment to be used by the fair and the simulcast organization, the name of the person(s) supplying equipment, and expiration date of the service contract:  
*Autotote Systems, Inc. (Brooks Pierce) – Expires: 12-25-2003*  
*Equipment description on file with CHRB*

**8. SIMULCAST WAGERING PROGRAM**

A. Simulcast organization engaged by the fair to conduct simulcast wagering:  
*California Authority of Racing Fairs*  
*Northern California Off-Track Wagering Assoc.*

B. Attach the agreement between the fair and simulcast organization permitting the organization to use the fair'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.

C. California simulcast facilities the fair proposes to offer its live audiovisual signal:  
*All California facilities authorized to accept the signal.*

D. Out-of-state wagering systems the fair proposes to offer its live audiovisual signal:  
*Attached*

E. Out-of-state wagering systems that will combine their pari-mutuel pools with those of the fair:  
*Attached*

F. List the host tracks from which the fair proposes to import out-of-state and/or out-of-country thoroughbred 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":  
*Attached*

**NOTICE TO APPLICANT** B&P 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 which 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 23 imported thoroughbred races statewide. The limitation of 23 imported thoroughbred races per day statewide does not apply to those races specified in B&P Code Section 19596.2(a)(1), (2), (3) and (4).

**THOROUGHBRED SIMULCAST RACES TO BE IMPORTED**

Name of Host Track	Race Dates	Full Card or Selected Feature and/or Stakes Races
Examples:		
Calder Race Course	1/1 & 1/2/99	Full Card
Fair Grounds	3/14/99	Selected Feature and/or Stakes Races

G. List imported simulcast races the fair plans to receive during the racing meeting which 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**

Name of Host Track	Breed of Horse	Race Dates	Number of Races to be Imported
Examples:			
Meadowlands	H	8/7/99	1
Ruidoso Downs	QH	9/6/99	3

H. If any out-of-state or out-of-country races will commence outside of the time constraints set forth in B&P Code Section 19596.2(d), attach a copy showing agreement by the appropriate racing association(s).

**NOTICE TO APPLICANT** All interstate wagering to be conducted by a fair 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 a fair is subject to the provisions of B&P Code Sections 19596, 19596.1, 19596.2, 19601, 19602, and 19616.1, and will require specific written approval of the CHRB.

Every fair shall pay to the simulcast organization within 3 calendar days following the closing of wagering for each racing program, or upon receipt of the proceeds, such amounts that are retained from off-track simulcast wagering, interstate and out-of-state wagering and which 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 fair shall pay to its Paymaster of Purses' account within 3 calendar days following the closing of wagering for each racing program, or upon receipt of the proceeds, such amounts that are retained or obligated from off-track simulcast wagering, interstate and out-of-state wagering for purses, breeders' awards or other benefits to horsemen. (See Notice to Applicant, Section 5.)

**9. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT**

A. Racing Officials nominated:

Associate Judges	<i>N/A</i>
Association Veterinarian(s)	<i>Henry Cook, DVM</i> <i>Robert Goulding, DVM</i>
Clerk of Scales	<i>Fred Alexander</i>

Clerk of the Course	<i>Anna Daftary – Thoroughbreds</i> <i>Dolores Collins – Emerging Breeds</i>
Horse Identifier	<i>Patrick Kealy</i>
Horseshoe Inspector	<i>Jack Hammonds</i>
Paddock Judge	<i>Tina Walker</i>
Patrol Judges	<i>Dick Riley</i>
Patrol Judge/Film Analyst	<i>Jim Dreyer</i>
Placing Judges	<i>TBA</i> <i>Kenneth Sjoldal</i>
Starter	<i>Chuck Burkes</i>
Timer	<i>Melody Truitt</i>

B. Management officials in the racing department:

Director of Racing	<i>N/A</i>
Racing Secretary	<i>Greg Brent</i>
Assistant Racing Secretary	<i>Linda Anderson</i>
Paymaster of Purses	<i>Anna Hamilton</i>
Others (identify by name and title)	
Mutuel Manager	<i>George Vidak</i>

C. Name, address and telephone number of the reporter employed to record and prepare transcripts of hearings conducted by the stewards: *Coastal Reporting Services, 131-A Stony Circle, Suite 500, Santa Rosa, CA 95401, (707)-573-9766*

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:  
*Plusmic Corporation USA (Bill O'Brien) – expires 11-01-2003*

E. Photopatrol video equipment to be used to record all races, name of the person supplying the service, and expiration date of the service contract:  
*Pegasus Communications, Inc. (Jim Porep) - expires: 04-30-2003*  
*Equipment description on file with the California Horse Racing Board*

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:  
*Pegasus Communications, Inc. (Jim Porep) - expires: 04-30-2003*

## 10. SECURITY CONTROLS AND EMERGENCY SERVICES

A. Name and title of the person responsible for security controls on the premises:  
*Jim Moore – Fair Manager*

B. Estimated number of security guards, gatemen, patrolmen or others to be engaged in security tasks on a regular full-time basis. Describe the electronic security system:  
*25 Security 2 Santa Rosa Police Department Officers. Cameras on mutuel windows and approach to money rooms*

- C. Name, address and emergency telephone number of the ambulance service to be used during workouts and the running of the races:  
*Sonoma Life Support, 1415 No. Dutton, Suite C, Santa Rosa, CA 95401, (707) 579-9542*
  
- D. Name, address and emergency telephone number of the ambulance service to be used during workouts at auxiliary sites:
 

<u><i>Golden Gate Fields</i></u> <i>Turf Rescue LLC</i> <i>19615 Barclay Road</i> <i>Castro Valley, CA 94546</i> <i>(510) 581-8470</i>	<u><i>Bay Meadows</i></u> <i>Bayshore Ambulance Services</i> <i>1160A Bay Crest Drive</i> <i>Foster City, CA 94404</i> <i>(650) 525-9700</i>
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- E. Attach a fire clearance from the fire authority having jurisdiction over the premises.  
*Fire clearance to be forwarded prior to opening of Fair.*
  
- F. Name of the workers' compensation insurance carrier for the fair and the number of the insurance policy (if self-insured, provide details):  
*State Compensation Insurance Fund – Policy No. 382777*
  
- G. Attach a Certificate of Insurance for workers' compensation coverage. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of insurance which secures the liability of the fair for payment of workers' compensation. *Attached*

**11. CONCESSIONAIRES AND SERVICE CONTRACTORS**

Names and addresses of all persons to whom a concession or service contract has been given, **other than those already identified**, and the goods and/or services to be provided by each:

*Food, Beverage and Alcohol*  
*Five Star Catering - Don Delahoyde*  
*585 No. State Street*  
*Ukiah, CA 95482*

*Program Printing*  
*Del Mar Graphics*  
*Delmar Scott, President*  
*7806 Honors Ct.*  
*Pleasanton, CA 94588*

*Food, Beverage*  
*3-B's Concession*  
*Stan & Barb Freemont*  
*P.O.Box 4708*  
*Huachuca, AZ 85616*

*Stat Delivery, Inc*  
*Ray Elizondo, President*  
*14755 Catalina Street*  
*San Leandro, CA 94577*

*Tip Sheets*  
*Jacks Blue Card*  
*Evan Wasserman*  
*127 Sun Avenue*  
*Hayward, Ca 94544*

*Armored Car Services*  
*Loomis-Fargo Co.(Alan Smith)*  
*One Kaiser Plaza, Suite 675*  
*Oakland, CA 946712*

*Portable Stalls*  
*Silver Bar Leasing (Al Foote)*  
*2445 S. Fruit*  
*Fresno, CA 939706*

*Starting Gate*  
*United/Puett Start. Gate Co.*  
*Michael Costello*  
*1 Soundview Loop*  
*South Salem, NY 10590*

*Sound System*  
*Rhodes Audio*  
*120 – 5<sup>th</sup> Street*  
*Santa Rosa, CA 95401*

**STATE  
COMPENSATION  
INSURANCE  
FUND**

P.O. BOX 807, SAN FRANCISCO, CA 94101-0807

**CERTIFICATE OF WORKERS' COMPENSATION INSURANCE**

ISSUE DATE: 01-01-02

POLICY NUMBER: 0382777 - 02  
CERTIFICATE EXPIRES: 01-01-03

CALIFORNIA HORSE RACING BOARD  
1010 HURLEY WAY STE 300  
SACRAMENTO CA 95825

This is to certify that we have issued a valid Workers' Compensation insurance policy in a form approved by the California Insurance Commissioner to the employer named below for the policy period indicated.

This policy is not subject to cancellation by the Fund except upon 10 days' advance written notice to the employer.

We will also give you 10 days' advance notice should this policy be cancelled prior to its normal expiration.

This certificate of insurance is not an insurance policy and does not amend, extend or alter the coverage afforded by the policies listed herein. Notwithstanding any requirement, term, or condition of any contract or other document with respect to which this certificate of insurance 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.

*Kenneth C. Bollier*  
PRESIDENT

EMPLOYER'S LIABILITY LIMIT INCLUDING DEFENSE COSTS: \$1,000,000.00 PER OCCURRENCE.

EMPLOYER

LEGAL NAME

SONOMA COUNTY FAIR  
PO BOX 1536  
SANTA ROSA CA 95402

SONOMA COUNTY FAIR & EXPOSITION, INC.  
(AN INC. PUB. AGCY.)

PRINTED: 12-18-01 P0408

**12. SCHEDULE OF CHARGES**

A. Proposed charges for admissions, seating or boxes, parking and programs. Note any changes from previous year:

Admission (general)	<i>Free with Fair admission/Adults \$5; 7-12 \$2; 6 &amp; under free</i>
Admission (clubhouse)	<i>N/A</i>
Reserved seating (general)	<i>\$3</i>
Reserved seating (clubhouse)	<i>N/A</i>
Parking (general)	<i>\$4</i>
Parking (preferred)	<i>\$55-Season</i>
Parking (valet)	<i>N/A</i>
Programs (on-track)	<i>\$1</i>
(off-track)	<i>\$2</i>

B. Describe any "Season Boxes" or other special accommodation fees:

*Lower Box Seats - \$140.00/Upper Box Seats \$100.00*

C. Describe any "package" plans such as combined parking, admission and program:

*Group sales (10 or more) including admission and an upper reserved seat for \$5.00.*

**13. JOCKEYS' QUARTERS**

A. Check the applicable amenities available in the jockeys' quarters:

<input checked="" type="checkbox"/> Corners (lockers and cubicles)	How many	<input type="text" value="16"/>
<input checked="" type="checkbox"/> Showers	<input checked="" type="checkbox"/> Steam room, sauna or steam cabinets	<input checked="" type="checkbox"/> Lounge area
<input checked="" type="checkbox"/> Masseur	<input checked="" type="checkbox"/> Food/beverage service	<input checked="" type="checkbox"/> Certified platform scale

B. Describe the quarters to be used for female jockeys: *Equal to or better than male jockeys'*

**14. BACKSTRETCH EMPLOYEE HOUSING**

A. Attach written certification that an inspection of the backstretch employee housing has been conducted by a lead agency designated by the CHRB and the applicant is not aware of any known violations of the local housing ordinances.

B. Number of rooms used for housing on the backstretch of the racetrack: We have approximately 100 tack rooms which are often used for sleeping by backstretch help.

C. Number of restrooms available on the backstretch of the racetrack: Five restrooms each with women and men sections. Total of 14 urinals, 20 toilets, 20 sinks, 27 shower heads.

D. Estimated ratio of restrooms to the number of backstretch personnel: 5 to 1

**15. TRACK SAFETY**

- A. Total distance of the racecourse - measured from the finish line counterclockwise (3' from the inner railing) back to the finish line: 

5143.9
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 feet.
- B. Describe the type(s) of materials used for the inner and outer railings of the race course, the type of inner railing supports (i.e., metal gooseneck, wood 4" x 4" uprights, offset wood 4" x 4" supports, etc.), the coverings, if any, on the top of the inner railing, and the approximate height of the top of the inner railing from the level of the race course.  
*Inner Rail: Aluminum wrap on gooseneck posts covered by rubber and thermoplastic*  
*Outer Rail: Steel posts and rail*
- C. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474:  
*Steve Wood – Trackmasters, Inc.*
- D. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474.  
*Attached*
- E. If the fair 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 which 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 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.

**16. DECLARATIONS**

- A. All labor agreements, concession and service contracts, and other agreements necessary to conduct the entire meeting have been finalized except as follows (if no exceptions, so state):  
*No exceptions that we are aware of.*
- B. Attach each horsemen's agreement pursuant to CHRB Rule 2044.
- C. 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): No exceptions
- D. Absent natural disasters or causes beyond the control of the fair, 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 fair except as follows (if no exceptions, so state): No exceptions

**17. 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 fair to attest to this application on its behalf.

G. James Moore  
Print Name

Fair Manager  
Print Title

  
Signature

2/25/02  
Date

**STAFF ANALYSIS**

June 6, 2002

Issue: APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE SAN MATEO COUNTY FAIR AT SAN MATEO FROM AUGUST 7, 2002 THROUGH AUGUST 19, 2002.

San Mateo County Fair filed its application for license to conduct a horse racing meeting at San Mateo:

- August 7 through August 19, 2002, or 12 days, the same as 2001. The fair proposes to race a total of 143 races, 28 more than 2001.

August – 2002						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

- Racing Wednesday through Monday with 11 races per day Mondays, Wednesday August 14 and Thursdays, 12 races Wednesday August 7 and Fridays 13 races Saturdays and Sundays.
  - Number of horses available will determine the number of races programmed daily for each breed.
  - No racing Tuesday, August 13.
- First post 1:15 p.m. daily and 3:15 p.m. Fridays.
  - Post times may be adjusted for the coordination of California post times.
- Request Patrick Kealy be appointed horse identifier pursuant to CHRB Rule 1525.
- Track safety requirements have been fulfilled.
- Wagering program will use CHRB rules.
  - Early wagering will not be offered.
  - Request to alter the wagering schedule to maximize inter-zone simulcasting with southern California. Offering a \$1 place pick (n) beginning with and including all thoroughbred races, a \$2 pick (n) pool (pick 6) on the last six thoroughbred races, \$1 pick four on the last four races and a \$2 parlay wager.
- Simulcasting conducted with other out-of-state racing jurisdictions pursuant to Business and Professions Code Section 19602; and with authorized locations throughout California.

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

FROM THE FAIR:

1. Fire clearance.
2. Name of the association veterinarian.

FROM CARF:

1. Horsemen's agreement for Appaloosa.
2. Thoroughbred signoff for San Mateo on the horsemen's agreement.

RECOMMENDATION:

Staff recommends the Board approve the application conditioned upon receiving the additional information necessary to conduct the racing meeting.

STATE OF CALIFORNIA  
CALIFORNIA HORSE RACING BOARD  
APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF A CALIFORNIA FAIR  
CHRB-18 (Rev. 7/01)

Application is hereby made to the California Horse Racing Board (CHRB) for a license to conduct a horse racing meeting of a California fair as authorized by Article 6.5 of the California Business and Professions (B&P) Code, Chapter 4, Division 8, Horse Racing Law, and in accordance with applicable provisions and the California Code of Regulations, Title 4, Division 4, CHRB Rules and Regulations.

**1. APPLICANT FAIR ASSOCIATION**

A. Name, mailing address, telephone and fax numbers of fair:

**San Mateo County Exposition and Fair Association**

**P.O. Box 1027**

**San Mateo, CA 94403-0627**

**(650) 574-3247 Phone**

**(650) 574-3985 Fax**

B. Fair association is a:  District Fair  County Fair  Citrus Fruit Fair  
 California Exposition and State Fair  Other qualified fair

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

**2. DATES OF MEETING**

A. Inclusive dates for the entire meeting: **August 7 – 19, 2002**

B. Actual dates racing will be held: **August 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, 18, 19**

C. Dates racing will NOT be held: **August 13**

D. Total number of days or nights of racing: **12**

E. Number of days or nights of racing per week: **5 – 1<sup>st</sup> week, 6 – 2<sup>nd</sup> week, 1 – 3<sup>rd</sup> week**

**3. RACING PROGRAM**

A. Total number of races: **143**

B. Number of races by breed:

<input type="text" value="106"/>	Thoroughbreds	<input type="text" value="16"/>	Quarter Horses	<input type="text" value="12"/>	Appaloosas
<input type="text" value="6"/>	Arabians	<input type="text" value="-0-"/>	Paints	<input type="text" value="3"/>	Mules

**CHRB CERTIFICATION**

Application received: *5/9/02 GR*  
Reviewed: *PN*

Hearing date: *6/6/02*  
Approved date:  
License number:

C. Number of races for each day or night:

	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
Thoroughbred	10/10	8/8	-0-	8/8	8/8	9/9	10/10
Other Breeds	3/3	3/3	-0-	4/3	3/3	3/3	3/3
Total	13/13	11/11	-0-	12/11	11/11	12/12	13/13

Number of races subject to availability of horses.

D. Total number of stakes races by breed:

<input type="text" value="4"/>	Thoroughbreds	<input type="text" value="-0-"/>	Quarter Horses	<input type="text" value="-0-"/>	Appaloosas
<input type="text" value="-0-"/>	Arabians	<input type="text" value="-0-"/>	Paints	<input type="text" value="-0-"/>	Mules

E. Attach a listing of all stakes races and indicate the date to be run and the added money or guaranteed purse for each.

Attached

F. Will provisions be made for owners and trainers to use their own registered colors?

Yes     No    If no, what racing colors are to be used:

G. List all post times for the daily racing program:

Exceptions:  
Fridays

Race #1	1:15 PM	3:15 PM
Race #2	1:45 PM	3:45 PM
Race #3	2:15 PM	4:15 PM
Race #4	2:45 PM	4:45 PM
Race #5	3:15 PM	5:15 PM
Race #6	3:45 PM	5:45 PM
Race #7	4:15 PM	6:15 PM
Race #8	4:45 PM	6:45 PM
Race #9	5:15 PM	7:15 PM
Race #10	5:45 PM	7:45 PM
Race #11	6:15 PM	8:15 PM
Race #12	6:45 PM	8:45 PM
Race #13	7:15 PM	9:15 PM

Number of races subject to availability of horses. Post times may be adjusted for the coordination of California post times.

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.

**2002 SAN MATEO COUNTY FAIR**

**THOROUGHBRED STAKES SCHEDULE**

**STAKES**

MID-PENINSULA STAKES  
\$40,000 (\$10,000 from Cal-bred Race Fund)  
Two Year Old Fillies (Cal-bred)  
Five and One-half furlongs

**OVERNIGHT STAKES**

FLORAL FIESTA STAKES  
\$40,000 Added  
Fillies Three Years Olds  
One Mile – Longden Turf Course

LADY MOROVICH  
\$40,000 Added  
Fillies and Mares Three Years Old and Upward  
One Mile and One-sixteenth – Longden Turf Course

SAN MATEAN HANDICAP  
\$40,000 Added  
Three-Year-Olds and Upward  
One Mile and One-sixteenth – Longden Turf Course

**4. FAIR ASSOCIATION**

A. Names of the fair directors:

**Carol Conroy, President**  
**Stan Pastorino, Vice President**  
**Tony Clifford, Secretary-Treasurer**  
**Kristine Pereira, Youth Commission**  
**Jenny Varas, Youth Commission**

**Peter Chartz, Director**  
**Melanie Hildebrand, Director**  
**Steve Karp, Director**  
**Evelyn Marks, Director**  
**Mark Norris, Director**  
**Jack Olsen, Director**  
**Marcy Saunders, Director**  
**John Zirelli, Director**

B. Names of the directors serving on the Racing Committee or otherwise responsible for the conduct of the racing program:

**Hiro Higashi, Director of Racing**

C. Name and title of the fair manager or executive officer and the names and titles of all department managers and fair staff, **other than those listed in 9B**, who will be listed in the official program:

**John S. Root, General Manager**  
**Jennifer Burleson, Fair Manager**

**5. PURSE PROGRAM**

A. Estimated purse distribution:

1. All races other than stakes: **\$1,531,000**
2. Overnight stakes: **\$120,000**
3. Non-overnight stakes: **\$40,000**

B. Estimated purse distribution for all stakes races: **\$160,000**

C. Estimated funds to be generated for all California-bred incentive awards: **\$125,000**

D. Estimated amount of payment to each recognized horsemen's organization contracting with the fair and the name(s) of the organization(s):

Recognized Horsemen's Organization	Estimated Payment
<b>CTT</b>	<b>\$ 5,584</b>
<b>TOC</b>	<b>\$11,168</b>
<b>NTRA</b>	<b>\$25,000</b>
<b>PCQHRA</b>	<b>\$ 1,850</b>
<b>CAL WESTERN</b>	<b>\$ 500</b>
<b>ARAC</b>	<b>\$ 3,000</b>
<b>MULES</b>	<b>-0-</b>

- E. Total estimated amount from **all sources** to be distributed at the meeting in the form of purses or other benefits to horsemen: **\$1,863,102**
- F. Estimated purse funds to be generated from on-track handle and intrastate off-track handle:  
**On-track: \$467,000      Off-track: \$1,167,000**
- G. Estimated purse funds to be generated from interstate handle: **\$138,350**
- H. Bank or depository for the Paymaster of Purses' purse account and the account number:  
**San Mateo County Fair Horsemen's Account**  
**Union Bank of California, Account #700152093**
- I. Name, address and telephone number of the pari-mutuel audit firm engaged for the meeting:  
**Bowen, McBeth, Inc.**  
**10722 Arrow Route, Suite 110**  
**Rancho Cucamonga, CA 91730**  
**(909) 944-6465**

**NOTICE TO APPLICANT** All funds generated and retained from on-track pari-mutuel handle which 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 fair and **shall**, within 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 which are obligated by law for distribution in the form of purses and breeders' awards, shall also be deposited within 3 calendar days following receipt into such liability account. In the event the fair 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 fair 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 there. The fair is entitled thereafter 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 fair is entitled to carry forward the deficit to its next succeeding meeting as provided in B&P Code Section 19615(c) or (d). In the event of **underpayment** of purses which results in a balance remaining in the Paymaster of Purses' account at the conclusion of the meeting after distribution of amounts due to horsemen and breeders and horsemen organizations, the fair may carry forward the surplus amount to its next succeeding meeting; provided, however, that the amount 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.

## 6. STABLE ACCOMMODATIONS

- A. Number of usable stalls available for racehorses at the track where the meeting is held: **900**
- B. Minimum number of stalls believed necessary for the meeting: **900**
- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers: **1,000**
- D. Name or location of each off-site stabling area and the number of stalls to be maintained at each site: **Golden Gate Fields – 1,000**

- E. Attach each contract or agreement between the fair and the person(s) furnishing off-site stabling accommodations for eligible race horses which cannot be provided stabling on-site.

Complete subsections F through I if the fair will request reimbursement for off-site stabling as provided by B&P Code Sections 19607, 19607.1, 19607.2, and 19607.3; otherwise, skip to Section 7.

- F. Total number of usable stalls made available **on-site** for the **1986** meeting: **N/A**
- G. Estimated cost to provide **off-site** stalls for this meeting:  
**As specified in the "2002 Northern California Stabling and Vanning Fund"**
- H. Estimated cost to provide **vanning** from off-site stalls for this meeting. Show fees to be paid for vanning **per-horse**:  
**-0-**
- I. Total estimated cost for off-site stabling and vanning for this meeting. Show cost per-day **per-stall**:  
**As specified in the "2002 Northern California Stabling and Vanning Fund"**

**7. PARI-MUTUEL WAGERING PROGRAM**

- A. Pursuant to B&P Code Section 19599, and with the approval of the CHRB, fairs may elect to offer wagering programs using CHRB Pari-mutuel Rules, the Association of Racing Commissioners International (RCI) 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:

Use DD for daily double, E for exacta (special quinella), LS for limited sweepstakes (pick 6), PK3 for pick three, PK4 for select four, PK6 for pick 6 one pool, PK7 for pick seven, PNP for pick (n) pool, PPN for place pick (n), Q for quinella, SF for Superfecta, SS1 for special sweepstakes (pick 6) alternate 1, SS2 for special sweepstakes (pick 6) alternate 2, SS3 for special sweepstakes (pick 6) alternate 3, SRUS for special reserved unlimited sweepstakes (pick 9), SUS for special unlimited sweepstakes (pick 9), TRI for trifecta, and US for unlimited sweepstakes (pick 9).

	TYPE OF WAGERS	APPLICABLE RULES
Example Race	\$1 E; \$2 Twin Trifecta	CHRB #1959; RCI #VP
Race #1	\$1E, \$2Q, \$1TRI, \$1PK3, \$2DD, \$1SF \$1PPN*	CHRB#1959; #1958; #1979; #1977; #1957; #1979.1, #1976.8
Race #2	\$1E, \$2Q, \$1TRI, \$1PK3, \$2DD, \$1SF	CHRB#1959; #1958; #1979; #1977; #1957; #1979.1
Race #3	\$1E, \$2Q, \$1TRI, \$1PK3, \$2DD, \$1SF	CHRB#1959; #1958; #1979; #1977; #1957; #1979.1
Race #4	\$1E, \$2Q, \$1TRI, \$1PK3, \$2DD, \$1SF	CHRB#1959; #1958; #1979; #1977; #1957; #1979.1
Race #5	\$1E, \$2Q, \$1TRI, \$1PK3, \$2DD, \$1SF	CHRB#1959; #1958; #1979; #1977; #1957; #1979.1
Race #6	\$1E, \$2Q, \$1TRI, \$1PK3, \$2DD, \$1SF	CHRB#1959; #1958; #1979; #1977; #1957; #1979.1
Race #7	\$1E, \$2Q, \$1TRI, \$1PK3, \$2DD, \$1SF \$2PNP**[PK6]	CHRB#1959; #1958; #1979; #1977; #1957; #1979.1; #1976.9
Race #8	\$1E, \$2Q, \$1TRI, \$1PK3, \$2DD, \$1SF	CHRB#1959; #1958; #1979; #1977; #1957; #1979.1

Race #9	\$1E, \$2Q, \$1TRI, \$1PK3, \$2DD, \$1SF \$1PK4***	CHRB#1959; #1958; #1979; #1977; #1957; #1979.1; #1978
Race #10	\$1E, \$2Q, \$1TRI, \$1PK3, \$2DD, \$1SF	CHRB#1959; #1958; #1979; #1977; #1957; #1979.1
Race #11	\$1E, \$2Q, \$1TRI, \$1PK3, \$2DD, \$1SF	CHRB#1959; #1958; #1979; #1977; #1957; #1979.1
Race #12	\$1E, \$2Q, \$1TRI, \$1PK3, \$1SF	CHRB#1959; #1958; #1979; #1977; #1979.1

San Mateo County Fair reserves the right to alter the proposed schedule to maximize inter-zone simulcasting with Southern California. If 13 races are run, Race #11 shall apply to Race #12, and Race #12 shall apply to Race #13. \$2 Parlay wagering pursuant to Rule #1954.1.

Reference 7C with regard to options to exotic wagering.

- B. The maximum carryover pool to be allowed to accumulate before its distribution OR the date(s) designated for distribution of the carryover pool:  
**Reference (C)**
- C. List any options requested with regard to exotic wagering:  
  - \*\$1 Place Pick (n), pursuant to CHRB Rule #1976.8, to begin with and include all thoroughbred races on the card.
  - \*\*\$2Pick (n) Pool (PK6), 70% to major pool or carryover, 30% to minor pool. Placement on the last 6 thoroughbred races on the card.
  - \*\*\*\$1 PK4 – Placement on the last four races on the card.
- D. Will "advance" or "early bird" wagering be offered?  Yes  No  
If yes, when will such wagering begin: N/A
- E. Type(s) of pari-mutuel or totalizator equipment to be used by the fair and the simulcast organization, the name of the person(s) supplying equipment, and expiration date of the service contract:  
**Autotote Limited – Probe System**  
**Expiration: 12/25/2003**  
**Dave Payton**

**8. SIMULCAST WAGERING PROGRAM**

- A. Simulcast organization engaged by the fair to conduct simulcast wagering:  
**Northern California Off-Track Wagering Inc. ("NCOTWINC")**
- B. Attach the agreement between the fair and simulcast organization permitting the organization to use the fair'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.
- C. California simulcast facilities the fair proposes to offer its live audiovisual signal:  
**All California facilities authorized to accept the signal.**
- D. Out-of-state wagering systems the fair proposes to offer its live audiovisual signal:  
**Attached**

E. Out-of-state wagering systems that will combine their pari-mutuel pools with those of the fair:  
**Attached**

F. Out-of-state wagering systems the fair proposes to offer its live audiovisual signal:  
 List the host tracks from which the fair proposes to import out-of-state and/or out-of-country thoroughbred 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":  
**Attached**

NOTICE TO APPLICANT B&P 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 which 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 23 imported thoroughbred races statewide. The limitation of 23 imported thoroughbred races per day statewide does not apply to those races specified in B&P Code Section 19596.2(a)(1), (2), (3) and (4).

**THOROUGHBRED SIMULCAST RACES TO BE IMPORTED**

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

Calder Race Course	1/1 & 1/2/99	Full Card
Fair Grounds	3/14/99	Selected Feature and/or Stakes Races

G. List imported simulcast races the fair plans to receive during the racing meeting which 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**

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

Examples:

Meadowlands	H	8/7/99	1
Ruidoso Downs	QH	9/6/99	3

H. If any out-of-state or out-of-country races will commence outside of the time constraints set forth in B&P Code Section 19596.2(d), attach a copy showing agreement by the appropriate racing association(s).

Out-Of-State wagering systems the association proposes to offer its live audiovisual signal:

**Commingled Pools**

Acoma Pueblo, NM  
 America Tab, OH  
 Arapahoe Park, CO  
 Arlington International Race Course, IL  
 Atlantic City Casino Assn., NJ  
 Atlantic City Race Course, NJ  
 Atokad Downs, NE  
 Balmoral Park, IL  
 Batavia Downs, NY  
 Beulah Park, OH  
 Bettor Racing OTB, SD  
 Birmingham Race Course, AL  
 Blue Ribbon Downs, OK  
*Bluff's Run*, IA  
 Boyd Gaming d/b/a Delta Downs, LA  
 Buffalo Trotting Association, NY  
 Calder Race Course, FL  
 Canterbury Park, MN  
 Camptown Greyhound Park, KS  
 Capital District OTB, NY  
 Catskill Off-Track Betting, NY  
 Charles Town Races, WV  
 Choctaw Racing Services, L.L.C., OK  
 Churchill Downs, KY  
 Churchill Downs Sports Spectrum, KY  
 Citizen Band Potawatomi Indians, IA  
 Colonial Downs, VA  
 Columbus Races, NE  
 Comanche Nation Games, NE  
 Connecticut OTB, CT  
 Corpus Christi Greyhound Track, TX  
 Couer D'Leone Hotel & Casino, ID  
 Dairyland Greyhound Park, WI  
 Delaware Park, DE  
 Delta Downs, LA  
 Dover Downs, DE  
 Downs at Albuquerque, NM  
 Ellis Park, KY  
 Emerald Downs, WA  
 Eureka Downs, KS  
 Evangeline Downs, LA  
 Excelsior Hotel, MD  
 Fair Grounds, LA  
 Fair Meadows, IL  
 Fairmount Park, IL  
 Finger Lakes Race Track, NY  
 Fire Lakes, OK  
 Fonner Park, NE  
 Foxwoods Casino, CT  
 Freehold Raceway, NJ  
 Garden State Park, NJ  
 Geneva Lakes Kennel Club, WI  
 Great Lakes Downs, MI  
 Greentrack, AL  
 Gulfstream Park, FL  
 Harrington Raceway, DE  
 Hawthorne Race Course, IL  
 Hazel Park, MI  
 Hinsdale Greyhound Park, NH  
 Holiday Beach Hotel, NV  
 Hoosier Park, IN  
 Horsemen's Atokad Park, NE  
 Horsemen's Park, NE  
 Jackson Harness Raceway, MI  
 Keeneland, KY  
 Kentucky Downs, KY  
 Kentucky OTB, KY  
 Las Vegas Dissemination, NV  
 Las Vegas Dissemination (Tribal Locations), NV  
 Lebanon Trotting Club, OH  
 Les Bois Park, ID  
 Lewiston OTB, ME  
 Lincoln Park, RI  
 Lincoln State Fair, NE  
 Lone Star Race Park, TX  
 Louisiana Downs, LA  
 Manor Downs, TX  
 Maryland Jockey Club, MD  
 Maywood Park, IL  
 Meskwaki Casino, NV  
 Mobile Greyhound Park, AL  
 Monmouth Park, NJ  
 Montana Simulcast Partners (IMS), MT  
 Monticello Raceway, NY  
 Mountaineer Park, WV  
 Mt. Pleasant Meadows, MI  
 Multnomah Greyhound Park, OR  
 Nassau Regional OTB, NY  
 Nebraska State Fair Park, NE  
 Nevada Pari-Mutuel Association, NV  
 New Jersey Sports & Exposition, NJ  
 New Mexico State Fair, NM  
 New York City Off-Track Betting, NY  
 New York Racing Association, NY  
 Newport Jai Alai, RI  
 Northfield Park, OH  
 Northville Downs, MI  
 Northville Racing Corp., MI  
 Oaklawn Park, AR  
 Ocean Downs, MD  
 Penn National, PA  
 Penn National (Telebet, Dial-A-Bet), PA  
 Philadelphia Park, PA  
 Philadelphia Park (PhoneBet), PA  
 Plainridge Racecourse, MA  
 Playfair Race Course, WA  
 Pocono Downs, PA  
 Pojoaque Pueblo Gaming, Inc., OK  
 Portland Meadows, OR  
 Potawatomi Indian Tribe of OK, OK  
 Prairie Meadows, IA  
 Raceway Park, OH  
 Racing & Gaming Services, W.I.  
 Racing Services, Inc., ND  
 Randall Doc James, Inc.(Stevenson), MD  
 Remington Park, OK  
 Retama Park, TX  
 Rillito Park, AZ  
 River Downs, OH  
 Rockingham Park, NH  
 Rockingham (Phone Wagering), NH  
 Rosecroft Raceway, NY  
 Ruidoso Downs, NM  
 Saginaw Harness, MI  
 Sam Houston Park, TX  
 Saratoga Raceway, NY  
 Scarborough Downs, ME  
 Schenectady OTB, NY  
 Scioto Downs, OH  
 Southland Greyhound Park, AR  
 Sports Creek Raceway, MI  
 Sportsman's Park, IL  
 St. Croix Greyhound Park, WI  
 Suffolk Downs, MA  
 Sunland Park, NM  
*SunRay Park and Casino*, NM  
 Tampa Bay Downs, FL  
 The Meadows, PA  
 The Racing Channel, Inc, PA  
 The Stables, OK  
 The Texas Hub, TX  
 Thistledown Racing Club, OH  
 Tri-State Greyhound, WV  
 TRN International  
 Tucson Greyhound Park, AZ  
 Turfway Park, KY  
 Turf Paradise, AZ  
 Turning Stone Casino, NY  
*US Off-Track d/b/a Greyhound Channel*, OR  
 Valley Race Park, TX  
 Vernon Downs, NY  
 Western Regional OTB, NY  
 Wichita Greyhound Park, KS  
 Will Rogers Downs, OK  
 Wisconsin Dells Greyhound, WI  
 Wonderland Greyhound Park, MA  
 Woodlands, KS  
 Wyoming OTB, WY  
 Yavapai Downs, AZ  
 Yonkers Raceway, NY  
 Yobet.com, PA

**Separate Pools**

Assiniboia Downs, CAN  
 Caliente (Hipodromo De Agua Caliente), MEX  
 Caymanas Park, JA  
 Edmonton Northlands, AL  
 Elmira Raceway, ON  
 Flamboro Downs, ON  
 Fraser Downs, BC  
 Hiawatha Downs, ON  
 Hipodromo d'Aylmer, QU  
 Hipodromo Presidente Remon, PA  
 Juarez, MEX  
 Las Vegas Dissemination Co., NV  
 l' Hippodrome de Montreal, ML  
 Marquis Downs, SA  
 Ontario Jockey Club, ON  
 Pacific Racing Association, BC  
 Queensbury Downs, SA  
 Rideau Carlton, ON  
 Stampede Park, AL  
 Stevenson & Associates, MD  
 Columbia, Dominican Republic,  
 Panama, Puerto Rico, St. Thomas,  
 Trinidad, Uruguay  
 Western Fair, ON  
 Windsor Raceway, ON

**California Authority of Racing Fairs**  
**June 12 – October 14, 2002 Full or Partial Card**

Arlington Park, IL
Australian Racing, AUSTRALIA
Belmont Park, NY
Calder, FL
Canterbury Downs, MN
Churchill Downs, KY
Ellis Park, KY
Emerald Downs, WA
Fair Grounds, LA
Gulfstream, FL
Hastings Park, B.C., CAN
Hawthorne, IL
Hoosier Park, IN
Keeneland, KY
Kentucky Downs, KY
Lone Star Park, TX
Louisiana Downs, LA
Meadowlands, NJ
Monmouth Park, NJ
Penn National, PA
Philadelphia Park, PA
Pimlico, MD
Remington Park
Saratoga, NY
Sunland Park, NM
Thistledown, OH
Turf Paradise, AZ
Turfway Park, KY
Woobine, Toronto, CAN
Yavapai Downs, AZ

**NOTICE TO APPLICANT** All interstate wagering to be conducted by a fair 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 a fair is subject to the provisions of B&P Code Sections 19596, 19596.1, 19596.2, 19601, 19602, and 19616.1, and will require specific written approval of the CHRB.

Every fair shall pay to the simulcast organization within 3 calendar days following the closing of wagering for each racing program, or upon receipt of the proceeds, such amounts that are retained from off-track simulcast wagering, interstate and out-of-state wagering and which 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 fair shall pay to its Paymaster of Purses' account within 3 calendar days following the closing of wagering for each racing program, or upon receipt of the proceeds, such amounts that are retained or obligated from off-track simulcast wagering, interstate and out-of-state wagering for purses, breeders' awards or other benefits to horsemen. (See Notice to Applicant, Section 5.)

**9. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT**

**A. Racing Officials nominated:**

Associate Judges	<b>N/A</b>
Association Veterinarian(s)	<b>Diane Isbell, D.V.M.</b>
	<b>To be named</b>
Clerk of Scales	<b>Fred Alexander</b>
Clerk of the Course	<b>Anne Daftary</b>
Horse Identifier	<b>Patrick Kealy</b>
Horseshoe Inspector	<b>Jack Hammonds</b>
Paddock Judge	<b>Lawrence Rees</b>
Patrol Judges	<b>Paul Nicolo</b>
	<b>Ella Robinson</b>
Placing Judges	<b>Tina Walker</b>
	<b>Lawrence Rees</b>
Starter	<b>Chuck Burkes</b>
Timer	<b>Owned by Bay Meadows; operated by Bay Meadows personnel.</b>

**B. Management officials in the racing department:**

Director of Racing	<b>Hiro Higashi</b>
Racing Secretary	<b>C. Gregory Brent</b>
Assistant Racing Secretary	<b>Linda Anderson</b>
Paymaster of Purses	<b>Patty Prospero</b>
Others (identify by name and title)	
Administrative Assistant – Racing	<b>Jeanne Shand</b>

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

**Christine Niccoli**  
**Niccoli Reporting Associates**  
**619 Pilgrim Drive**  
**Foster City, CA 94404**  
**650-573-9339**

- 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:  
**Plusmic Corporation USA (Bill O'Brien)11/01/2003**
- E. Photopatrol video equipment to be used to record all races, name of the person supplying the service, and expiration date of the service contract:  
**Bay Meadows Video Department. On file.**
- 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:  
**Bay Meadows electronic timer. Installed and maintained by Bay Meadows personnel.**

#### 10. SECURITY CONTROLS AND EMERGENCY SERVICES

- A. Name and title of the person responsible for security controls on the premises:  
**Salvadore Dicson Ganzon, Jr.**
- B. Estimated number of security guards, gatemen, patrolmen or others to be engaged in security tasks on a regular full-time basis. Describe the electronic security system:  
**12 – Uniformed Guards**  
**2 – Plain Clothes – Management**  
**5 – Stable Gate Attendants.**  
**Video security system throughout plant.**  
**Radio communications between security personnel and management.**
- C. Name, address and emergency telephone number of the ambulance service to be used during workouts and the running of the races:  
**Bayshore Ambulance, P.O. Box 4622, Foster City, CA 94404. (650) 525-9700**
- D. Name, address and emergency telephone number of the ambulance service to be used during workouts at auxiliary sites:  
**Turf Rescue, LLC, 19615 Barclay Road, Castro Valley, CA 94546. (510) 581-8470**
- E. Attach a fire clearance from the fire authority having jurisdiction over the premises.
- F. Name of the workers' compensation insurance carrier for the fair and the number of the insurance policy (if self-insured, provide details):  
**National Associated of Amusement Ride and Safety Officials (NAARSO)**  
**California Fair Services Authority (CSFA)**
- G. Attach a Certificate of Insurance for workers' compensation coverage. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of insurance which secures the liability of the fair for payment of workers' compensation.

#### 11. CONCESSIONAIRES AND SERVICE CONTRACTORS

Names and addresses of all persons to whom a concession or service contract has been given, **other than those already identified**, and the goods and/or services to be provided by each:



March 20, 2002

To: California Horse Racing Board (CHRB)  
1010 Hurley Way, Suite 300  
Sacramento, CA 95825  
Attn: Pat Noble

Re: San Mateo County Fair  
PO Box 637  
Ferndale, CA 95536

Please be advised that the San Mateo County Fair is a member of the California Fair Services Authority (CFSA), and participates in the following self-insurance and loss pooling programs which are administered by CFSA:

#### I. COMPREHENSIVE GENERAL LIABILITY PROGRAM

Limit \$10 million CSL per occurrence  
Coverage continuous until cancelled

#### II. WORKERS' COMPENSATION AND EMPLOYERS' LIABILITY

- A. Primary Coverage \$300,000 self-insured retention California Fair Services Authority  
Coverage continuous until cancelled
- B. Excess Policy (a) Workers' Compensation: Unlimited in excess of \$300,000  
(b) Employers' Liability: \$5 million in excess of \$300,000  
Excess Policy from Employers Reinsurance Corporation expires July 1, 2002.

CFSA represents to the CHRB that within the above limits, terms and provisions of the coverage stated, to the extent provided by law, CFSA will provide defense, payment, and indemnification on loss funding in accordance with the terms of the contractual assumption of the San Mateo County Fair as set forth in the CHRB's "Insurance Requirements".

You will be given at least thirty (30) days notice of any change in the foregoing information. We trust that this commitment will satisfy your insurance requirements.

Please feel free to contact this office on all matters including possible claims.

Sincerely,

A handwritten signature in cursive script that reads "Lianne Lewellen".

Lianne Lewellen  
Risk Analyst

**Armored Car Service:** Loomis Armored, Inc.  
Dept. 21206  
Pasadena, CA 91185-1206

**Tip Sheets:** U-Pick  
Rocky Nator  
30519 Carroll Avenue  
Hayward, CA 94544

**Catering Company:** Bay Meadows Catering  
P.O. Box 5050  
San Mateo, CA 94402

Jack's Blue Card  
Evan Wasserman  
127 Sun Avenue  
Hayward, CA 94544

**Jockeys' Laundry:** Lorene Dutton  
3263 Vineyard Avenue  
Pleasanton, CA 94566

**Winners' Circle Photos:** Bill Vassar  
1167 Sapphire Drive  
Livermore, CA 94550

**Program Printer:** Del Mar Graphics  
7806 Honors Court  
Pleasanton, CA 94588

**Starting Gate:** Mike Costello  
United/Puett Starting Gate Co.  
P.O. Box 18  
South Salem, NY 10590

**12. SCHEDULE OF CHARGES**

A. Proposed charges for admissions, seating or boxes, parking and programs. Note any changes from previous year:

Admission (general)	\$3.00
Admission (clubhouse)	\$6.00
Reserved seating (general)	\$3.00
Reserved seating (clubhouse)	\$3.00
Parking (general)	\$6.00
Parking (preferred)	\$7.00
Parking (valet)	\$7.00
Programs (on-track)	\$2.00
(off-track)	\$2.00

B. Describe any "Season Boxes" or other special accommodation fees: **None**

C. Describe any "package" plans such as combined parking, admission and program: **None**

**13. JOCKEYS' QUARTERS**

A. Check the applicable amenities available in the jockeys' quarters:

<input checked="" type="checkbox"/> Corners (lockers and cubicles)	How many	<input type="text" value="25"/>
<input checked="" type="checkbox"/> Showers	<input checked="" type="checkbox"/> Steam room, sauna or steam cabinets	<input checked="" type="checkbox"/> Lounge area
<input checked="" type="checkbox"/> Masseur	<input checked="" type="checkbox"/> Food/beverage service	<input checked="" type="checkbox"/> Certified platform scale

- B. Describe the quarters to be used for female jockeys:  
**Fifteen by seventeen foot room with a private entrance hall; room has windows, TV, heating unit, bunk beds, and a single stall shower. Attached is a private restroom with sink and toilet.**

**14. BACKSTRETCH EMPLOYEE HOUSING**

- A. Attach written certification that an inspection of the backstretch employee housing has been conducted by a lead agency designated by the CHRB and the applicant is not aware of any known violations of the local housing ordinances.
- B. Number of rooms used for housing on the backstretch of the racetrack: **Barn Area - 69**  
**Dormitory - 53**  
**TOTAL - 122**
- C. Number of restrooms available on the backstretch of the racetrack:  
**Barn Area - 10 Restrooms**  
**Toilets- 35**  
**Showers - 26**  
  
**Dormitory - 6 Restrooms (Dormitory-type)**  
**3/Men, 3/Women**
- D. Estimated ratio of restrooms to the number of backstretch personnel: **1 for every 7 people**

**15. TRACK SAFETY**

- A. Total distance of the racecourse - measured from the finish line counterclockwise (3' from the inner railing) back to the finish line 5,280 feet.
- B. Describe the type(s) of materials used for the inner and outer railings of the race course, the type of inner railing supports (i.e., metal gooseneck, wood 4" x 4" uprights, offset wood 4" x 4" supports, etc.), the coverings, if any, on the top of the inner railing, and the approximate height of the top of the inner railing from the level of the race course.  
**Inner rail is a metal gooseneck Fontana safety rail, 42" in height from track to top of rail.**  
**Outer rail is a metal rounded pipe rail.**
- C. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474:  
**Caesar Roldan**
- D. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474.  
**On file.**

- E. If the fair 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 which 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 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.

**16. DECLARATIONS**

- A. All labor agreements, concession and service contracts, and other agreements necessary to conduct the entire meeting have been finalized except as follows (if no exceptions, so state):  
**No exceptions.**
- B. Attach each horsemen's agreement pursuant to CHRB Rule 2044.  
**To be submitted.**
- C. 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):  
**No exceptions.**
- D. Absent natural disasters or causes beyond the control of the fair, 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 fair except as follows (if no exceptions, so state):  
**No exceptions.**

NOTICE TO APPLICANT Pursuant to CHRB Rules 1870 and 1871, the CHRB shall be given 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.

**17. 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 fair to attest to this application on its behalf.

HIRO HIGASHI  
Print Name

DIRECTOR OF RACING  
Print Title

Hiro Higashi  
Signature

5/8/02  
Date

**STAFF ANALYSIS**  
June 6, 2002

Issue: **APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE HUMBOLDT COUNTY FAIR AT FERNDALE FROM AUGUST 8, 2002 THROUGH AUGUST 18, 2002.**

Humboldt County Fair filed its application for license to conduct a horse racing meeting at Ferndale:

- August 8 through August 18, 2002, or 10 days, the same as 2001. The fair proposes to race 78 races, two more than 2001.

August - 2002						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

- Racing Thursday through Monday the first week and Wednesday through Sunday the second week. Six races Monday and Wednesday, 7 races Thursdays, 8 races Fridays and 8 or 9 races Saturdays and Sundays
  - Number of horses available will determine the number of races programmed daily for each breed.
  - No racing Tuesday, August 13.
- First post 1:55 p.m. Saturday and Sunday, 2:25 p.m. Monday, Wednesday and Thursday and 2:55 p.m. Friday.
- Specific changes from the 2001 license application:
  - Zachary Soto replaces Charlie Palmer as racing secretary and Melody Truitt replaces Chris Lapham as timer.
  - General parking increased from \$1 to \$2.
- Request Darrell Sparks be appointed horse identifier pursuant to CHRB Rule 1525.
- Track safety requirements have been fulfilled.
- Wagering program will use CHRB rules.
  - Request a \$1 wager on all exotics with a \$6 minimum at self-serve machines.
  - Request to allow horses entered on one day to be listed on overnight sheets for races scheduled to be run 72 hours from that day.
  - Early wagering 9:30 a.m. each day.

- Simulcasting conducted with other out-of-state racing jurisdictions pursuant to Business and Professions Code Section 19602; and with authorized locations throughout California.

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

FROM THE FAIR:

1. Fire clearance.

FROM CARF:

1. Horsemen's agreements for Appaloosa.
2. Thoroughbred signoff for Humboldt on the horsemen's agreement.

RECOMMENDATION:

Staff recommends the Board approve the application conditioned upon receiving the additional information necessary to conduct the racing meeting.

Application is hereby made to the California Horse Racing Board (CHRB) for a license to conduct a horse racing meeting of a California fair as authorized by Article 6.5 of the California Business and Professions (B&P) Code, Chapter 4, Division 8, Horse Racing Law, and in accordance with applicable provisions and the California Code of Regulations, Title 4, Division 4, CHRB Rules and Regulations.

**1. APPLICANT FAIR ASSOCIATION**

A. Name, mailing address, telephone and fax numbers of fair:

**HUMBOLDT COUNTY FAIR ASSOCIATION** (707)786-9511  
**1250 5<sup>TH</sup> STREET** (707)786-9450  
**FERNDALE, CA 95536**

B. Fair association is a:  District Fair  County Fair  Citrus Fruit Fair  
 California Exposition and State Fair  Other qualified fair

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

**2. DATES OF MEETING**

A. Inclusive dates for the entire meeting: **AUGUST 8-18, 2002**

B. Actual dates racing will be held: **AUGUST 8,9,10,11,12,14,15,16,17,18**

C. Dates racing will NOT be held: **TUESDAY, AUGUST 13, 2002**

D. Total number of days or nights of racing: **10 DAYS**

E. Number of days or nights of racing per week: **FIRST WEEK: 4 DAYS**  
**SECOND WEEK: 6 DAYS**

**3. RACING PROGRAM**

A. Total number of races: **78**

B. Number of races by breed:

<input type="text" value="45"/>	Thoroughbreds	<input type="text" value="4"/>	Quarter Horses	<input type="text" value="2"/>	Appaloosas
<input type="text" value="9"/>	Arabians	<input type="text"/>	Paints	<input type="text" value="18"/>	Mules

C. Number of races for each day or night: **Six on Mondays & Wednesdays; Seven on Thursdays; Eight on Fridays; and 8-9 on Saturdays & Sundays, depending on availability of horses.**

**CHRB CERTIFICATION**

Application received: *5/7/02 MG*  
Reviewed: *PN*

Hearing date: *6/6/02*  
Approved date:  
License number:

	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
Thoroughbred	5/6	3	0	3	4	5	6
Other Breeds	4/3	3	0	3	3	3	3
Total	9/9	6	0	6	7	8	9

D. Total number of stakes races by breed:

Thoroughbreds    
  Quarter Horses    
  Appaloosas  
 Arabians    
  Paints    
  Mules

E. Attach a listing of all stakes races and indicate the date to be run and the added money or guaranteed purse for each.

F. Will provisions be made for owners and trainers to use their own registered colors?

Yes    
  No    
 If no, what racing colors are to be used:

G. List all post times for the daily racing program:

**Attached**

**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.

**4. FAIR ASSOCIATION**

- A. Names of the fair directors: **BECKER, BRANSTETTER, BUGENIG, BURGER, CHRISTEN, COOPER, COPPINI, DAVIS, FARLEY, GIACOMINI, HIGHT, LACY, LOW, LUCAS, MACDONALD, OLSEN, PARLATO, PETERSON, PRIOR, RODONI AND WILSON.**
- B. Names of the directors serving on the Racing Committee or otherwise responsible for the conduct of the racing program: **BECKER, BUGENIG, BURGER, FARLEY, MACDONALD, OLSEN, PARLATO AND WILSON**
- C. Name and title of the fair manager or executive officer and the names and titles of all department managers and fair staff, **other than those listed in 9B**, who will be listed in the official program: **Stuart Titus, General Manager**

**5. PURSE PROGRAM**

- A. Estimated purse distribution:
  - 1. All races other than stakes: **\$207,000**
  - 2. Overnight stakes:
  - 3. Non-overnight stakes: **\$ 49,000**

**HUMBOLDT COUNTY FAIR ASSOCIATION  
2002 PROPOSED "STAKES" PROGRAM**

THE PAUL CACCI  
EEL RIVER SPRINT  
\$7,500 GUARANTEED  
To be run Saturday, August 10, 2002

VICTORIAN VILLAGE ARABIAN JUVENILE  
\$4,500 ADDED  
To be run Sunday, August 11, 2002

LAND OF JAZZ STAKES  
\$6,500 ADDED  
To be run Friday, August 16, 2002

FERNDALE ARABIAN STAKES  
\$8,000 ADDED  
To be run Saturday, August 17, 2002

THE LES MADEMOISELLE STAKES  
DON HARMON MEMORIAL  
\$10,000 ADDED  
To be run Saturday, August 17, 2002

HUMBOLDT COUNTY MARATHON  
C.J. HINDLEY MEMORIAL  
\$12,500 ADDED  
To be run Sunday, August 18, 2002

**HUMBOLDT COUNTY FAIR  
POST TIMES FOR 2002**

**Monday, Wednesday and Thursdays**

Race 1	2:25 p.m.
Race 2	2:55
Race 3	3:25
Race 4	3:55
Race 5	4:25
Race 6	4:55
Race 7	5:25

**Saturdays & Sundays**

Race 1	1:55 p.m.
Race 2	2:25
Race 3	2:55
Race 4	3:25
Race 5	3:55
Race 6	4:25
Race 7	4:55
Race 8	5:25
Race 9	5:55

**Fridays**

Race 1	2:55 p.m.
Race 2	3:25
Race 3	3:55
Race 4	4:25
Race 5	4:55
Race 6	5:25
Race 7	5:55
Race 8	6:25

- B. Estimated purse distribution for all **stakes** races: **\$49,000**
- C. Estimated funds to be generated for all California-bred incentive awards: **\$10,360**
- D. Estimated amount of payment to each recognized horsemen's organization contracting with the fair and the name(s) of the organization(s):

Recognized Horsemen's Organization	Estimated Payment
<b>Appys</b>	<b>\$ 1,018</b>
<b>Arabians</b>	<b>\$ 2,719</b>
<b>Mules</b>	<b>\$ 5,802</b>
<b>Quarters</b>	<b>\$ 530</b>
<b>TOC</b>	<b>\$ 1,015</b>
<b>CTT</b>	<b>\$ 508</b>
<b>NTRA</b>	<b>\$ 2,700</b>
	<b>\$14,292</b>

- E. Total estimated amount from **all sources** to be distributed at the meeting in the form of purses or other benefits to horsemen: **\$280,652**
- F. Estimated purse funds to be generated from on-track handle and intrastate off-track handle: **\$140,415**
- G. Estimated purse funds to be generated from interstate handle:
- H. Bank or depository for the Paymaster of Purses' purse account and the account number:  
**West America Bank #0601064512**
- I. Name, address and telephone number of the pari-mutuel audit firm engaged for the meeting:  
**Edward D. Roland & Assoc. 201 South Lewis Street #309 Orange, CA 92868 (714)978-7868**

**NOTICE TO APPLICANT** All funds generated and retained from on-track pari-mutuel handle which 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 fair and shall, within 3 calendar days following receipt, be deposited in a segregated and separate liability account in a depository approved by the CHRB and shall be 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 which are obligated by law for distribution in the form of purses and breeders' awards, shall also be deposited within 3 calendar days following receipt into such liability account. In the event the fair 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 fair 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 fair is entitled thereafter 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 fair is entitled to carry forward the deficit to its next succeeding meeting as provided by B&P Code Section 19615(c) (d). In the event of **underpayment** of purses which results in a balance remaining in the Paymaster of Purses' account at the conclusion of the meeting after distribution of amounts due to horsemen and breeders and horsemen's organizations, the fair 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.

**6. STABLE ACCOMMODATIONS**

- A. Number of usable stalls available for racehorses at the track where the meeting is held:  
**258 Permanent 200 Portables**
- B. Minimum number of stalls believed necessary for the meeting:  
**458**

- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers: **n/a**
- D. Name or location of each off-site stabling area and the number of stalls to be maintained at each site:
- E. Attach each contract or agreement between the fair and the person(s) furnishing off-site stabling accommodations for eligible racehorses which cannot be provided stabling on-site.

Complete subsections F through I if the fair will request reimbursement for off-site stabling as provided by B&P Code Sections 19607, 19607.1, 19607.2, and 19607.3; otherwise, skip to Section 7.

- F. Total number of usable stalls made available **on-site** for the **1986** meeting:
- G. Estimated cost to provide **off-site** stalls for this meeting:
- H. Estimated cost to provide **vanning** from off-site stalls for this meeting. Show fees to be paid for vanning **per-horse**:
- I. Total estimated cost for off-site stabling and vanning for this meeting. Show cost per-day **per-stall**:

**7. PARI-MUTUEL WAGERING PROGRAM**

- A. Pursuant to B&P Code Section 19599, and with the approval of the CHRB, fairs may elect to offer wagering programs using CHRB Pari-mutuel Rules, the Association of Racing Commissioners International (RCI) 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:

Use DD for daily double, E for exacta (special quinella), LS for limited sweepstakes (pick 6), PK3 for pick three, PK4 for select four, PK6 for pick 6 one pool, PK7 for pick seven, PNP for pick (n) pool, PPN for place pick (n), Q for quinella, SF for Superfecta, SS1 for special sweepstakes (pick 6) alternate 1, SS2 for special sweepstakes (pick 6) alternate 2, SS3 for special sweepstakes (pick 6) alternate 3, SRUS for special reserved unlimited sweepstakes (pick 9), SUS for special unlimited sweepstakes (pick 9), TRI for trifecta, and US for unlimited sweepstakes (pick 9).

	TYPE OF WAGERS	APPLICABLE RULES
Example Race	\$1 E; \$2 Twin Trifecta	CHRB #1959; RCI #VP
Race #1	\$2Q, \$2E, \$2PK3, \$2TRI	CHRB#1958, 1959, 1977, 1979
Race #2	\$2DD, \$2Q, \$2E, \$2PK3, \$2TRI	CHRB#1957, 1958, 1959, 1977, 1979
Race #3	\$2DD, \$2Q, \$2E, \$2PK3, \$2TRI	CHRB#1957, 1958, 1959, 1977, 1979
Race #4	\$2Q, \$2E, \$2PK3, \$2TRI	CHRB#1958, 1959, 1977, 1979
Race #5	\$2Q, \$2E, \$2PK3, \$2TRI	CHRB#1958, 1959, 1977, 1979
Race #6	\$2Q, \$2E, \$2PK3, \$2TRI	CHRB#1958, 1959, 1977, 1979
Race #7	\$2Q, \$2E, \$2PK3, \$2TRI	CHRB#1958, 1959, 1977, 1979
Race #8	\$2Q, \$2E, \$2PK3, \$2TRI	CHRB#1958, 1959, 1977, 1979
Race #9	\$2Q, \$2E, \$2PK3, \$2TRI	CHRB#1958, 1959, 1977, 1979

- B. The maximum carryover pool to be allowed to accumulate before its distribution OR the date(s) designated for distribution of the carryover pool: N/A
- C. List any options requested with regard to exotic wagering: **Permission to offer \$1.00 wager on all exotic wagers, with a \$6.00 minimum at self-serve machines only. Permission to allow horses entered on one day to also be listed in overnight sheets for races scheduled to be run 72 hours from that day.**
- D. Will "advance" or "early bird" wagering be offered?  Yes  No  
If yes, when will such wagering begin: **9:30 a.m.**
- E. Type(s) of pari-mutuel or totalizator equipment to be used by the fair and the simulcast organization, the name of the person(s) supplying equipment, and expiration date of the service contract:  
**Auto Tote Systems, Inc. PO Box 13260, Newark, NJ 07101 (Brooks Pierce) Contract expires 9/03**  
**Equipment description on file with Board**

**8. SIMULCAST WAGERING PROGRAM**

- A. Simulcast organization engaged by the fair to conduct simulcast wagering:  
**California Authority of Racing Fairs (CARF) Northern California Off-Track Wagering Inc. (NOTWINC)**
- B. Attach the agreement between the fair and simulcast organization permitting the organization to use the fair'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.
- C. California simulcast facilities the fair proposes to offer its live audiovisual signal:  
**All California facilities authorized to receive signal.**
- D. Out-of-state wagering systems the fair proposes to offer its live audiovisual signal:  
**Attached**
- E. Out-of-state wagering systems that will combine their pari-mutuel pools with those of the fair:  
**Attached**
- F. List the host tracks from which the fair proposes to import out-of-state and/or out-of-country thoroughbred 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":  
**Attached**

**NOTICE TO APPLICANT** B&P 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 which 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 23 imported thoroughbred races statewide. The limitation of 23 imported thoroughbred races per day statewide does not apply to those races specified in B&P Code Section 19596.2(a)(1), (2), (3) and (4).

**THOROUGHBRED SIMULCAST RACES TO BE IMPORTED**

Name of Host Track	Race Dates	Full Card or Selected Feature and/or Stakes Races
Examples:		
Calder Race Course	1/1 & 1/2/99	Full Card
Fair Grounds	3/14/99	Selected Feature and/or Stakes Races

## 2002

Out-of-state wagering systems the association proposes to offer its live audiovisual signal:

### Commingle Pools

Acoma Pueblo, NM  
 Arapahoe Park, CO  
 Arlington International Race Course, IL  
 Atlantic City Casino Assn., NJ  
 Atlantic City Race Course, NJ  
 Balmoral Hotel (Stevenson), Costa Rica  
 Balmoral Park, IL  
 Bettor Racing OTB, SD  
 Beulah Park, OH  
 Birmingham Race Course, AL  
 Blue Ribbon Downs, OK  
 Bluff's Run, IA  
 Boyd Gaming, d/b/a Delta Downs, LA  
 Brocton Fair (via Suffolk Dws), MA  
 Buffalo Trotting Association, NY  
 Calder Race Course, FL  
 Canterbury Park, MN  
 Capital District OTB, NY  
 Catskill Off-Track Betting, NY  
 Coeur d'Leone Hotel & Casino, ID  
 Charging Horse Casino (Choctaw), MT  
 Charles Town Races, WV  
 Choctaw Racing Services, L.L.C., OK  
 Churchill Downs, KY  
 Churchill Downs Sports Spectrum, KY  
 Citizen Band Potawatomi Indians, IA  
 Colonial Downs, VA  
 Comanche Nation Games (LVDC), NE  
 Columbus Races, NE  
 Connecticut OTB, CT  
 Corpus Christi Greyhound Track, TX  
 Crystal Palace Casino (Stevenson), Bahamas  
 International Racg. Grp. (Stevenson), Curacao  
 Dairyland Greyhound Park, WI  
 Dakota Teletrack, TX  
 Delaware Park, DE  
 Delta Downs, LA  
 Dover Downs, DE  
 Downs at Albuquerque, NM  
 Ellis Park, KY  
 Emerald Downs, WA  
 Eureka Downs, KS  
 Evangeline Downs, LA  
 Excelsior Casino (Stevenson), Aruba  
 Fair Grounds, LA  
 Fair Meadows, OK  
 Fairmount Park, IL  
 Finger Lakes Race Track, NY  
 Fire Lakes (LVDC), OK  
 Fonner Park, NE  
 Foxwoods Casino (LVDC), CT  
 Freehold Raceway, NJ  
 Geneva Lakes Kennel Club, WI  
 Gillespie County Fair, TX  
 Great Lakes Downs, MI  
 Greentrack, AL  
 Gulfstream Park, FL  
 Harrington Rwy. & Simulcast Facility, DE  
 Hawthorne Race Course, IL  
 Hazel Park, MI  
 Hinsdale Greyhound Park, NH  
 Holiday Beach Hotel (LVDC), NV  
 Hoosier Park, IN  
 Horsemen's Atokad Park, NE  
 Horsemen's Park, NE  
 Jackson Harness Raceway, MI  
 John Martin Manor (via Suffolk), ME  
 Keeneland, KY

Kentucky Downs, KY  
 Kentucky OTB, KY  
 Lakes Region Greyhound Pk (Suffolk), ME  
 Las Vegas Dissemination Ser., NV  
 Las Vegas Dissemination Ser., NV  
 Tribal Locations  
 Lebanon Trotting Club, OH  
 Les Bois Park, ID  
 Lewiston OTB, ME  
 Lincoln Park, RI  
 Lincoln State Fair, NE  
 Lone Star Race Park, TX  
 Louisiana Downs, LA  
 Manor Downs, TX  
 Maryland Jockey Club, MD  
 Maywood Park, IL  
 Meskwaki Casino (LVDC), NV  
 Mia Flores Racebook (Stevenson), Peru  
 Midway Slots & Simulcast, DE  
 Millers Restaurant (Suffolk), ME  
 Mobile Greyhound Park, AL  
 Montana Simulcast Partners (IMS), MT  
 Monticello Raceway, NY  
 Mountaineer Park, WV  
 Mt. Pleasant Meadows, MI  
 Multnomah Greyhound Park, OR  
 Nassau Regional OTB, NY  
 Nebraska State Fair Park, NE  
 Nevada Pari-Mutuel Association, NV  
 New Jersey Sports & Exposition, NJ  
 Meadowlands/Monmouth  
 New Mexico State Fair, NM  
 New York City Off-Track Betting Corp., NY  
 New York Racing Association, NY  
 Newport Jai Alai, RI  
 Northfield Downs Partnership, MI  
 Northville Racing Corp., MI  
 Emerald Downs, WA  
 Oaklawn Park, AR  
 Ocean Downs, MD  
 Penn National Race Course, PA  
 Philadelphia Park, PA  
 Philadelphia Park/TRN Intern'l., PA  
 Plainridge Racecourse, MA  
 Pocono Downs, PA  
 Pojoaque Pueblo Gaming, Inc.(LVDC), OK  
 Portland Meadows, OR  
 Prairie Meadows, IA  
 Potawatomi Indian Tribe of OK (LVDC), OK  
 Raceway Park, OH  
 Racing & Gaming Services, St. Kitts, Br.W.I.  
 Racing Services, Inc., ND  
 Randall Doc James, JA  
 Raynham Greyhound (Suffolk), MA  
 Remington Park, OK  
 Retama Park, TX  
 Rillito Park, AZ  
 River Downs, OH  
 Rockingham Park, NH  
 Rosecroft Raceway, NY  
 Ruidoso Downs, NM  
 Saginaw Harness, MI  
 Sam Houston Park, TX  
 Saratoga Raceway, NY  
 Scarborough Downs, ME  
 Schenectady OTB, NY  
 Scioto Downs, OH  
 Seven Clans Casino (Choctaw), OK  
 Southland Greyhound Park, AR

Sports Creek Raceway, MI  
 Sportsman's Park, IL  
 St. Croix Greyhound Park (Stevenson), WI  
 State Fair Park, NE  
 Step Two, LLC (Suffolk), ME  
 Suffolk Downs, MA  
 Sunland Park Racetrack, NM  
 SunRay Park and Casino, NM  
 Tampa Bay Downs, FL  
 The Greyhound Park at Post Falls, ID  
 The Meadows, PA  
 The Stables (LVDC), OK  
 The Texas Hub/Gulf Greyhound, TX  
 Thistledown Racing Club, OH  
 Tri-State Greyhound, WV  
 Tucson Greyhound Park, AZ  
 Turf Paradise, AZ  
 Turfway Park, KY  
 Turning Stone Casino, NY  
 Valley Race Park, TX  
 Vernon Downs, NY  
 Western Regional OTB, NY  
 Wheeling Downs, WV  
 Wichita Greyhound Park, KS  
 Will Rogers Downs, OK  
 Woodlands, KS  
 Wyoming OTB, WY  
 Yavapai Downs, AZ  
 Yonkers Raceway, NY  
 Youbet.com, PA

### Separate Pools

Arima Race Club (Stevenson),Trin./Tobago  
 Assiniboia Downs, CAN  
 Atingua Turf Club (Stevenson), Antigua  
 Barbados Turf Club (Stevenson), Barbados  
 Caliente (Hipodromo De Agua Caliente), MEX  
 Caymanas Park, JA  
 Clinton Phipps Racetrack (Stevenson), St.Th  
 Edmonton Northlands, AL, CAN  
 El Comandante (Stevenson), PR  
 Elmira Raceway, ON, CAN  
 Excelsior Hotel (Stevenson & Assoc),MD  
 Flamboro Downs, ON, CAN  
 Fraser Downs, BC, CAN  
 Hiawatha Downs, ON, CAN  
 Hipodromo Los Comuneros(Stevenson) COL  
 Hipodromo Moronas (Stevenson), UR  
 Hipodromo President Remon (Stevenson)PAN  
 Hipodromo Quinto Centenario(Stevenson)DR  
 Hipodromo d'Aylmer, QU  
 Hipodromo Presidente Remon, PA  
 Jockey Club de Peru (Stevenson), Peru  
 Juarez (Stevenson), MEX  
 Las Vegas Dissemination Co., NV  
 l' Hippodrome de Montreal, ML  
 Marquis Downs, SA, CAN  
 Ontario Jockey Club, ON, CAN  
 Pacific Racing Association(Hastings), BC, CA  
 Queensbury Downs, SA, CAN  
 Rideau Carlton, ON, CAN  
 Stampede Park, AL, CAN  
 Stevenson & Associates, MD  
 Western Fair, ON, CAN  
 Windsor Raceway, ON, CAN

California Authority of Racing Fairs  
June 12 - October 14, 2002  
Out-of-State Imports - Full or Partial Card

Arlington Park, IL
Belmont Park, NY
Calder, FL
Canterbury Downs, MN
Churchill Downs, KY
Ellis Park, KY
Emerald Downs, WA
Fair Grounds, LA
Gulfstream, FL
Hastings Park, B.C., CAN
Hawthorne, IL
Hoosier Park, IN
Keeneland, KY
Kentucky Downs, KY
Lone Star Park, TX
Louisiana Downs, LA
Meadowlands, NJ
Monmouth Park, NJ
Penn National, PA
Philadelphia Park, PA
Pimlico, MD
Remington Park
Saratoga, NY
Sunland Park, NM
Thistledown, OH
Turf Paradise, AZ
Turfway Park, KY
Yavapai Downs, AZ

- G. List imported simulcast races the fair plans to receive during the racing meeting which 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**

Name of Host Track	Breed of Horse	Race Dates	Number of Races to be Imported
Examples:			
Meadowlands	H	8/7/99	1
Ruidoso Downs	QH	9/6/99	3

- H. If any out-of-state or out-of-country races will commence outside of the time constraints set forth in B&P Code Section 19596.2(d), attach a copy showing agreement by the appropriate racing association(s).

**NOTICE TO APPLICANT** All interstate wagering to be conducted by a fair 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 a fair is subject to the provisions of B&P Code Sections 19596, 19596.1, 19596.2, 19601, 19602, and 19616.1, and will require specific written approval of the CHRB.

Every fair shall pay to the simulcast organization within 3 calendar days following the closing of wagering for each racing program, or upon receipt of the proceeds, such amounts that are retained from off-track simulcast wagering, interstate and out-of-state wagering and which 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 fair shall pay to its Paymaster of Purses' account within 3 calendar days following the closing of wagering for each racing program, or upon receipt of the proceeds, such amounts that are retained or obligated from off-track simulcast wagering, interstate and out-of-state wagering for purses, breeders' awards or other benefits to horsemen. (See Notice to Applicant, Section 5.)

**9. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT**

- A. Racing Officials nominated:

Associate Judges	n/a
Association Veterinarian(s)	<b>Henry Cook, DMV</b>
Clerk of Scales	<b>Lester Oster</b>
Clerk of the Course	<b>Dolores Collins</b>
Horse Identifier	<b>Darrell Sparks</b>
Horseshoe Inspector	<b>Duke Bonde</b>
Paddock Judge	<b>Darrell Sparks</b>
Patrol Judges	<b>Ken Sjoldal &amp; Lester Oster</b>
Placing Judges	<b>Meyers, Nevin and Ward</b>
Starter	<b>Hugh Morgan</b>
Timer	<b>Melody Truitt</b>

- B. Management officials in the racing department:

Director of Racing	<b>Stuart Titus</b>
Racing Secretary	<b>Zachary Soto</b>
Assistant Racing Secretary	<b>Ken Sjoldal</b>

Paymaster of Purses **Anna Hamilton**  
 Others (identify by name and title)

- C. Name, address and telephone number of the reporter employed to record and prepare transcripts of hearings conducted by the stewards: **Lester Oster**
- 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: **Plusmic Corp USA (Bill O'Brien) Equipment on file with the Board; Contract expires 11/1/03**
- E. Photopatrol video equipment to be used to record all races, name of the person supplying the service, and expiration date of the service contract: **Pegasus Communications, Inc. (Jim Porep) Contract expires 4/30/03**
- 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: **Pegasus Communications, Inc. (Jim Porep) Contract expires 4/30/03**

## 10. SECURITY CONTROLS AND EMERGENCY SERVICES

- A. Name and title of the person responsible for security controls on the premises:  
**Mark Boyd, Owner American Star Security License # 10032**
- B. Estimated number of security guards, gatemen, patrolmen or others to be engaged in security tasks on a regular full-time basis. Describe the electronic security system: **25 guards, radio communications**
- C. Name, address and emergency telephone number of the ambulance service to be used during workouts and the running of the races: **City Ambulance of Eureka 135 W 7<sup>th</sup> Street, Eureka, CA 95501 (707)445-4907**
- D. Name, address and emergency telephone number of the ambulance service to be used during workouts at auxiliary sites: **n/a**
- E. Attach a fire clearance from the fire authority having jurisdiction over the premises.  
**Will submit after portable stalls are up and operating and after the local Fire Chief has inspected the facilities.**
- F. Name of the workers' compensation insurance carrier for the fair and the number of the insurance policy (if self-insured, provide details): **California Fairs Services Authority 1776 Tribute Road, Suite 100 Sacramento, CA 95814 (916)921-2213 Policy # XS400388**
- G. Attach a Certificate of Insurance for workers' compensation coverage. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of insurance which secures the liability of the fair for payment of workers' compensation.

## 11. CONCESSIONAIRES AND SERVICE CONTRACTORS

Names and addresses of all persons to whom a concession or service contract has been given, **other than those already identified**, and the goods and/or services to be provided by each:

**Pettis Concessions, 923 Bearcreek Way, Stockton, CA 95209**  
**Village Baking and Catering, P.O. Box 575, Ferndale, CA 95536**  
**Silver Bar Leasing, 3445 S. Fruit, Fresno, CA 93706**

**Food/Beverage**  
**Food/Beverage**  
**Portable Stalls**



March 20, 2002

To: California Horse Racing Board (CHRB)  
1010 Hurley Way, Suite 300  
Sacramento, CA 95825  
Attn: Pat Noble

Re: Humboldt County Fair  
PO Box 637  
Ferndale, CA 95536

Please be advised that the Humboldt County Fair is a member of the California Fair Services Authority (CFSA), and participates in the following self-insurance and loss pooling programs which are administered by CFSA:

#### I. COMPREHENSIVE GENERAL LIABILITY PROGRAM

Limit \$10 million CSL per occurrence  
Coverage continuous until cancelled

#### II. WORKERS' COMPENSATION AND EMPLOYERS' LIABILITY

- A. Primary Coverage \$300,000 self-insured retention California Fair Services Authority  
Coverage continuous until cancelled
- B. Excess Policy (a) Workers' Compensation: Unlimited in excess of \$300,000  
(b) Employers' Liability: \$5 million in excess of \$300,000  
Excess Policy from Employers Reinsurance Corporation expires July 1, 2002.

CFSA represents to the CHRB that within the above limits, terms and provisions of the coverage stated, to the extent provided by law, CFSA will provide defense, payment, and indemnification on loss funding in accordance with the terms of the contractual assumption of the Humboldt County Fair as set forth in the CHRB's "Insurance Requirements".

You will be given at least thirty (30) days notice of any change in the foregoing information. We trust that this commitment will satisfy your insurance requirements.

Please feel free to contact this office on all matters including possible claims.

Sincerely,

A handwritten signature in cursive script that reads "Lianne Lewellen".

Lianne Lewellen  
Risk Analyst

**12. SCHEDULE OF CHARGES**

A. Proposed charges for admissions, seating or boxes, parking and programs. Note any changes from previous year:

Admission (general)	\$6.00	
Admission (clubhouse)	\$2.00	
Reserved seating (general)		
Reserved seating (clubhouse)		
Parking (general)	\$2.00/car/day	2001/\$1.00/car/day
Parking (preferred)	\$6.00/car/day	
Parking (valet)		
Programs (on-track)	\$1.00	
(off-track)		

B. Describe any "Season Boxes" or other special accommodation fees:  
**\$150.00 for box seats**

C. Describe any "package" plans such as combined parking, admission and program:

**13. JOCKEYS' QUARTERS**

A. Check the applicable amenities available in the jockeys' quarters:

<input checked="" type="checkbox"/> Corners (lockers and cubicles)	How many	<input type="text" value="12"/>
<input checked="" type="checkbox"/> Showers	<input checked="" type="checkbox"/> Steam room, sauna or steam cabinets	<input checked="" type="checkbox"/> Lounge area
<input type="checkbox"/> Masseur	<input checked="" type="checkbox"/> Food/beverage service	<input checked="" type="checkbox"/> Certified platform scale

B. Describe the quarters to be used for female jockeys: **Two beds, a shower and toilet. Upgraded last year to be more agreeable during the 10 days of use.**

**14. BACKSTRETCH EMPLOYEE HOUSING**

A. Attach written certification that an inspection of the backstretch employee housing has been conducted by a lead agency designated by the CHRB and the applicant is not aware of any known violations of the local housing ordinances.

B. Number of rooms used for housing on the backstretch of the racetrack: none

C. Number of restrooms available on the backstretch of the racetrack: six

D. Estimated ratio of restrooms to the number of backstretch personnel: not known

**15. TRACK SAFETY**

- A. Total distance of the racecourse - measured from the finish line counterclockwise (3' from the inner railing) back to the finish line: 

2640
------

 feet.
- B. Describe the type(s) of materials used for the inner and outer railings of the race course, the type of inner railing supports (i.e., metal gooseneck, wood 4" x 4" uprights, offset wood 4" x 4" supports, etc.), the coverings, if any, on the top of the inner railing, and the approximate height of the top of the inner railing from the level of the race course. **Outside rail consists of metal gooseneck posts, with rail at height of 38"-42"; Inside rail is the Fontana Safety Rail.**
- B. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474: **Steve Wood will oversee our maintenance program. We expect Jose Meza to be the on-site representative.**
- C. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474.  
**Same program as previous Years.**
- D. If the fair 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 which 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 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.

**16. DECLARATIONS**

- A. All labor agreements, concession and service contracts, and other agreements necessary to conduct the entire meeting have been finalized except as follows (if no exceptions, so state):  
**NO EXCEPTIONS**
- B. Attach each horsemen's agreement pursuant to CHRB Rule 2044. **CARF**
- C. 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): **NO EXCEPTIONS**
- D. Absent natural disasters or causes beyond the control of the fair, 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 fair except as follows (if no exceptions, so state): **NO EXCEPTIONS**

**NOTICE TO APPLICANT** Pursuant to CHRB Rules 1870 and 1871, the CHRB shall be given 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.

**17. 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 fair to attest to this application on its behalf.

STUART TITUS  
Print Name

Stuart Titus  
Signature

C.E.O.  
Print Title

5-1-02  
Date

**STAFF ANALYSIS**

June 6, 2002

Issue: APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE CALIFORNIA EXPOSITION AND STATE FAIR AT SACRAMENTO FROM AUGUST 21, 2002 THROUGH SEPTEMBER 2, 2002.

California Exposition and State Fair filed its application for license to conduct a horse racing meeting at Sacramento:

- August 21 through September 2, 2002, or 12 days, the same as 2001. The fair proposes to race a total of 132 races, one more than 2001.

August - 2002						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

September - 2002						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
1	2 H	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

- Racing Wednesday through Monday with 11 races each day.
  - Number of horses available will determine the number of races programmed daily for each breed.
  - No racing Tuesday, August 27.
- First post 1:15 p.m. daily and 2:45 p.m. Fridays.
  - 12:45 p.m. Sunday, August 25, Del Mar Pacific Classic.
  - Request to adjust post time during overlap period.
- Specific changes from the 2001 license application:
  - Lester Oster replaces Bob Latzo Jr. as placing judge.
  - Fair admission general [includes racetrack] increased from \$8 to \$9.
- Request Darrel Sparks be appointed horse identifier pursuant to CHRB Rule 1525.
- Track safety requirements have been fulfilled.
- Wagering program will use CHRB rules.
  - Early wagering will not be offered.

Simulcasting conducted with other out-of-state racing jurisdictions pursuant to Business and Professions Code Section 19602; and with authorized locations throughout California.

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

FROM THE FAIR:

1. Fire clearance.
2. Name of the fitness veterinarian.
3. Name of the timer.
4. Name of the entity that will provide the electronic timing device.

FROM CARF:

1. Horsemen's agreement for Appaloosa.
2. Thoroughbred signoff for State Fair on the horsemen's agreement.

RECOMMENDATION:

Staff recommends the Board approve the application conditioned upon receiving the additional information necessary to conduct the racing meeting.

STATE OF CALIFORNIA  
CALIFORNIA HORSE RACING BOARD  
APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF A CALIFORNIA FAIR  
CHRB-18 (Rev. 7/01)

Application is hereby made to the California Horse Racing Board (CHRB) for a license to conduct a horse racing meeting of a California fair as authorized by Article 6.5 of the California Business and Professions (B&P) Code, Chapter 4, Division 8, Horse Racing Law, and in accordance with applicable provisions and the California Code of Regulations, Title 4, Division 4, CHRB Rules and Regulations.

**1. APPLICANT FAIR ASSOCIATION**

A. Name, mailing address, telephone and fax numbers of fair:

**California Exposition & State Fair**  
**1600 Exposition Blvd., Sacramento, CA 95815**  
**Main: 916-263-3000 Main Fax: 916-263-3304**  
**Racing Operations: 916-263-3048 Racing Operations Fax: 916-263-3230**

B. Fair association is a:  District Fair  County Fair  Citrus Fruit Fair  
 **California Exposition and State Fair**  Other qualified fair

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

**2. DATES OF MEETING**

- A. Inclusive dates for the entire meeting: **August 21 through September 2, 2002**
- B. Actual dates racing will be held: **August 21-26, 28-31 and September 1 and 2, 2002**
- C. Dates racing will NOT be held: **August 27, 2002**
- D. Total number of days or nights of racing: **12**
- E. Number of days or nights of racing per week: **6**

**3. RACING PROGRAM**

- A. Total number of races: **132**
- B. Number of races by breed:

<input type="text" value="96"/>	Thoroughbreds	<input type="text" value="7"/>	Quarter Horses	<input type="text" value="7"/>	Appaloosas
<input type="text" value="11"/>	Arabians	<input type="text"/>	Paints	<input type="text" value="11"/>	Mules

**Specific Breed races offered will be dependent upon inventory/herd. Respectfully request authorization to alter above schedule.**

<b>CHRB CERTIFICATION</b>	
Application received: <i>5/7/02 MG</i>	Hearing date: <i>6/6/02</i>
Reviewed: <i>PN</i>	Approved date:
	License number:

C. Number of races for each day or night:

	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
Thoroughbred	8	8		8	8	8	8
Other Breeds	3	3		3	3	3	3
Total	11	11		11	11	11	11

D. Total number of stakes races by breed:

Thoroughbreds   
  Quarter Horses   
  Appaloosas  
 Arabians   
  Paints   
  Mules

E. Attach a listing of all stakes races and indicate the date to be run and the added money or guaranteed purse for each.

F. Will provisions be made for owners and trainers to use their own registered colors?

Yes   
  No   
 If no, what racing colors are to be used:

G. List all post times for the daily racing program:

RACE	DAILY	FRIDAY	**SUNDAY – 8/25/02
1	1:15	2:45	12:45
2	1:45	3:15	1:15
3	2:15	3:45	1:45
4	2:45	4:15	2:15
5	3:15	4:45	2:45
6	3:45	5:15	3:15
7	4:15	5:45	3:45
8	4:45	6:15	4:15
9	5:15	6:45	4:45
10	5:45	7:15	5:15
11	6:15	7:45	5:45

**\*\*Sunday – August 25, 2002 Del Mar’s Pacific Classic Day – 12:45 PM**

**Respectfully request authorization to adjust post time schedule during overlap period.**

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.

**4. FAIR ASSOCIATION**

A. Names of the fair directors:

**Chairman – Steve Beneto**

**Vice Chairman – Edward Phillips**

**Members - Larry Davis, Kirk Breed, John Growney, Rex Hime,**

**Sonney Chong, Gilbert Albiani**

**Ex Officio Members: Senator Deborah Ortiz, Assembly Member Darrell Steinberg**

# 2002 California State Fair Stakes Schedule

## Thoroughbred

**Saturday, August 24, 2002**

Governor's Handicap, 55<sup>th</sup> Running  
3 year olds and upward, One Mile and One Eighth  
**\$75,000 Guaranteed**

Overnight Stake

**Sunday, August 25, 2002**

Earlene McCabe Derby, 7<sup>th</sup> Running  
3 year old Cal Breds, Six Furlongs  
**\$50,000 Added**, Includes \$10,000 from the CTBA fund

## Emerging Breeds

**Saturday, August 24, 2002**

California State Fair Open Mule Challenge, 6<sup>th</sup> Running  
3 year olds and upward, 400 Yards  
**\$10,000 Added**

**Saturday, August 31, 2002**

Straight From The Gate Futurity, 5<sup>th</sup> Running  
*Mules*, 3 year olds, 350 Yards  
**\$9,000 Added**

**Saturday, August 31, 2002**

The Jack Clifford, 3<sup>rd</sup> Running  
*Quarter Horses*, 3 year olds and upward, 350 Yards  
**\$10,000 Guaranteed**

**Sunday, September 1, 2002**

California State Fair Appaloosa Futurity, 1st Running  
2 year olds, Four and One Half Furlongs  
**\$7,500 Added**

**Monday, September 2, 2002**

The Hazel Lucas Stakes, 9<sup>th</sup> Running  
*Arabians*, 3 year olds and upward, Six Furlongs  
**\$8,000 Added**

- B. Names of the directors serving on the Racing Committee or otherwise responsible for the conduct of the racing program:  
**Chair – Steve Beneto**  
**Members- Kirk Breed, John Growney**
- C. Name and title of the fair manager or executive officer and the names and titles of all department managers and fair staff, **other than those listed in 9B**, who will be listed in the official program:

**Norbert Bartosik – General Manager**  
**Steve Wood - Track Foreman**  
**Jack Hatch - Stable Superintendant**  
**Joe Alto - Public Address Announcer**

**5. PURSE PROGRAM**

- A. Estimated purse distribution:
  - 1. All races other than stakes: **\$1,126,944 – Plus Starter Fees - \$90,000**
  - 2. Overnight stakes: **\$50,000 (includes \$10,000 from CTBA)**
  - 3. Non-overnight stakes: **\$119,500**
- B. Estimated purse distribution for all **stakes** races: **\$169,500**
- C. Estimated funds to be generated for all California-bred incentive awards: **\$85,000**
- D. Estimated amount of payment to each recognized horsemen's organization contracting with the fair and the name(s) of the organization(s):

<u>Recognized Horsemen's Organization</u>	<u>Estimated Payment</u>
<b>Thoroughbred Owners of California</b>	<b>\$ 6,544</b>
<b>California Thoroughbred Trainers</b>	<b>\$ 3,272</b>
<b>National Thoroughbred Racing Association</b>	<b>\$ 8,000</b>
<b>American Mule Racing Association</b>	<b>\$ 8,000</b>
<b>Cal Western Appaloosa Association</b>	<b>\$ 5,000</b>
<b>Pacific Coast Quarter Horse Racing Association</b>	<b>\$ 2,000</b>
<b>Arabian Racing Association of California</b>	<b>\$ 7,000</b>
<b>Total</b>	<b>\$39,816</b>

- E. Total estimated amount from **all sources** to be distributed at the meeting in the form of purses or other benefits to horsemen: **\$1,511,260**
- F. Estimated purse funds to be generated from on-track handle and intrastate off-track handle: **\$1,213,752 (includes live off track handle also)**
- G. Estimated purse funds to be generated from interstate handle: **\$214,192**
- H. Bank or depository for the Paymaster of Purses' purse account and the account number: **(CARF account) WestAmerica Bank- Account #0601064512**

- I. Name, address and telephone number of the pari-mutuel audit firm engaged for the meeting:  
**Ed Roland, 201 S. Lewis #309, Orange, CA 92868 714-978-7868**

**NOTICE TO APPLICANT** All funds generated and retained from on-track pari-mutuel handle which 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 fair and shall, within 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 which are obligated by law for distribution in the form of purses and breeders' awards, shall also be deposited within 3 calendar days following receipt into such liability account. In the event the fair 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 fair 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 there. The fair is entitled thereafter 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 fair is entitled to carry forward the deficit to its next succeeding meeting as provided in B&P Code Section 19615(c) or (d). In the event of underpayment of purses which results in a balance remaining in the Paymaster of Purses' account at the conclusion of the meeting after distribution of amounts due to horsemen and breeders and horsemen organizations, the fair may carry forward the surplus amount to its next succeeding meeting; provided, however, that the amount 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.

## 6. STABLE ACCOMMODATIONS

- A. Number of usable stalls available for racehorses at the track where the meeting is held:  
**1,016**
- B. Minimum number of stalls believed necessary for the meeting:  
**1,320**
- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers:  
**2,984**
- D. Name or location of each off-site stabling area and the number of stalls to be maintained at each site:  
**Alameda County Fair – 684**  
**Bay Meadows Racecourse – 900**  
**Golden Gate Fields - 1400**
- E. Attach each contract or agreement between the fair and the person(s) furnishing off-site stabling accommodations for eligible racehorses which cannot be provided stabling on-site.

Complete subsections F through I if the fair will request reimbursement for off-site stabling as provided by B&P Code Sections 19607, 19607.1, 19607.2, and 19607.3; otherwise, skip to Section 7.

- F. Total number of usable stalls made available **on-site** for the **1986** meeting:
- G. Estimated cost to provide **off-site** stalls for this meeting:
- H. Estimated cost to provide **vanning** from off-site stalls for this meeting. Show fees to be paid for **vanning per-horse**:

- I. Total estimated cost for off-site stabling and vanning for this meeting. Show cost per-day **per-stall**:

**7. PARI-MUTUEL WAGERING PROGRAM**

- A. Pursuant to B&P Code Section 19599, and with the approval of the CHRB, fairs may elect to offer wagering programs using CHRB Pari-mutuel Rules, the Association of Racing Commissioners International (RCI) 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:

Use DD for daily double, E for exacta (special quinella), LS for limited sweepstakes (pick 6), PK3 for pick three, PK4 for select four, PK6 for pick 6 one pool, PK7 for pick seven, PNP for pick (n) pool, PPN for place pick (n), Q for quinella, SF for Superfecta, SS1 for special sweepstakes (pick 6) alternate 1, SS2 for special sweepstakes (pick 6) alternate 2, SS3 for special sweepstakes (pick 6) alternate 3, SRUS for special reserved unlimited sweepstakes (pick 9), SUS for special unlimited sweepstakes (pick 9), TRI for trifecta, and US for unlimited sweepstakes (pick 9).

**TYPE OF WAGERS AND APPLICABLE RULES**

<b>Exacta – CHRB #1959</b>	<b>PK3 – CHRB#1977</b>	<b>Daily Double-CHRB#1957</b>
<b>Trifecta- CHRB #1979</b>	<b>Quinella- CHRB#1958</b>	<b>PNP-CHRB #1976.9</b>
<b>PK4- CHRB #1978</b>	<b>SF-CHRB #1979.1</b>	

- Race #1 **\$2DD,\$1E,\$2Q,\$1TRI,\$1PK3,\$1SF**
- Race #2 **SAME AS RACE 1**
- Race #3 **SAME AS RACE 1**
- Race #4 **SAME AS RACE 1 PLUS \$2 PNP**
- Race #5 **SAME AS RACE 1**
- Race #6 **SAME AS RACE 1**
- Race #7 **SAME AS RACE 1**
- Race #8 **SAME AS RACE 1 PLUS \$1PK4**
- Race #9 **SAME AS RACE 1**
- Race #10 **\$2DD,\$1E,\$2Q,\$1TRI,\$1SF**
- Race #11 **SAME AS RACE 10 EXCLUDING \$2DD**

- B. The maximum carryover pool to be allowed to accumulate before its distribution **OR** the date(s) designated for distribution of the carryover pool: **September 2, 2002**

- C. List any options requested with regard to exotic wagering:

- D. Will "advance" or "early bird" wagering be offered?  Yes  No  
If yes, when will such wagering begin:

- E. Type(s) of pari-mutuel or totalizator equipment to be used by the fair and the simulcast organization, the name of the person(s) supplying equipment, and expiration date of the service contract:

<b>Autotote Limited</b>	<b>Probe System</b>
<b>Contact:</b>	<b>David Payton</b>
<b>Expiration Date:</b>	<b>December 25, 2003</b>

**8. SIMULCAST WAGERING PROGRAM**

- A. Simulcast organization engaged by the fair to conduct simulcast wagering:  
**California Authority of Racing Fairs and NCOTWINC**
- B. Attach the agreement between the fair and simulcast organization permitting the organization to use the fair'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.
- C. California simulcast facilities the fair proposes to offer its live audiovisual signal:  
**All CHRB facilities authorized to accept the signal.**
- D. Out-of-state wagering systems the fair proposes to offer its live audiovisual signal:  
**Attached**
- E. Out-of-state wagering systems that will combine their pari-mutuel pools with those of the fair:  
**Attached**
- F. List the host tracks from which the fair proposes to import out-of-state and/or out-of-country thoroughbred 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": **Attached**

**NOTICE TO APPLICANT** B&P 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 which 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 23 imported thoroughbred races statewide. The limitation of 23 imported thoroughbred races per day statewide does not apply to those races specified in B&P Code Section 19596.2(a)(1), (2), (3) and (4).

**THOROUGHBRED SIMULCAST RACES TO BE IMPORTED**

Name of Host Track	Race Dates	Full Card or Selected Feature and/or Stakes Races
Examples:		
Calder Race Course	1/1 & 1/2/99	Full Card
Fair Grounds	3/14/99	Selected Feature and/or Stakes Races

- G. List imported simulcast races the fair plans to receive during the racing meeting which 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**

Name of Host Track	Breed of Horse	Race Dates	Number of Races to be Imported
Examples:			
Meadowlands	H	8/7/99	1
Ruidoso Downs	QH	9/6/99	3

## 2002

Out-of-state wagering systems the association proposes to offer its live audiovisual signal:

<b>Commingled Pools</b>	Kentucky Downs, KY	Sports Creek Raceway, MI
Acoma Pueblo, NM	Kentucky OTB, KY	Sportsman's Park, IL
Arapahoe Park, CO	Lakes Region Greyhound Pk (Suffolk), ME	St. Croix Greyhound Park (Stevenson), WI
Arlington International Race Course, IL	Las Vegas Dissemination Ser., NV	State Fair Park, NE
Atlantic City Casino Assn., NJ	Las Vegas Dissemination Ser., NV	Step Two, LLC (Suffolk), ME
Atlantic City Race Course, NJ	Tribal Locations	Suffolk Downs, MA
Balmoral Hotel (Stevenson), Costa Rica	Lebanon Trotting Club, OH	Sunland Park Racetrack, NM
Balmoral Park, IL	Les Bois Park, ID	SunRay Park and Casino, NM
Bettor Racing OTB, SD	Lewiston OTB, ME	Tampa Bay Downs, FL
Beulah Park, OH	Lincoln Park, RI	The Greyhound Park at Post Falls, ID
Birmingham Race Course, AL	Lincoln State Fair, NE	The Meadows, PA
Blue Ribbon Downs, OK	Lone Star Race Park, TX	The Stables (LVDC), OK
Bluff's Run, IA	Louisiana Downs, LA	The Texas Hub/Gulf Greyhound, TX
Boyd Gaming, d/b/a Delta Downs, LA	Manor Downs, TX	Thistledown Racing Club, OH
Brocton Fair (via Suffolk Dws), MA	Maryland Jockey Club, MD	Tri-State Greyhound, WV
Buffalo Trotting Association, NY	Maywood Park, IL	Tucson Greyhound Park, AZ
Calder Race Course, FL	Meskwaki Casino (LVDC), NV	Turf Paradise, AZ
Canterbury Park, MN	Mia Flores Racebook (Stevenson), Peru	Turfway Park, KY
Capital District OTB, NY	Midway Slots & Simulcast, DE	Turning Stone Casino, NY
Catskill Off-Track Betting, NY	Millers Restaurant (Suffolk), ME	Valley Race Park, TX
Coeur d'Leone Hotel & Casino, ID	Mobile Greyhound Park, AL	Vernon Downs, NY
Charging Horse Casino (Choctaw), MT	Montana Simulcast Partners (IMS), MT	Western Regional OTB, NY
Charles Town Races, WV	Monticello Raceway, NY	Wheeling Downs, WV
Choctaw Racing Services, L.L.C., OK	Mountaineer Park, WV	Wichita Greyhound Park, KS
Churchill Downs, KY	Mt. Pleasant Meadows, MI	Will Rogers Downs, OK
Churchill Downs Sports Spectrum, KY	Multnomah Greyhound Park, OR	Woodlands, KS
Citizen Band Potawatomi Indians, IA	Nassau Regional OTB, NY	Wyoming OTB, WY
Colonial Downs, VA	Nebraska State Fair Park, NE	Yavapai Downs, AZ
Comanche Nation Games (LVDC), NE	Nevada Pari-Mutuel Association, NV	Yonkers Raceway, NY
Columbus Races, NE	New Jersey Sports & Exposition, NJ	Yobet.com, PA
Connecticut OTB, CT	Meadowlands/Monmouth	
Corpus Christi Greyhound Track, TX	New Mexico State Fair, NM	<b>Separate Pools</b>
Crysal Palace Casino (Stevenson), Bahamas	New York City Off-Track Betting Corp., NY	Arima Race Club (Stevenson), Trin./Tobago
International Racg. Grp. (Stevenson), Curacao	New York Racing Association, NY	Assiniboia Downs, CAN
Dairyland Greyhound Park, WI	Newport Jai Alai, RI	Atingua Turf Club (Stevenson), Antigua
Dakota Teletrack, TX	Northfield Downs Partnership, MI	Barbados Turf Club (Stevenson), Barbados
Delaware Park, DE	Northville Racing Corp., MI	Caliente (Hipodromo De Agua Caliente), MEX
Delta Downs, LA	Emerald Downs, WA	Caymanas Park, JA
Dover Downs, DE	Oaklawn Park, AR	Clinton Phipps Racetrack (Stevenson), St.Th
Downs at Albuquerque, NM	Ocean Downs, MD	Edmonton Northlands, AL, CAN
Ellis Park, KY	Penn National Race Course, PA	El Commandante (Stevenson), PR
Emerald Downs, WA	Philadelphia Park, PA	Elmira Raceway, ON, CAN
Eureka Downs, KS	Philadelphia Park/TRN Intern'l., PA	Excelsior Hotel (Stevenson & Assoc), MD
Evangeline Downs, LA	Plainridge Racecourse, MA	Flamboro Downs, ON, CAN
Excelsior Casino (Stevenson), Aruba	Pocono Downs, PA	Fraser Downs, BC, CAN
Fair Grounds, LA	Pojoaque Pueblo Gaming, Inc. (LVDC), OK	Hiawatha Downs, ON, CAN
Fair Meadows, OK	Portland Meadows, OR	Hipodromo Los Comuneros (Stevenson) COL
Fairmount Park, IL	Prairie Meadows, IA	Hipodromo Moronas (Stevenson), UR
Finger Lakes Race Track, NY	Potawatomi Indian Tribe of OK (LVDC), OK	Hipodromo Presidente Remon (Stevenson) PA
Fire Lakes (LVDC), OK	Raceway Park, OH	Hipodromo Quinto Centenario (Stevenson) DR
Fonner Park, NE	Racing & Gaming Services, St. Kitts, Br.W.I.	Hipodromo d'Aylmer, QU
Foxwoods Casino (LVDC), CT	Racing Services, Inc., ND	Hipodromo Presidente Remon, PA
Freehold Raceway, NJ	Randall Doc James, JA	Jockey Club de Peru (Stevenson), Peru
Geneva Lakes Kennel Club, WI	Raynham Greyhound (Suffolk), MA	Juarez (Stevenson), MEX
Gillespie County Fair, TX	Remington Park, OK	Las Vegas Dissemination Co., NV
Great Lakes Downs, MI	Retama Park, TX	l' Hippodrome de Montreal, ML
Greentrack, AL	Rillito Park, AZ	Marquis Downs, SA, CAN
Gulfstream Park, FL	River Downs, OH	Ontario Jockey Club, ON, CAN
Harrington Rwy. & Simulcast Facility, DE	Rockingham Park, NH	Pacific Racing Association (Hastings), BC, CA
Hawthorne Race Course, IL	Rosecroft Raceway, NY	Queensbury Downs, SA, CAN
Hazel Park, MI	Ruidoso Downs, NM	Rideau Carlton, ON, CAN
Hinsdale Greyhound Park, NH	Saginaw Harness, MI	Stampede Park, AL, CAN
Holiday Beach Hotel (LVDC), NV	Sam Houston Park, TX	Stevenson & Associates, MD
Hoosier Park, IN	Saratoga Raceway, NY	Western Fair, ON, CAN
Horsemen's Atokad Park, NE	Scarborough Downs, ME	Windsor Raceway, ON, CAN
Horsemen's Park, NE	Schenectady OTB, NY	
Jackson Harness Raceway, MI	Scioto Downs, OH	
John Martin Manor (via Suffolk), ME	Seven Clans Casino (Choctaw), OK	
Keeneland, KY	Southland Greyhound Park, AR	

California Authority of Racing Fairs  
June 12 - October 14, 2002  
Out-of-State Imports - Full or Partial Card

Arlington Park, IL
Belmont Park, NY
Calder, FL
Canterbury Downs, MN
Churchill Downs, KY
Ellis Park, KY
Emerald Downs, WA
Fair Grounds, LA
Gulfstream, FL
Hastings Park, B.C., CAN
Hawthorne, IL
Hoosier Park, IN
Keeneland, KY
Kentucky Downs, KY
Lone Star Park, TX
Louisiana Downs, LA
Meadowlands, NJ
Monmouth Park, NJ
Penn National, PA
Philadelphia Park, PA
Pimlico, MD
Remington Park
Saratoga, NY
Sunland Park, NM
Thistledown, OH
Turf Paradise, AZ
Turfway Park, KY
Yavapai Downs, AZ

- H. If any out-of-state or out-of-country races will commence outside of the time constraints set forth in B&P Code Section 19596.2(d), attach a copy showing agreement by the appropriate racing association(s).

**NOTICE TO APPLICANT** All interstate wagering to be conducted by a fair 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 a fair is subject to the provisions of B&P Code Sections 19596, 19596.1, 19596.2, 19601, 19602, and 19616.1, and will require specific written approval of the CHRB.

Every fair shall pay to the simulcast organization within 3 calendar days following the closing of wagering for each racing program, or upon receipt of the proceeds, such amounts that are retained from off-track simulcast wagering, interstate and out-of-state wagering and which are obligated by statute for guest commissions, simulcast operator's expenses and promotions, equine research, local government in-lieu taxes, and stabling and vaning deductions. Every fair shall pay to its Paymaster of Purses' account within 3 calendar days following the closing of wagering for each racing program, or upon receipt of the proceeds, such amounts that are retained or obligated from off-track simulcast wagering, interstate and out-of-state wagering for purses, breeders' awards or other benefits to horsemen. (See Notice to Applicant, Section 5.)

## 9. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT

### A. Racing Officials nominated:

<b>Associate Judges:</b>	N/A
<b>Association Veterinarian(s):</b>	<b>Track: Dr. Henry Cook, DVM</b>
	<b>Fitness: TBD</b>
<b>Clerk of Scales:</b>	<b>Fred Alexander</b>
<b>Clerk of the Course:</b>	<b>Betty Flaniken (TB)</b>
	<b>Dolores Collins (EB)</b>
<b>Horse Identifier:</b>	<b>Darrel Sparks</b>
<b>Horseshoe Inspector:</b>	<b>Troy Thomas</b>
<b>Paddock Judge:</b>	<b>James Dreyer</b>
<b>Patrol Judges:</b>	<b>James Dreyer</b>
	<b>Joe Gibson</b>
<b>Placing Judges:</b>	<b>Lester Oster</b>
	<b>Charla Dreyer</b>
<b>Starter:</b>	<b>Hugh Morgan</b>
<b>Timer:</b>	<b>TBD</b>

### B. Management officials in the racing department:

<b>Director of Racing:</b>	<b>David Elliott</b>
<b>Racing Secretary:</b>	<b>Grant Baker</b>
<b>Assistant Racing Secretary:</b>	<b>Ken Sjordal</b>
<b>Paymaster of Purses:</b>	<b>Anna Hamilton</b>
<b>Others (identify by name and title)</b>	
<b>Exhibit Supervisor, Racing</b>	<b>Kate Snider</b>

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

**Peters Shorthand Reporting Corporation, 3336 Bradshaw Rd., Suite 240  
Sacramento, CA 95827 916-362-2345 Contact: Karen Fowler**

- 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:  
**Plusmic Corporation USA - Bill O'Brien - November 1, 2003**
- E. Photopatrol video equipment to be used to record all races, name of the person supplying the service, and expiration date of the service contract:  
**Pegasus Communications, Inc. - Jim Porep - April 30, 2003**
- 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:  
**TBA**

## 10. SECURITY CONTROLS AND EMERGENCY SERVICES

- A. Name and title of the person responsible for security controls on the premises:  
**Robert Craft, Chief of Police, California State Fair Police Department**
- B. Estimated number of security guards, gatemen, patrolmen or others to be engaged in security tasks on a regular full-time basis. Describe the electronic security system:  
**Gatemen - 9 Police Officers - 5 supported by 30-110 member police department  
CCTV Surveillance System with 12 cameras, digital recorder, remote viewing access with authorization.**
- C. Name, address and emergency telephone number of the ambulance service to be used during workouts and the running of the races:  
**American Medical Response, 1779 Tribute Rd., Suite H, Sacramento, CA 95815  
916-563-0600 Contact: Mike Bryant**
- D. Name, address and emergency telephone number of the ambulance service to be used during workouts at auxiliary sites:
- |  |   |   |
|--|---|---|
| <b>Golden Gate Fields-<br/>Turf Rescue LLC,<br/>19615 Barclay Rd.<br/>Castro Valley, CA 94546<br/>510-581-8470</b> | <b>Bay Meadows-<br/>Bayshore Ambulance<br/>PO Box 4622<br/>Foster City, CA 94404<br/>650-525-9700</b> | <b>Alameda Co. Fair<br/>AMR<br/>640, 143<sup>rd</sup> Ave.<br/>San Leandro, CA 94577<br/>510-895-7600</b> |
|--|---|---|
- E. Attach a fire clearance from the fire authority having jurisdiction over the premises.
- F. Name of the workers' compensation insurance carrier for the fair and the number of the insurance policy (if self-insured, provide details): **Self Insured - State Compensation Insurance Fund**
- G. Attach a Certificate of Insurance for workers' compensation coverage. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of insurance which secures the liability of the fair for payment of workers' compensation.



March 20, 2002

To: California Horse Racing Board (CHRB)  
1010 Hurley Way, Suite 300  
Sacramento, CA 95825  
Attn: Pat Noble

Re: California Exposition and State Fair  
PO Box 15649  
Sacramento, CA 95852

Please be advised that the California Exposition and State Fair is a member of the California Fair Services Authority (CFSA), and participates in the following self-insurance and loss pooling programs which are administered by CFSA:

**I. COMPREHENSIVE GENERAL LIABILITY PROGRAM**

Limit \$10 million CSL per occurrence  
Coverage continuous until cancelled

**II. WORKERS' COMPENSATION AND EMPLOYERS' LIABILITY**

- A. Primary Coverage \$300,000 self-insured retention California Fair Services Authority  
Coverage continuous until cancelled
- B. Excess Policy (a) Workers' Compensation: Unlimited in excess of \$300,000  
(b) Employers' Liability: \$5 million in excess of \$300,000  
Excess Policy from Employer's Reinsurance Corporation expires July 1, 2002.

CFSA represents to the CHRB that within the above limits, terms and provisions of the coverage stated, to the extent provided by law, CFSA will provide defense, payment, and indemnification on loss funding in accordance with the terms of the contractual assumption of the California Exposition and State Fair as set forth in the CHRB's "Insurance Requirements".

You will be given at least thirty (30) days notice of any change in the foregoing information. We trust that this commitment will satisfy your insurance requirements.

Please feel free to contact this office on all matters including possible claims.

Sincerely,

A handwritten signature in cursive script that reads "Lianne Lewellen".

Lianne Lewellen  
Risk Analyst

**11. CONCESSIONAIRES AND SERVICE CONTRACTORS**

Names and addresses of all persons to whom a concession or service contract has been given, **other than those already identified**, and the goods and/or services to be provided by each:

**Food and Beverage**

**Ovations FanFare, LP**  
**2031 San Ramon Valley Blvd.**  
**San Ramon, CA 94583**

**Winner's Circle Photography**

**Vassar Photography**  
**1167 Sapphire Drive**  
**Livermore, CA**

**Program Printing**

**Del Mar Graphics**  
**7806 Honors Ct.**  
**Pleasanton, CA 94588**

**Starting Gate**

**United/Puett Starting Gate**  
**1 Soundview Loop**  
**South Salem, NY 10590**

**12. SCHEDULE OF CHARGES**

A. Proposed charges for admissions, seating or boxes, parking and programs. Note any changes from previous year:

<b>Fair Admission (general)-</b>	<b>\$9.00 (\$1 increase) includes racetrack</b>
<b>Admission (Turf Club)</b>	<b>\$3.00</b>
<b>Reserved seating (general)</b>	<b>Free</b>
<b>Reserved seating (clubhouse)</b>	<b>N/A</b>
<b>Parking (general)</b>	<b>\$6.00</b>
<b>Parking (preferred)</b>	<b>\$4.00</b>
<b>Parking (valet)</b>	<b>N/A</b>
<b>Programs (on-track)</b>	<b>\$2.00 &amp; \$1.00</b>
<b>(on track race list sheet)</b>	<b>Free</b>
<b>(off-track)</b>	<b>\$2.00</b>

- B. Describe any "Season Boxes" or other special accommodation fees:
1. **Season Box includes fair admission, 6 Box seats, 6 Programs, 1 Preferred Parking, 1 General Parking, Season Box Seat Holders Catered Luncheon = \$495.00**
  2. **Daily Box Seat - \$10.00 includes fair admission.**
  3. **Various advance sales, multi-day, and family package discount packages.**

C. Describe any "package" plans such as combined parking, admission and program:  
**Frequent Player Card Program: Satellite Wagering guests upon accumulating admissions prior to fair receive pass good for Free Admission and Free Parking during fair. Program used in conjunction with GSRN program.**

**13. JOCKEYS' QUARTERS**

A. Check the applicable amenities available in the jockeys' quarters:

<input checked="" type="checkbox"/> Corners (lockers and cubicles)	How many	<input type="text" value="43"/>
<input checked="" type="checkbox"/> Showers	<input checked="" type="checkbox"/> Steam room, sauna or steam cabinets	<input checked="" type="checkbox"/> Lounge area
<input checked="" type="checkbox"/> Masseur	<input checked="" type="checkbox"/> Food/beverage service	<input checked="" type="checkbox"/> Certified platform scale

- B. Describe the quarters to be used for female jockeys:  
**Located in same building, separate quarters, same type.**

#### 14. BACKSTRETCH EMPLOYEE HOUSING

- A. Attach written certification that an inspection of the backstretch employee housing has been conducted by a lead agency designated by the CHRB and the applicant is not aware of any known violations of the local housing ordinances.
- B. Number of rooms used for housing on the backstretch of the racetrack: **156**
- C. Number of restrooms available on the backstretch of the racetrack: **6**
- D. Estimated ratio of restrooms to the number of backstretch personnel: **50/1**

#### 15. TRACK SAFETY

- A. Total distance of the racecourse - measured from the finish line counterclockwise (3' from the inner railing) back to the finish line 

5,280
-------

 feet.
- B. Describe the type(s) of materials used for the inner and outer railings of the race course, the type of inner railing supports (i.e., metal gooseneck, wood 4" x 4" uprights, offset wood 4" x 4" supports, etc.), the coverings, if any, on the top of the inner railing, and the approximate height of the top of the inner railing from the level of the race course.  
**Inside Rail: Fontana Safety Rail      Outside Rail: Steriline Aluminum Racing Rail**  
**Racetrack Surface to Inside Rail Height: 38" to 42"**
- C. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474:  
**David Elliott, Assistant General Manager, Racing Events**
- D. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474.
- E. If the fair 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 which 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 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.

#### 16. DECLARATIONS

- A. All labor agreements, concession and service contracts, and other agreements necessary to conduct the entire meeting have been finalized except as follows (if no exceptions, so state):  
No exceptions
- B. Attach each horsemen's agreement pursuant to CHRB Rule 2044.

- C. 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):  
No exceptions
  
- D. Absent natural disasters or causes beyond the control of the fair, 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 fair except as follows (if no exceptions, so state):  
No exceptions

NOTICE TO APPLICANT Pursuant to CHRB Rules 1870 and 1871, the CHRB shall be given 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.

**17. 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 fair to attest to this application on its behalf.

David Elliott  
Print Name

*David Elliott*  
Signature

ASST. GM, RACING EVENT  
Print Title

5/03/02  
Date

**STAFF ANALYSIS**

June 6, 2002

**Issue:** APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING OF THE DEL MAR THOROUGHBRED CLUB AT DEL MAR FROM JULY 24, 2002 THROUGH SEPTEMBER 11, 2002.

Del Mar Thoroughbred Club filed its application for license to conduct a thoroughbred horse racing meeting at Del Mar:

- July 24 through September 11 2002, or 43 days, the same as 2001. The association proposes to race a total of 372 races, or 8.6 per day.
  - They meet the 10% requirement of stakes purses paid for Cal-bred stakes races.

July - 2002						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
	1	2	3	4 H	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

August - 2002						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

September - 2002						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

- Racing 6 days per week, Wednesday through Monday, with 8 races per day weekdays, 9 races opening day and certain weekend days and 10 races certain weekend days, Labor Day and closing day.
- First post will be 2:00 p.m. daily.
  - 12:30 p.m. post Sunday, August 18.
  - 3:30 p.m. post Friday, August 23, 30 and September 6.
  - 4:00 p.m. post Friday, July 26 and August 2, 9 and 16.
- Specific changes from the 2001 license application:
  - General admission increased from \$4 to \$5, clubhouse admission from \$7 to \$8, general parking from \$3 to \$4 and valet parking from \$12 to \$15.

Request Dianne Piper be appointed horse identifier pursuant to CHRB Rule 1525.

- Track safety requirements have been fulfilled.

- The wagering program will use CHRB rules.
  - Early wagering will start at 8:00 a.m.
- Simulcasting conducted with out-of-state racing jurisdictions pursuant to Business and Professions Code Section 19602; and with authorized locations throughout California.

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

1. Fire clearance.

RECOMMENDATION:

Staff recommends the Board approve the application conditioned upon receiving the additional information necessary to conduct the racing meeting.

STATE OF CALIFORNIA  
CALIFORNIA HORSE RACING BOARD  
APPLICATION FOR LICENSE TO CONDUCT A HORSE RACING MEETING  
CHRB-17 (Rev. 7/01)

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 (B&P) 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 and fax numbers of association:

**DEL MAR THOROUGHBRED CLUB, P.O. BOX 700, DEL MAR, CA 92014-0700**

B. Breed of horse:  TB  QH  H

C. Racetrack name: **Del Mar Thoroughbred Club**

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 B&P Code Section 19490.

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

2. DATES OF MEETING

A. Inclusive dates for the entire meeting: **July 24 through September 11, 2002**

B. Actual dates racing will be held:  
**July 24 through September 11, 2002 – every day EXCEPT TUESDAYS**  
**DARK DAYS: Tuesdays – 7/30, 8/6, 8/13, 8/20, 8/27, 9/3, 9/10**

C. Total number of days or nights of racing: **Forty-three (43) Days**

D. Days or nights of the week races will be held:  
 Wed - Sun  Tues - Sat  Other (specify) **Wednesday - Monday**

E. Number of days or nights of racing per week: **Six (6)**

3. RACING PROGRAM

A. Total number of races: **372**

CHRB CERTIFICATION

Application received: **4/24/02 MG**  
Deposit received: **\$10,000**  
Reviewed: **PN**

Hearing date: **6/6/02**  
Approved date:  
License number:

B. Number of races for each day or night:

- 8 - Weekdays**
- 9 - Opening Day and certain weekend days**
- 10 - Certain Weekend Days, Labor Day and Closing Day**

C. Total number of stakes races: **31**

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.

**Attached**

E. Will provisions be made for owners and trainers to use their own registered colors?

Yes  No      If no, what racing colors are to be used:

F. List all post times for the daily racing program:      **Attached**

**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 B&P 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.

**Will be submitted under separate cover.**

C. CORPORATION

1. Registered name of the corporation:      **Del Mar Thoroughbred Club**
2. State where incorporated:      **California**
3. Registry or file number for the corporation:      **559096**
4. Names of all officers and directors, titles, and the number of shares of the corporation held by each:

<b>Robert S. Strauss</b>	<b>Chairman of the Board</b>	<b>1 Share</b>
<b>Joseph W. Harper</b>	<b>President, General Manager, Director</b>	<b>1 "</b>
<b>Rollin W. Baugh</b>	<b>Director</b>	<b>1 "</b>
<b>James R. Buell</b>	<b>Director</b>	<b>1 "</b>
<b>Clair W. Burgener</b>	<b>Director</b>	<b>1 "</b>
<b>Terrence J. Lanni</b>	<b>Director</b>	<b>1 "</b>
<b>Warner Lusardi</b>	<b>Director</b>	<b>1 "</b>
<b>Betty Mabee</b>	<b>Director</b>	<b>1 "</b>

**POST TIMES FOR PROPOSED DAILY RACING PROGRAM:**

Race	Regular	Fridays 7/26, 8/2, 8/9, & 8/16	Fridays 8/23, 8/30, & 9/6	Sunday 8/19
1st	2:00 p.m.	4:00 p.m.	3:30 p.m.	12:30 p.m.
2nd	2:32 p.m.	4:30 p.m.	4:00 p.m.	1:00 p.m.
3rd	3:00 p.m.	5:00 p.m.	4:30 p.m.	1:30 p.m.
4th	3:30 p.m.	5:30 p.m.	5:00 p.m.	2:00 p.m.
5th	4:00 p.m.	6:00 p.m.	5:30 p.m.	2:30 p.m.
6th	4:30 p.m.	6:30 p.m.	6:00 p.m.	3:00 p.m.
7th	5:00 p.m.	7:00 p.m.	6:30 p.m.	3:30 p.m.
8th	5:30 p.m.	7:30 p.m.	7:00 p.m.	4:00 p.m.
9th*	6:00 p.m.			4:30 p.m.
10th*	6:30 p.m.			5:00 p.m.

\* On certain days to be determined.

## 2002 Proposed Del Mar Stakes

<u>Date</u>	<u>Event</u>	<u>Distance</u>	<u>2001 Value</u>		<u>2002 Value</u>	
Wed. July 24	<b>OCEANSIDE STAKES</b> Three-year-olds, N/W \$50,000 in 2002	One Mile (Turf)	\$100,000		\$100,000	
Fri. July 26	<b>CTBA STAKES</b> Fillies, two years old, bred in CA	5 1/2 Furlongs	\$125,000	Guaranteed	\$125,000	Guaranteed
Sat. July 27	<b>RAMONA HANDICAP (GR. I)</b> Fillies and mares, three years old and upward	1 1/8 Miles (Turf)	\$400,000	Guaranteed	\$400,000	Guaranteed
Sat. July 27	<b>BING CROSBY BC HANDICAP (GR. II)</b> Three-year-olds and upward	Six Furlongs	\$200,000	Guaranteed	\$200,000	Guaranteed
Sun. July 28	<b>FLEET TREAT STAKES</b> Fillies, three years old, bred in CA, N/W \$50,000 twice	Seven Furlongs	\$100,000	Guaranteed	\$100,000	Guaranteed
Sun. July 28	<b>EDDIE READ HANDICAP (GR. I)</b> Three-year-olds and upward	1 1/8 Miles (Turf)	\$400,000	Guaranteed	\$400,000	Guaranteed
Wed. July 31	<b>GRADUATION STAKES</b> Two-year-olds, bred in CA	5 1/2 Furlongs	\$125,000	Guaranteed	\$125,000	Guaranteed
Sat. August 03	<b>SAN CLEMENTE HANDICAP (GR. II)</b> Fillies, three years old	One Mile (Turf)	\$150,000	Guaranteed	\$150,000	Guaranteed
Sun. August 04	<b>SAN DIEGO HANDICAP (GR. II)</b> Three-year-olds and upward	1 1/16 Miles	\$250,000	Guaranteed	\$250,000	Guaranteed
Wed. August 07	<b>ESCONDIDO HANDICAP</b> Three-year-olds and upward, N/W \$50,000 at 1 M o/o in 2002	1 3/8 Miles (Turf)	\$75,000	(o/s)	\$75,000	(o/s)
Sat. August 10	<b>SORRENTO STAKES (GR. II)</b> Fillies, two years old	6 1/2 Furlongs	\$150,000	Guaranteed	\$150,000	Guaranteed
Sun. August 11	<b>CLEMENT L. HIRSCH HANDICAP (GR. II)</b> Fillies and mares, three years old and upward	1 1/16 Miles	\$300,000	Guaranteed	\$300,000	Guaranteed
Mon. August 12	<b>REAL GOOD DEAL STAKES</b> Three-year-olds, bred in CA, N/W \$50,000 twice	Seven Furlongs	\$100,000	Guaranteed	\$100,000	Guaranteed
Wed. August 14	<b>OSUNITAS HANDICAP</b> Fillies and mares, three years old and upward, N/W \$50,000 at 1 M o/o in 2002	1 1/16 Miles (Turf)	\$75,000	(o/s)	\$75,000	(o/s)
Sat. August 17	<b>LA JOLLA HANDICAP. (GR. III)</b> Three-year-olds	1 1/16 Miles (Turf)	\$150,000	Guaranteed	\$150,000	Guaranteed
Sun. August 18	<b>PAT O'BRIEN HANDICAP (GR. II)</b> Three-year-olds and upward	Seven Furlongs	\$150,000	Guaranteed	\$150,000	Guaranteed
Wed. August 21	<b>BEST PAL STAKES (GR. III)</b> Two-year-olds	6 1/2 Furlongs	\$150,000	Guaranteed	\$150,000	Guaranteed
Sat. August 24	<b>DEL MAR OAKS (GR. I)</b> Fillies, three years old	1 1/8 Miles (Turf)	\$300,000	Guaranteed	\$300,000	Guaranteed
Sun. August 25	<b>PACIFIC CLASSIC (GR. I)</b> Three-year-olds and upward	1 1/4 Miles	\$1,000,000	Guaranteed	\$1,000,000	Guaranteed
Sun. August 25	<b>RANCHO BERNARDO HANDICAP (GR. III)</b> Fillies and mares, three years old and upward	6 1/2 Furlongs	\$150,000	Guaranteed	\$150,000	Guaranteed
Sat. August 31	<b>DEL MAR DEBUTANTE (GR. I)</b> Fillies, two years old	Seven Furlongs	\$250,000	Guaranteed	\$250,000	Guaranteed

<u>Date</u>	<u>Event</u>	<u>Distance</u>	<u>2001 Value</u>		<u>2002 Value</u>	
Sun. September 01	<b>DEL MAR HANDICAP (GR. II)</b> Three-year-olds and upward	1 3/8 Miles (Turf)	\$250,000	Guaranteed	\$250,000	Guaranteed
Mon. September 02	<b>SOLANA BEACH HANDICAP</b> Fillies and mares, three years old and upward, bred in CA	One Mile (Turf)	\$125,000	Guaranteed	\$125,000	Guaranteed
Mon. September 02	<b>DEL MAR BC HANDICAP (GR. II)</b> Three-year-olds and upward	One Mile	\$250,000	Guaranteed	\$250,000	Guaranteed
Wed. September 04	<b>GENEROUS PORTION STAKES</b> Fillies, two years old, bred in CA, N/W \$35,000	Six Furlongs	\$100,000	Guaranteed	\$100,000	Guaranteed
Fri. September 06	<b>EL CAJON STAKES</b> Three-year-olds, N/W \$50,000 at 1M o/o in 2002	One Mile	\$75,000	(o/s)	\$75,000	(o/s)
Sat. September 07	<b>DEL MAR DERBY (GR. II)</b> Three-year-olds	1 1/8 Miles (Turf)	\$300,000	Guaranteed	\$300,000	Guaranteed
Sun. September 08	<b>PALOMAR HANDICAP (GR. II)</b> Fillies and mares, three years old and upward	1 1/16 Miles (Turf)	\$150,000	Guaranteed	\$150,000	Guaranteed
Sun. September 08	<b>TORREY PINES STAKES</b> Fillies, three years old, N/W \$50,000 at 1 M o/o in 2002	One Mile	\$75,000	(o/s)	\$75,000	(o/s)
Mon. September 09	<b>I'M SMOKIN STAKES</b> Two-year-olds, bred in CA, N/W \$35,000	Six Furlongs	\$100,000	Guaranteed	\$100,000	Guaranteed
Wed. September 11	<b>DEL MAR FUTURITY (GR. II)</b> Two-year-olds	Seven Furlongs	\$250,000	Guaranteed	\$250,000	Guaranteed

(Gross/less overnight stakes, BC,CBRF funding)    \$5,835,000  
(Est. Fees)    \$535,000  
**(Est. Net)    \$5,300,000**

<b>Breeders' Cup</b>	<b>Horsemen</b>	<b>CBRF</b>	<b>Breeders' Cup</b>	<b>Total Purse</b>
Del Mar BC Handicap	\$150,000.00	\$0.00	\$100,000.00	\$250,000.00
Bing Crosby BC Handicap	\$150,000.00	\$0.00	\$50,000.00	\$200,000.00
<b>Cal Bred</b>	<b>Horsemen</b>	<b>CBRF</b>	<b>Breeders' Cup</b>	<b>Total Purse</b>
I'm Smokin	\$80,000.00	\$20,000.00	\$0.00	\$100,000.00
Solana Beach	\$125,000.00	\$0.00	\$0.00	\$125,000.00
Generous Portion	\$80,000.00	\$20,000.00	\$0.00	\$100,000.00
Real Good Deal	\$100,000.00	\$0.00	\$0.00	\$100,000.00
Graduation	\$100,000.00	\$25,000.00	\$0.00	\$125,000.00
Fleet Treat	\$100,000.00	\$0.00	\$0.00	\$100,000.00
CTBA	\$100,000.00	\$25,000.00	\$0.00	\$125,000.00
<b>Overnight Funding</b>	<b>Horsemen</b>	<b>CBRF</b>	<b>Breeders' Cup</b>	<b>Total Purse</b>
Osunitas	\$0.00	\$0.00	\$0.00	\$75,000.00
El Cajon	\$0.00	\$0.00	\$0.00	\$75,000.00
Torrey Pines	\$0.00	\$0.00	\$0.00	\$75,000.00
Escondido	\$0.00	\$0.00	\$0.00	\$75,000.00

<b>Thomas C. Stickel</b>	<b>Director</b>	<b>1</b>	<b>"</b>
<b>Martin J. Wygod</b>	<b>Director</b>	<b>1</b>	<b>"</b>
<b>Craig R. Fravel</b>	<b>Executive VP &amp; Corporate Secretary</b>	<b>0</b>	
<b>Michael R. Ernst</b>	<b>Senior VP &amp; Chief Financial Officer</b>	<b>0</b>	
<b>Thomas S. Robbins</b>	<b>Vice President, Racing</b>	<b>0</b>	
<b>Craig A. Dado</b>	<b>Vice President, Marketing</b>	<b>0</b>	
<b>Debra Hennessy</b>	<b>Controller</b>	<b>0</b>	

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: **None.**
  
6. Number of outstanding shares In the corporation: **Ten (10)**
  
7. Are the shares listed for public trading?  Yes  No  
 If yes, on what 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: **Craig R. Fravel, Secretary**
  
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: **None.**
  
10. Attach the most recent annual financial statement for the corporation, 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.

**Attached**

**D. LLC**

1. Registered name of the LLC:
  
2. State where articles of organization are filed:
  
3. Registry or file number for the LLC:
  
4. Names of all officers and directors, titles, and the number of shares of the LLC held by each:
  
5. Names (true names) of all members, other than the officers and directors listed above, that hold 5% or more of the outstanding shares in the LLC and the number of shares held by each:
  
6. Are the shares listed for public trading?  Yes  No  
 If yes, on what exchange and how is the stock listed:
  
7. 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:

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

E. OTHER

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

F. 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 10B, who will be listed in the official program:

<b>Joseph W. Harper</b>	<b>President &amp; General Manager</b>
<b>Craig R. Fravel</b>	<b>Executive VP &amp; Corporate Secretary</b>
<b>Michael R. Ernst</b>	<b>Senior VP &amp; Chief Financial Officer</b>
<b>Thomas S. Robbins</b>	<b>Vice President, Racing and Racing Secretary</b>
<b>Craig A. Dado</b>	<b>Vice President, Marketing</b>
<b>Timothy A. Read</b>	<b>Director of Operations</b>
<b>Daniel G. Smith</b>	<b>Director of Media</b>
<b>Debra Hennessy</b>	<b>Controller</b>
<b>Jacquelyn King</b>	<b>Director of Group Sales</b>
<b>Josh Rubinstein</b>	<b>Director of Sponsorship and Broadcasting</b>
<b>T. Patrick Stubbs</b>	<b>Director of Corporate Development</b>
<b>Martha Gilson</b>	<b>Customer Service Manager</b>
<b>Kathleen McDonald</b>	<b>Director of Purchasing and Merchandising</b>
<b>Paul Porter</b>	<b>Simulcast Sales Manager</b>
<b>Chris Bahr</b>	<b>Promotions Manager</b>
<b>William Navarro</b>	<b>Director of Parimutuels</b>
<b>Nancy Bonforte</b>	<b>Director, Private Turf Club</b>
<b>Robert Sanchez</b>	<b>Plant Superintendent</b>
<b>Bill Sullivan</b>	<b>Director of Security</b>
<b>Trevor Denman</b>	<b>Public Address Announcer</b>
<b>Steve Wood</b>	<b>Track Superintendent</b>

2. Name and title of the person(s) authorized to receive notices on behalf of the association and the mailing address of such person(s) if other than the mailing address of the association:

**Joseph W. Harper – President & General Manager**  
**Craig R. Fravel – Executive VP & Corporate Secretary**

5. PURSE PROGRAM

A. Estimated purse distribution:

1. All races other than stakes: **\$12,365,000**

- 2. Overnight stakes: **\$1,200,000**
- 3. Non-overnight stakes: **\$5,300,000**

**B. Stakes Races:**

- 1. Estimated purse distribution for all stakes races: **\$6,500,000**
- 2. Percentage of the estimated purse distribution for all stakes races that will be distributed for California-bred stakes races: **12%**

C. Estimated funds to be generated for all California-bred incentive awards: **\$2,130,000**

D. Estimated amount of payment to each recognized horsemen's organization contracting with the association and the name(s) of the organization(s) **\$743,500**

Recognized Horsemen's Organization	Estimated Payment
<b>Thoroughbred Owners of California Administration</b>	<b>\$199,000</b>
<b>CTT Administration</b>	<b>\$ 99,500</b>
<b>CTT Backstretch Personnel Pension Contribution</b>	<b>\$199,000</b>
<b>NTRA Dues</b>	<b>\$246,000</b>

E. Total estimated amount from all sources to be distributed at the meeting in the form of purses or other benefits to horsemen: **\$21,738,500**

F. Estimated purse funds to be generated from on-track handle and intrastate off-track handle: **\$7,250,000**

G. Estimated purse funds to be generated from interstate handle: **\$11,885,000**

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

**Union Bank, San Diego Regional Office, Account #4000145780**

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

**Bowen, McBeth, Inc.  
 10722 Arrow Route, Suite 110  
 Rancho Cucamonga, CA 91730  
 (909) 944-6465**

**NOTICE TO APPLICANT** All funds generated and retained from on-track pari-mutuel handle which 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 and shall, within 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 which are obligated by law for distribution in the form of purses and breeders' awards, shall also be deposited within 3 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 B&P Code Section 19615(c) or (d). In the event of **underpayment** of purses which results in a balance remaining in the Paymaster of Purses' account at the conclusion of the meeting after distribution of amounts due to horsemen and 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.

## 6. STABLE ACCOMMODATIONS

- A. Number of usable stalls available for racehorses at the track where the meeting is held: **2,100**
- B. Minimum number of stalls believed necessary for the meeting: **2,100**
- C. Total number of usable stalls to be made available off-site at approved auxiliary stabling areas or approved training centers: **2,500**
- D. Name or location of each off-site stabling area and the number of stalls to be maintained at each site:  
**Fairplex – 500**  
**Hollywood Park– 1,500**  
**San Luis Rey Downs – 500**
- E. Attach each contract or agreement between the association and the person(s) furnishing off-site stabling accommodations for eligible racehorses which cannot be provided stabling on-site.

**PLEASE SEE SCOTWINC AGREEMENT ALREADY ON FILE WITH CHRB.**

Complete subsections F through I if the association will request reimbursement for off-site stabling as provided by B&P Code Sections 19607, 19607.1, 19607.2, and 19607.3; otherwise, skip to Section 7.

- F. Total number of usable stalls made available on-site for the 1986 meeting: **2,100**
- G. Estimated cost to provide off-site stalls for this meeting: **\$1,090,000**
- H. Estimated cost to provide vanning from off-site stalls for this meeting. Show fees to be paid for vanning per-horse : **\$170,000**  
 Fees shown represent one-way vanning from:
- |                           |              |
|---------------------------|--------------|
| <b>Santa Anita</b>        | <b>\$145</b> |
| <b>Hollywood Park</b>     | <b>\$145</b> |
| <b>Los Alamitos</b>       | <b>\$145</b> |
| <b>San Luis Rey Downs</b> | <b>\$ 80</b> |
| <b>Fairplex</b>           | <b>\$145</b> |
| <b>Galway Downs</b>       | <b>\$ 95</b> |

I. Estimated cost for off-site stabling and vanning for this meeting. Show cost per-day per-stall:

**Total cost:** \$1,260,000  
**Daily per stall cost:** \$10.80

**7. PARI-MUTUEL WAGERING PROGRAM**

A. Pursuant to B&P 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 (RCI) 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:

Use DD for daily double, E for exacta (special quinella), LS for limited sweepstakes (pick 6), PK3 for pick three, PK4 for select four, PK6 for pick 6 one pool, PK7 for pick 7, PNP for pick (n) pool, PPN for place pick (n), Q for quinella, SF for superfecta, SS1 for special sweepstakes (pick 6) alternate 1, SS2 for special sweepstakes (pick 6) alternate 2, SS3 for special sweepstakes (pick 6) alternate 3, SRUS for special reserved unlimited sweepstakes (pick 9), SUS for special unlimited sweepstakes (pick 9), TRI for trifecta, and US for unlimited sweepstakes (pick 9).

	<b>TYPE OF WAGERS</b>	<b>APPLICABLE RULES</b>
	<b>Type of Wager(s):</b>	<b>Applicable Rule(s):</b>
Example Race:	\$5E, \$2DD	CHRB#1959; ARCI#V.E.
Race #1	\$2Q, \$1E, \$1PK3, \$2DD <sup>5</sup> , \$1 PPN, \$2PARLAY, \$1TRI	CHRB#1958, 1959, 1977, 1957, 1976.8, 1954.1, 1979
Race #2	\$2Q, \$1E, \$1PK3, \$2PARLAY, \$1TRI, \$2DD <sup>5</sup>	CHRB#1958, 1959, 1977, 1954.1, 1979, 1957
Race #3	\$2Q, \$1E, \$1PK3, \$2PARLAY, \$1TRI, \$2P(n)P (Pick 6), \$2DD <sup>5</sup>	CHRB#1958, 1959, 1977, 1954.1, 1979, 1976.9, 1957
Race #4	\$2Q, \$1E, \$1PK3, \$2PARLAY, \$1TRI, \$1SF <sup>3</sup> , \$2DD <sup>5</sup>	CHRB#1958, 1959, 1977, 1954.1, 1979, 1979.1, 1957
Race #5	\$2Q, \$1E, \$1PK3, \$2PARLAY, \$1TRI, \$1SF <sup>2</sup> , \$2DD <sup>5</sup> , \$1PK4 <sup>4</sup>	CHRB#1958, 1959, 1977, 1954.1, 1979, 1979.1, 1957, 1978
Race #6	\$2Q, \$1E, \$1PK3, \$1SF <sup>1,3</sup> , \$2PARLAY, \$1TRI, \$2DD <sup>5</sup> , \$1PK4 <sup>4</sup>	CHRB#1958, 1959, 1977, 1979.1, 1954.1, 1979, 1957, 1978
Race #7	\$2Q, \$1E, \$2PARLAY, \$1TRI, \$1SF <sup>2</sup> , \$2DD <sup>5</sup> , \$1PK4 <sup>4</sup>	CHRB#1958, 1959, 1954.1, 1979, 1979.1, 1957, 1978
Race #8	\$2Q, \$1E, \$1TRI, \$1SF <sup>1,3</sup> , \$2DD <sup>5</sup> , \$1PK4 <sup>4</sup>	CHRB#1958, 1959, 1979, 1979.1, 1957, 1978
Race #9*	\$2Q, \$1E, \$1TRI, \$1SF <sup>2</sup> , \$2DD <sup>5</sup> , \$1PK4 <sup>4</sup>	CHRB#1958, 1959, 1979, 1979.1, 1957, 1978

Race #10\* \$2Q, \$1E, \$1TRI, \$1SF<sup>3</sup>, \$1PK4<sup>4</sup>

CHRB#1958, 1959, 1979, 1979.1, 1978

- 1 On days with 8 races, \$1SF offered in the 6<sup>th</sup> and 8<sup>th</sup> races.
- 2 On days with 9 races, \$1SF offered in the 5<sup>th</sup>, 7<sup>th</sup>, and 9<sup>th</sup> races.
- 3 On days with 10 races, \$1SF offered in the 4<sup>th</sup>, 6<sup>th</sup>, 8<sup>th</sup>, and 10<sup>th</sup> races.
- 4 \$1PK4 offered in the last four races daily.
- 5 \$2DD offered every race daily, except the last race.

\* On days with 9 or 10 races, the types of wagers offered based on this schedule will be rolled forward or backward accordingly.

B. The maximum carryover pool to be allowed to accumulate before its distribution **OR** the date(s) designated for distribution of the carryover pool:

**None.**

C. List any options requested with regard to exotic wagering:

**None.**

D. Will "advance" or "early bird" wagering be offered?

Yes

No

a. If yes, when will such wagering begin:

**8:00 a.m.**

E. 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:

**Autotrak II VAX  
Autotote Systems, Inc.  
Contract expires: September 2003**

**8. SIMULCASTING WAGERING PROGRAM**

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

**SOUTHERN CALIFORNIA OFF TRACK WAGERING, INC. "SCOTWINC"**

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.

**SCOTWINC AGREEMENT IS ALREADY ON FILE WITH CHRB.**

C. California simulcast facilities the association proposes to offer its live audiovisual signal:

**Please see Exhibit "5".**

D. Out-of-state wagering systems the association proposes to offer its live audiovisual signal:

**Please see Exhibit "6".**

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

**Please see Exhibit "7".**

F. 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 whether or not a full card will be accepted. If the full card will not be imported, state "selected feature and/or stakes races":

**Please see Exhibit "8".**

NOTICE TO APPLICANT B&P 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 which 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 23 imported thoroughbred races statewide. The limitation of 23 imported thoroughbred races per day statewide does not apply to those races specified in B&P Code Section 19596.2(a)(1), (2), (3) and (4).

## Exhibit 5

Alameda County Fair, Pleasanton  
Antelope Valley Fair, Lancaster  
Barona Casino, Lakeside  
Bay Meadows, San Mateo  
Big Fresno Fair, Fresno  
Cabazon Fantasy Springs Casino, Indio  
California State Fair & Expo, Sacramento  
Earl Warren Showgrounds, Santa Barbara  
Fairplex Park, Pomona  
Fresno Club One, Fresno  
Golden Gate Fields, Albany  
Hollywood Park, Inglewood  
Humbolt County Fair, Ferndale  
Kern County Fair, Bakersfield  
Los Alamitos Racecourse, Los Alamitos  
Monterey County Fair, Monterey  
National Orange Show, San Bernardino  
Redwood Acres Fair, Eureka  
San Bernardino County Fair, Victorville  
San Joaquin County Fair, Stockton  
Santa Clara County Fair, San Jose  
Santa Anita Park, Arcadia  
Santa Maria Fair Park, Santa Maria  
Shalimar Sports Center, Indio  
Shasta District Fair, Anderson  
Solano County Fair, Vallejo  
Sonoma County Fair, Santa Rosa  
Stanislaus County Fair, Turlock  
Sycuan Gaming Center, El Cajon  
The Farmers Fair, Perris  
Tulare County Fair, Tulare  
Ventura County Fair, Ventura  
Viejas Casino & Turf Club, Alpine

## Exhibit 6

AKsarben, Nebraska  
Arapahoe Park, Colorado  
Arlington International Race Course, Illinois  
Assiniboia Downs, Canada  
Atlantic City Casino Assn., New Jersey  
Atlantic City Race Course, New Jersey  
Atokad Park, South Dakota  
Balmoral Park, Illinois  
Barrie Raceway, Ontario  
Batavia Downs, New York  
Beulah Park, Ohio  
Birmingham Race Course, Alabama  
Blue Grass Downs, Kentucky  
Blue Ribbon Downs, Oklahoma  
Buffalo Trotting Association, New York  
Calder Race Course, Florida  
Caliente, Mexico  
Camptown Greyhound Park, Kansas  
Canterbury Park, Minnesota  
Capital District OTB, New York  
Caymanas Race Track, Jamaica  
Charles Town Races, West Virginia  
Churchill Downs, Kentucky  
Colonial Downs, Virginia  
Columbus Races, Nebraska  
Connecticut OTB, Connecticut  
Dairyland Greyhound Park, Wisconsin  
Dakota Teletrack, South Dakota  
Delaware Park, Delaware  
Delta Downs, Louisiana  
Dover Downs, Delaware  
Downs at Albuquerque, New Mexico  
Downs at Santa Fe, (PTE Inc.), New Mexico  
Dueling Grounds Race Course, Kentucky  
Edmonton Northlands, Canada  
Ellis Park, Kentucky  
Elmira Raceway, Ontario  
Evangeline Downs, Louisiana  
Fairgrounds Racecourse, Louisiana  
Fairmount Park, Illinois  
Finger Lakes Race Track, New York  
Flamboro Downs, Ontario  
Fonner Park, Nebraska  
Foxboro Park, Massachusetts  
Foxwoods Casino (LVDC), Connecticut  
Fraser Park, British Columbia  
Freehold Raceway, New Jersey  
Garden State Park, New Jersey  
Geneva Lakes Kennel Club, Wisconsin  
Green Mountain Racetrack, Vermont  
Gulf Greyhound, Texas  
Gulfstream Park, Florida  
Harrington Raceway & Simulcast Facility,  
Delaware  
Hawthorne Race Course, Illinois  
Hazel Park, Michigan  
Hialeah Park, Florida  
Hiawatha Downs, Ontario  
Hinsdale Greyhound Park, New Hampshire  
Hipodromo de las Americas, Mexico  
Hipodromo Presidente Remon, Panama  
Hoosier Park, Indiana  
Jackson Harness Raceway, Michigan  
Juarez, Mexico  
Kawartha Downs, Ontario  
Keeneland, Kentucky  
Kentucky OTB,  
Korea Racing Association,  
l' Hippodrome de Montreal, Canada  
Ladbroke (DRC), Michigan  
Ladbroke at the Meadows, Pennsylvania  
Las Vegas Dissemination Company, Nevada  
Lebanon Trotting Club, Ohio  
Les Bois Park, Idaho  
Lewiston OTB, Maine  
Lincoln Greyhound Park, Rhode Island  
Lone Oak Racing, Oregon  
Lone Star Race Park, Texas  
Louisiana Downs, Louisiana  
Manor Downs, Texas  
Marquis Downs, Saskatchewan  
Maryland Jockey Club, Maryland  
Maywood Park,  
Meskwaki Casino (LVDC), Nevada  
Mile High Greyhound,  
Mobile Greyhound Park, Alabama  
Monmouth Park, New Jersey  
Montana State Fair, Montana  
Monticello Raceway, NY  
Mountaineer Park, West Virginia

Mt. Pleasant Meadows, Michigan  
Muskegon Race Course, Michigan  
Nassau Downs OTB, New York  
Nebraska State Fair Park, Nebraska  
Nevada Pari-Mutuel Association, Nevada  
New Jersey Sports & Exposition Authority,  
New Jersey  
New Mexico State Fair, New Mexico  
New York City Off-Track Betting,  
New York  
New York Racing Association, New York  
Newport Jai-Alai, Rhode Island  
Northfield Park, Ohio  
Northville Downs, Michigan  
Northwest Racing Associates Limited  
Partnership, Washington  
Oaklawn Park, Arkansas  
Ocean Downs, Maryland  
On Demand Services, Kentucky  
Ontario Jockey Club, Ontario  
Pacific Racing Association, Canada  
Penn National Race Course, Pennsylvania  
Philadelphia Park, Pennsylvania  
Pimlico, Maryland  
Plainfield Greyhound Park, Connecticut  
Playfair Race Course, Washington  
Pocono Downs, Pennsylvania  
Portland Meadows, Oregon  
Prairie Meadows, Iowa  
Queensbury Downs, Saskatchewan  
Raceway Park, Ohio  
Racing and Gaming Services, St Kitts  
Racing Services, Inc., North Dakota  
Remington Park, Oklahoma  
Retama Park, Texas  
Rideau Carlton, Ontario  
Rillito Park, Arizona  
River Downs, Ohio  
Roberts Television International, NV  
Rockingham Park, New Hampshire  
Ruidoso Downs, New Mexico  
Saginaw Harness Raceway,  
Sam Houston Park, Texas  
Saratoga Raceway, New York  
Scarborough Downs, Maine

Scioto Downs, Ohio  
Seabrook Greyhound Park,  
Southland Greyhound Park, Arkansas  
Sports Creek Raceway, Michigan  
Sportsman's Park, Illinois  
St. Croix Greyhound Park, Wisconsin  
Stampede Park, Alberta  
Stevenson & Associates, Maryland  
Suffolk Downs, Massachusetts  
Sunland Park Racetrack, New Mexico  
Tampa Bay Downs, Florida  
Teton Racing Association, Idaho  
The Red Mile, Kentucky  
Thistledown Racing Club, Ohio  
Thunder Ridge, Kentucky  
Timonium, Maryland  
Tri-State Greyhound, West Virginia  
Trinity Meadows, Texas  
TVG, Oregon  
Turf Paradise, Arizona  
Turfway Park, Kentucky  
Turning Stone Casino, New York  
Valley Race Park, Texas  
Vernon Downs, New York  
Victoryland, Alabama  
Western Fair, Ontario  
Western Regional OTB, New York  
Wheeling Downs, Canada  
Windsor Raceway, Ontario  
Wisconsin Dells Greyhound, Wisconsin  
Witchita Greyhound Park, Kansas  
Wonderland Greyhound Park,  
Massachusetts  
Woodlands, Kansas  
Wyoming OTB, Wyoming  
Yavapai Downs, Arizona  
Yonkers Raceway, New York  
Youbet, Pennsylvania

## Exhibit 7

AKsarben, Nebraska  
Arapahoe Park, Colorado  
Arlington International Race Course, Illinois  
Atlantic City Casino Assn., New Jersey  
Atlantic City Race Course, New Jersey  
Atokad Downs, Nebraska  
Balmoral Park, Illinois  
Batavia Downs, New York  
Bay Meadows, California  
Beulah Park, Ohio  
Birmingham Race Course, Alabama  
Blue Ribbon Downs, Oklahoma  
Buffalo Trotting Association, New York  
Calder Race Course, Florida  
California State Fair, California  
Camptown Greyhound Park, Kansas  
Canterbury Park, Minnesota  
Capital District OTB, New York  
Charles Town Races, West Virginia  
Churchill Downs, Kentucky  
Colonial Downs, Virginia  
Columbus Races, Nebraska  
Connecticut OTB, Connecticut  
Dairyland Greyhound Park, Wisconsin  
Dakota Teletrack, South Dakota  
Delaware Park, Delaware  
Delta Downs, Louisiana  
Dover Downs, Delaware  
Downs at Albuquerque, New Mexico  
Downs at Santa Fe, (PTE Inc.), New Mexico  
Dueling Grounds Race Course, Kentucky  
Ellis Park, Kentucky  
Evangeline Downs, Louisiana  
Fairgrounds Racecourse, Louisiana  
Fair Meadows, Oklahoma  
Fairmount Park, Illinois  
Finger Lakes Race Track, New York  
Fonner Park, Nebraska  
Foxboro Park, Massachusetts  
Foxwoods Casino (LVDC), Connecticut  
Freehold Raceway, New Jersey  
Garden State Park, New Jersey  
Geneva Lakes Kennel Club, Wisconsin  
Golden Gate Fields, California  
Gulf Greyhounds, Texas  
Harrington Raceway & Simulcast Facility,  
Delaware  
Hawthorne Race Course, Illinois  
Hazel Park, Michigan  
Hinsdale Greyhound Park, New Hampshire  
Hoosier Park, Indiana  
Humboldt County Fair, California  
Jackson Harness Raceway, Michigan  
Keeneland, Kentucky  
Ladbroke (DRC), Michigan  
Ladbroke at the Meadows, Pennsylvania  
Las Vegas Dissemination Company, Nevada  
Lebanon Trotting Club, Ohio  
Les Bois Park, Idaho  
Lewiston OTB, Maine  
Lincoln Greyhound Park, Rhode Island  
Lone Oak Racing, Oregon  
Lone Star Race Park, Texas  
Louisiana Downs, Louisiana  
Manor Downs, Texas  
Maryland Jockey Club, Maryland  
Meskwaki Casino (LVDC), Nevada  
Mobile Greyhound Park, Alabama  
Monmouth Park, New Jersey  
Monticello Raceway, NY  
Mountaineer Park, West Virginia  
Mt. Pleasant Meadows, Michigan  
Nassau Downs OTB, New York  
Nebraska State Fair Park, Nebraska  
Nevada Pari-Mutuel Association, Nevada  
New Jersey Sports & Exposition Authority,  
New Jersey  
New Mexico State Fair, New Mexico  
New York City Off-Track Betting,  
New York  
New York Racing Association, New York  
Newport Jai-Alai, Rhode Island  
Northfield Park, Ohio  
Northville Downs, Michigan  
Oaklawn Park, Arkansas  
Ocean Downs, Maryland  
On Demand Services, Kentucky  
Penn National Race Course, Pennsylvania  
Philadelphia Park, Pennsylvania  
Pocono Downs, Pennsylvania

Portland Meadows, Oregon  
Prairie Meadows, Iowa  
Raceway Park, Ohio  
Racing and Gaming Services, St. Kitts  
Racing Services, Inc., North Dakota  
Remington Park, Oklahoma  
Retama Park, Texas  
Rillito Park, Arizona  
River Downs, Ohio  
Rockingham Park, New Hampshire  
Ruidoso Downs, New Mexico  
Sam Houston Park, Texas  
San Mateo County Fair, California  
Saratoga Raceway, New York  
Scarborough Downs, Maine  
Sonoma County Fair, California  
Southland Greyhound Park, Arkansas  
Sports Creek Raceway, Michigan  
Sportsman's Park, Illinois  
St. Croix Greyhound Park, Wisconsin  
Suffolk Downs, Massachusetts  
Sunland Park Racetrack, New Mexico  
Tampa Bay Downs, Florida  
Teton Racing Association, Idaho  
Thistledown Racing Club, Ohio  
Timonium, Maryland  
Tri-State Greyhound, West Virginia  
Trinity Meadows, Texas  
TVG, Oregon  
Turfway Park, Kentucky  
Turning Stone Casino, New York  
Valley Race Park, Texas  
Vernon Downs, NY  
Western Regional OTB, New York  
Wisconsin Dells Greyhound, Wisconsin  
Wichita Greyhound Park, Kansas  
Wonderland Greyhound Park,  
Massachusetts  
Woodlands, Kansas  
Wyoming OTB, Wyoming  
Yavapai Downs, AZ  
Yonkers Raceway, New York  
Youbet, Pennsylvania

Exhibit 8 – Selected Feature and/or Stakes Races

7/24/02	Saratoga	Schuylerville Stakes	II	\$100,000	6 Furlongs
7/25/02	Saratoga	Sanford Stakes	II	\$100,000	6 Furlongs
7/26/02	Saratoga	Bernard Baruch Handicap	II	\$150,000	1 1/8 Miles (turf)
7/27/02	Arlington	Arlington Handicap	III	\$225,000	1 1/4 Miles (turf)
7/27/02	Calder	Aspidistra Handicap		\$75,000	1 Mile (turf)
7/27/02	River Downs	Queen City Oaks		\$100,000	1 1/8 Miles
7/27/02	Monmouth Park	The Salvator Mile	III	\$100,000	1 Mile
7/27/02	Arlington	Modesty Handicap	III	\$150,000	1 3/16 Miles (turf)
7/27/02	Arlington	The Round Table		\$100,000	1 1/8 Miles
7/27/02	Ellis Park	Don Bernhardt		\$60,000	6 1/2 Furlongs
7/27/02	Saratoga	Test Stakes	I	\$250,000	7 Furlongs
7/27/02	Saratoga	The Diana	II	\$500,000	1 1/8 Miles (turf)
7/28/02	Emerald Downs	Mt. Rainier Breeders' Cup		\$100,000	1 1/8 Miles
7/28/02	Saratoga	Go For Wand	I	\$250,000	1 1/8 Miles
7/28/02	Philadelphia Park	Philadelphia Park BC Handicap	III	\$200,000	6 Furlongs
7/28/02	Philadelphia Park	Captain My Captain Stakes		\$50,000	5 Furlongs (turf)
7/28/02	Philadelphia Park	Mill Race Stakes		\$50,000	5 Furlongs (turf)
7/28/02	Philadelphia Park	Iroquois Stakes		\$50,000	1 1/16 Miles
7/28/02	Thistledown	The George Lewis Memorial Stakes		\$50,000	1 1/8 Miles
7/29/02	Saratoga	Lake George Stakes	III	\$100,000	1 1/16 Miles (turf)
8/2/02	Saratoga	Honorable Miss Handicap	III	\$100,000	6 Furlongs
8/3/02	Hastings	BC Cup Debutante (BC bred) (AlwS)		\$50,000	6 1/2 Furlongs
8/3/02	Hastings	BC Cup Nursery (BC bred) (AlwS)		\$50,000	6 1/2 Furlongs
8/3/02	Delaware Park	Sussex Handicap		\$100,000	1 1/16 Miles (turf)
8/3/02	Saratoga	Whitney Handicap	I	\$750,000	1 1/8 Miles
8/3/02	Saratoga	Amsterdam Stakes	II	\$125,000	6 Furlongs
8/3/02	Ellis Park	Audubon Oaks		\$60,000	1 Mile (turf)
8/3/02	Calder	Convenience Stakes		\$50,000	1 1/16 Miles (turf)
8/4/02	Saratoga	Jim Dandy Stakes	II	\$600,000	1 1/8 Miles
8/4/02	Emerald Downs	Governor's Handicap		\$60,000	6 1/2 Furlongs
8/4/02	Monmouth Park	The Eatontown Stakes	III	\$100,000	1 1/8 Miles (turf)
8/4/02	Monmouth Park	The Haskell Invitational Handicap	I	\$1,000,000	1 1/8 Miles
8/4/02	Hastings	BC Cup Stallion Colts (BC bred)		\$50,000	8 1/2 Furlongs
8/4/02	Hastings	BC Cup Stallion Fillies (BC bred)		\$50,000	8 1/2 Furlongs
8/5/02	Hastings	BC Cup Classic (BC bred) (HcpS)		\$65,000	9 Furlongs
8/5/02	Hastings	BC Cup Distaff (BC bred) (HcpS)		\$50,000	9 Furlongs
8/5/02	Hastings	BC Cup Sprint (BC bred) (Hcps)		\$50,000	6 1/2 Furlongs
8/5/02	Saratoga	National Museum Hall of Fame Hcp	II	\$150,000	1 1/8 Miles (turf)
8/8/02	Saratoga	A.P. Smitwick Memorial (S'Chase)	II	\$75,000	2 1/16 Miles (turf)
8/9/02	Saratoga	The West Point		\$75,000	1 1/8 Miles (turf)
8/10/02	Calder	Desert Vixen Stakes		\$75,000	6 Furlongs
8/10/02	Calder	Dr. Fager Stakes		\$75,000	6 Furlongs

Exhibit 8 – Selected Feature and/or Stakes Races

8/10/02	Arlington	The Singapore Plate	III	\$100,000	1 1/8 Miles
8/10/02	Delaware Park	Open Fire		\$75,000	1 1/8 Miles
8/10/02	Ellis Park	Ellis Breeders' Cup		\$125,000	6 Furlongs
8/10/02	Ellis Park	The Gardenia	III	\$200,000	1 1/8 Miles
8/10/02	Monmouth Park	The Sapling Stakes	III	\$100,000	6 Furlongs
8/10/02	Saratoga	Sword Dancer Invitational Handicap	I	\$500,000	1 1/2 Miles (turf)
8/11/02	Saratoga	The Mr. Vanderbilt Handicap	II	\$200,000	6 Furlongs
8/11/02	Emerald Downs	WA Owner's Breeders' Cup		\$65,000	1 1/16 Miles
8/12/02	Saratoga	Adirondack Stakes	II	\$150,000	6 1/2 Furlongs
8/14/02	Saratoga	Saratoga Special	II	\$150,000	6 1/2 Furlongs
8/16/02	Saratoga	The Yaddo		\$75,000	1 1/8 Miles (turf)
8/17/02	Delaware Park	Vincent A. Moscarelli Memorial		\$75,000	1 1/8 Miles
8/17/02	Calder	Groomstick Handicap		\$75,000	6 1/2 Furlongs
8/17/02	Arlington	Secretariat Stakes	I	\$400,000	1 1/4 Miles (turf)
8/17/02	Arlington	Beverly D. Stakes	I	\$700,000	1 3/16 Miles (turf)
8/17/02	Arlington	Arlington Million	I	\$1,000,000	1 1/4 Miles (turf)
8/17/02	Ellis Park	Anna M. Fischer Debutante		\$100,000	7 Furlongs
8/17/02	Saratoga	Alabama Stakes	I	\$750,000	1 1/4 Miles
8/17/02	Saratoga	Saratoga's BC Handicap	II	\$300,000	1 1/4 Miles
8/17/02	Ellis Park	James C. Ellis Juvenile		\$100,000	7 Furlongs
8/18/02	River Downs	Vivacious Handicap		\$50,000	1 1/16 Miles (turf)
8/18/02	Emerald Downs	WA Breeders' Cup Oaks		\$100,000	1 1/8 Miles
8/18/02	Philadelphia Park	Larry Riviello Presidents Cup		\$100,000	1 Mile
8/18/02	Philadelphia Park	Donald LeVine Memorial Stakes		\$50,000	7 Furlongs
8/18/02	Monmouth Park	The Phillip H. Iselin Handicap	II	\$350,000	1 1/8 Miles
8/18/02	Saratoga	Lake Placid Handicap	II	\$150,000	1 1/8 Miles (turf)
8/21/02	Saratoga	The Albany		\$150,000	1 1/8 Miles
8/23/02	Saratoga	Personal Ensign Handicap	I	\$400,000	1 1/4 Miles
8/24/02	Saratoga	Ballston Spa BC Handicap	III	\$200,000	1 1/16 Miles (turf)
8/24/02	Calder	Blazing Sword Stakes		\$75,000	1 1/16 Miles
8/24/02	Saratoga	Travers Stakes	I	\$1,000,000	1 1/4 Miles
8/24/02	Saratoga	Fourstardave Handicap	II	\$200,000	1 1/16 Miles (turf)
8/24/02	Saratoga	King's Bishop	I	\$200,000	7 Furlongs
8/24/02	Arlington	Arlington Sprint Stakes		\$100,000	6 Furlongs
8/24/02	Ellis Park	The Governor's Handicap		\$75,000	1 Mile
8/24/02	Emerald Downs	Barbara Shinpoch Stakes		\$75,000	1 Mile
8/24/02	Delaware Park	Caesar Rodney Handicap		\$200,000	1 1/8 Miles (turf)
8/25/02	Saratoga	Ballerina Handicap	I	\$250,000	7 Furlongs
8/25/02	Emerald Downs	Emerald Breeders' Cup Distaff		\$100,000	1 Mile
8/25/02	Philadelphia Park	Critical Mass Stakes		\$50,000	6 Furlongs
8/25/02	Monmouth Park	The Sorority Stakes	III	\$100,000	6 Furlongs
8/25/02	Emerald Downs	Longacres Mile	III	\$250,000	1 Mile
8/26/02	Saratoga	Glen Falls Handicap	III	\$100,000	1 3/8 Miles (turf)

Exhibit 8 – Selected Feature and/or Stakes Races

8/29/02	Saratoga	New York Turf Writers	I	\$100,000	2 3/8 Miles (turf)
8/30/02	Saratoga	Spinaway Stakes	I	\$200,000	7 Furlongs
8/31/02	Calder	Affirmed Stakes		\$125,000	7 Furlongs
8/31/02	Calder	Susan's Girl Stakes		\$125,000	7 Furlongs
8/31/02	Delaware Park	Delaware Park – NATC Sorority		\$200,000	6 Furlongs
8/31/02	Delaware Park	Delaware Park – NATC Futurity		\$200,000	6 Furlongs
8/31/02	Ellis Park	The Dade Park Turf		\$60,000	1 1/8 Miles (turf)
8/31/02	River Downs	Pepsi Bassinet Stakes		\$100,000	6 Furlongs
8/31/02	Saratoga	Hopeful Stakes	I	\$200,000	7 Furlongs
8/31/02	Delaware Park	Denise Rhudy Memorial		\$75,000	1 1/16 Miles (turf)
8/31/02	Arlington	Top Flight Stakes		\$75,000	6 Furlongs
9/1/02	Philadelphia Park	Juvenile Stakes		\$50,000	6 Furlongs
9/1/02	Saratoga	Forego Handicap	I	\$250,000	6 1/2 Furlongs
9/1/02	River Downs	Governor's Buckeye Cup		\$75,000	1 1/4 Miles
9/2/02	Saratoga	Saranac Handicap	III	\$100,000	1 3/16 Miles (turf)
9/2/02	Arlington	Arlington Matron Handicap	III	\$150,000	1 1/8 Miles
9/2/02	Calder	Miami BC Handicap	III	\$150,000	1 Mile
9/2/02	Emerald Downs	Emerald Downs BC Derby		\$125,000	1 1/8 Miles
9/2/02	River Downs	Miller G.D. Cradle Stakes		\$200,000	1 1/16 Miles
9/2/02	Ellis Park	The Tri-State Handicap		\$75,000	1 1/8 Miles (turf)
9/3/02	Philadelphia Park	Steve Van Buren Handicap		\$75,000	7 Furlongs
9/3/02	Philadelphia Park	Pennsylvania Oaks		\$50,000	1 Mile & 70 Yards
9/3/02	Philadelphia Park	Pennsylvania Derby	III	\$500,000	1 1/8 Miles
9/3/02	Philadelphia Park	Ambassador of Luck Stakes		\$50,000	1 1/16 Miles
9/6/02	Belmont	General Douglas MacArthur		\$75,000	7 Furlongs
9/7/02	Arlington	Spectacular Bid Stakes		\$75,000	6 Furlongs
9/7/02	Delaware Park	George Rosenberger Memorial		\$75,000	1 1/16 Miles (turf)
9/7/02	Delaware Park	DTHA Owners Day Handicap		\$75,000	1 1/8 Mile
9/7/02	Delaware Park	Endine	III	\$150,000	6 Furlongs
9/7/02	Calder	Judy's Red Shoes		\$50,000	1 1/16 Miles
9/7/02	Belmont	The Woodward	I	\$500,000	1 1/8 Miles
9/7/02	Belmont	The Man o War	I	\$500,000	1 3/8 Miles (turf)
9/7/02	Belmont	The Gazelle	I	\$250,000	1 1/8 Miles
9/8/02	Emerald Downs	Belle Roberts Handicap		\$60,000	1 1/8 Miles
9/8/02	Thistledown	The Juvenile Stakes		\$75,000	1 1/16 Miles
9/8/02	Belmont	The Garden City BC	I	\$250,000	1 1/8 Miles (turf)

The Del Mar Thoroughbred Club is working with the Northern tracks to coordinate a full-card simulcast signal from the New York Racing Association and Arlington Park along with the selected stakes races. We will notify the board as soon as possible if changes occur.

THOROUGHBRED SIMULCAST RACES TO BE IMPORTED

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

Calder Race Course	1/1 & 1/2/99	Full Card
Fair Grounds	3/14/99	Selected Feature and/or Stakes Races

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 whether or not a full card will be accepted. If the full card will not be imported, state “selected feature and/or stakes races”:

QUARTER HORSE SIMULCAST RACES TO BE IMPORTED

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

Retama Park	4/8 & 4/9/99	Full Card
Ruidoso Downs	9/6/99	Selected Feature and/or Stakes Races

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 whether or not 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

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

Saratoga Raceway	5/8/99	Full Card
Meadowlands	8/7/99	Selected Feature and/or Stakes Races

For **ALL** racing associations, list imported simulcast races the association plans to receive which 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:

OTHER BREED SIMULCAST RACES TO BE IMPORTED

Name of Host Track	Breed of Horse	Race Dates	Number of Races to be Imported
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For **ALL** racing associations, if any out-of-state or out-of-country races will commence outside of the time constraints set forth in B&P Code Section 19596.2(d), attach a copy showing the agreement by the appropriate racing association(s).

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 provision of B&P Code Sections 19596, 19596.1, 19596.2, 19601, 19602, and 19616.1, and will require specific written approval of the CHRB.

Every association shall pay over to the simulcast organization within 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 and out-of-state wagering, and which 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 3 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 and out-of-state wagering for purses, breeders' awards or other benefits to horsemen. (See Notice to Applicant, Section 5.)

**9. 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:

**Del Mar Thoroughbred Club  
P.O. Box 700  
Del Mar, CA 92014**

B. Names and addresses of the trustees or directors of the distributing agent:

**Mr. Rollin Baugh  
P.O. Box 2461  
17845 Via de Fortuna  
Rancho Santa Fe, CA 92067**

**Dr. James R. Buell  
4790 Caughlin Pkwy. #518  
Reno, NV 89505**

**Clair W. Burgener  
P.O. Box 8186  
Rancho Santa Fe, CA 92067**

**Joseph W. Harper  
P.O. Box 700  
Del Mar, CA 92014**

**Terrence J. Lanni  
Bellagio  
2600 Las Vegas Blvd., South  
Las Vegas, NV 89109**

**Warner C. Lusardi  
1570 Linda Vista Drive  
San Marcos, CA 92069**

**Betty Mabee  
P.O. Box 2833  
Rancho Santa Fe, CA 92067**

**Thomas C. Stickel  
50 Blue Anchor Cay  
Coronado, CA 92118**

**Robert S. Strauss  
1333 New Hampshire Ave. NW  
Suite 400  
Washington, DC 20036**

**Martin J. Wygod  
P.O. Box 7188  
Rancho Santa Fe, CA 92067**

C. Dates the association will conduct races as charity racing days OR:

D. Will the association pay the distributing agent an amount equal to the maximum required under B&P Code Section 19550(b)?  Yes

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 B&P Code Section 19555. Thereafter, the distributing agent shall distribute not less than 90% of the aggregate proceeds from such charity racing days within 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 20% of the distribution shall be made to charities associated with the horse racing industry in accordance with the provisions of B&P Code Section 19556(b).

**10. RACING OFFICIALS, OFFICIALS, AND OFFICIATING EQUIPMENT**

A. Racing Officials nominated:

<b>Associate Judges</b>	<b>N/A</b>
<b>Association Veterinarian(s)</b>	<b>Ray Baran, DVM</b>
<b>Clerk of Scales</b>	<b>Dino Perez</b>
<b>Clerk of the Course</b>	<b>Melanie Stubblefield</b>
<b>Horse Identifier</b>	<b>Dianne Piper</b>
<b>Horseshoe Inspector</b>	<b>Harry Toston</b>
<b>Paddock Judge</b>	<b>Ken Goldberg</b>
<b>Patrol Judges</b>	<b>Ruben Hernandez</b>
	<b>Dennis Flowers</b>
<b>Placing Judges</b>	<b>Bob Moreno</b>
	<b>Zachary Soto</b>
	<b>Merry Young</b>
<b>Starter</b>	<b>Gary Brinson</b>
<b>Timer</b>	<b>John Fontaine</b>

B. Management officials in the racing department:

<b>Vice President, Racing</b>	<b>Thomas S. Robbins</b>
<b>Racing Secretary</b>	<b>Thomas S. Robbins</b>
<b>Assistant Racing Secretary</b>	<b>Rick Hammerle</b>
<b>Paymaster of Purses</b>	<b>Bridget Crawford</b>
<b>Others (identify by name and title)</b>	<b>N/A</b>

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

<b>Fivecoat &amp; With, Inc.</b>	<b>Kennedy Court Reporters</b>
<b>701 B Street, Suite 760</b>	<b>920 W. Seventeenth St., 2<sup>nd</sup> Flr.</b>
<b>San Diego, CA 92101</b>	<b>Santa Ana, CA 92706</b>
<b>(619) 236-0333</b>	<b>(714) 835-0366</b>

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:

**Plusmic Corporation**  
**William O'Brien**  
**Contract ends: After 2002 Race Season**  
**Digital Photo Finish Only**

E. Photopatrol video equipment to be used to record all races, name of the person supplying the service, and expiration date of the service contract:

**Mr. Cary Charlson, President, Charlson Broadcast Technologies, LLC. Expiration date of Contract: 12/31/06. Equipment list on file with the Board.**

- 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:

**Solely owned by Association.**

## 11. SECURITY CONTROLS AND EMERGENCY SERVICES

- A. Name and title of the person responsible for security controls on the premises:

**Bill Sullivan**

- B. Estimated number of security guards, gatemen, patrolmen or others to be engaged in security tasks on a regular full-time basis. Describe the electronic security system: **75 Regular full time security personnel. Security Alarms: The Nighthawk Security System is a supervised proprietary system monitored by an off-site security office. Coverage includes Executive Offices, Main Money Room and Clubhouse Money Room. Surveillance Cameras: 4 each - Grandstand Money Room, 3 each - Clubhouse Money Room and 20 each throughout Grandstand, all cameras monitored by Director of Pari-mutuels in on- site office.**

- C. Name, address and emergency telephone number of the ambulance service to be used during workouts and the running of the races:

**Huntington Ambulance, Box 145, Sunset Beach, CA 90742, (562) 904-1550.**

- D. Name, address and emergency telephone number of the ambulance service to be used during workouts at auxiliary sites:

**Fairplex: EMS, Los Alamitos, CA Dean Gross, Owner- Tel: (714)821-6166**

**Hollywood Park: Huntington Ambulance Service – See ( C ) above**

**San Luis Rey Downs: Fallbrook/Bonsall Fire Department/Paramedics – Tel: (760) 723-2005**

- E. Attach a fire clearance from the fire authority having jurisdiction over the premises.

**Fire clearance certification will be completed after the San Diego County Fair which runs from June 15 through July 7, 2002.**

- F. Name of the workers' compensation insurance carrier for the association and the number of the insurance policy (if self-insured, provide details):

**Zenith Insurance Company**

**Policy No.: Z047828001**

- G. Attach a Certificate of Insurance for workers' compensation coverage. The CHRB is to be named as a certificate holder and given not less than 10 days' notice of any cancellation or termination of insurance which secures the liability of the association for payment of workers' compensation.

**See Exhibit "10".**

## 12. CONCESSIONAIRES AND SERVICE CONTRACTORS

Names and addresses of all persons to whom a concession or service contract has been given, other than those already identified, and the goods and/or services to be provided by each:

**See Exhibit "11".**

## 13. SCHEDULE OF CHARGES

- A. Proposed charges for admissions, seating or boxes, parking and programs. Note any changes from the previous year:

## EXHIBIT "11"

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### CONCESSIONS:

George Karetas, President  
Premier Food Services, Inc.  
7966 Arjons Drive  
San Diego, CA 92126

Salvador Valdivia  
DMTC Jockey Cafeteria  
3203 East Brandon Street  
Pasadena, CA 91107

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### TIP SHEETS:

Bruce M. Andrews, Jr.  
Deuce Bruce  
5910 Rancho Mission Rd. #33  
San Diego, CA 92108

Bob Baedeker  
Baedeker, Inc.  
130 West El Portal  
San Clemente, CA 92672

Harry Acquarelli  
Duke Racing Selections  
6632 West 87th Street  
Los Angeles, CA 90045

Toby Turrell  
Winners  
14112 Enfield Circle  
Westminster, CA 92683

Tiffany Bohland  
Bob's Card, Inc.  
420 South Rolling Hills Place  
Anaheim Hills, CA 92807

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### SADDLERY SERVICES:

Jarry Hobson  
Hobson Saddlery  
28 North 1st Avenue  
Arcadia, CA 91066

Frank Wipfli  
Western Saddlery, Inc.  
7038 Commerce Circle  
Pleasanton, CA 94588

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### RACING COLORS:

Carol Henderson  
Ann Roper Racing Colors  
P.O. Box 1432  
Glendora, CA 91740

June Gee  
West Coast Racing Colors  
1825 S. Peck Road, Suite E  
Monrovia, CA 91016

Stephanie Searle  
Classic Silks  
P.O. Box 4572  
Burlingame, CA 94011

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### MISCELLANEOUS CONCESSIONS/SERVICES:

H.E. Copeland  
Armored Transport of California  
3610 Barnett Street  
San Diego, CA 92110

**B. William Bell, DVM, Inc.**  
Veterinarian  
P.O. Box 661688  
Arcadia, CA 91066

Robert Benoit  
**Benoit & Associates, Inc.**  
Track Photographers  
2011 Cedar Ave.  
Manhattan Beach, CA 90266

John Agostino, M.D.  
**Del Mar Medical Clinic**  
Track Physicians  
1335 Camino Del Mar  
Del Mar, CA 92014

Steve Stiles  
**Stiles Animal Removal Inc.**  
P.O. Box 428  
Alta Loma, CA 91701

Michael Costello  
**United/Puett Electrical Starting Gates**  
One Soundview Loop  
South Salem, NY 10590

Claudia Bird  
**Westwalk Corp.**  
Hot Walkers  
1309 W. Sepulveda Blvd.  
Torrance, CA 90501

William O'Brien  
**Plusmic Corporation USA**  
Photo Finish Services  
P.O. Box 6379  
Napa Valley, CA 94581

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ACORD

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YY) 04/22/2002

PRODUCER Serial # A1996
AON/ALBERT G. RUBEN INSURANCE SERVICES
10880 WILSHIRE BLVD. SUITE 700
LOS ANGELES CA 90024
CONTACT: KHAN NGUYEN
(310) 234-6824

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

COMPANIES AFFORDING COVERAGE

Table with 2 columns: COMPANY, Name. Includes ZENITH INSURANCE COMPANY.

INSURED
DEL MAR THOROUGHBRED CLUB
P.O. BOX 700
DEL MAR, CA 92014

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.

Main table with columns: CO LTR, TYPE OF INSURANCE, POLICY NUMBER, POLICY EFFECTIVE DATE, POLICY EXPIRATION DATE, LIMITS. Includes sections for General Liability, Automobile Liability, Garage Liability, Excess Liability, and Worker's Compensation.

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL ITEMS
EVIDENCE OF INSURANCE

CALIFORNIA HORSE RACING BOARD
1010 HURLEY WAY, SUITE 300
SACRAMENTO, CA 95825

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE OF INDEPENDENT INSURANCE AGENCY

<b>*Admission (general)</b>	<b>\$5.00 (includes official program)</b>
<b>*Admission (clubhouse)</b>	<b>\$8.00 (includes official program)</b>
<b>Reserved seating (general)</b>	<b>\$5.00 (\$10 Opening Day and Pacific Classic Day)</b>
<b>Reserved seating (clubhouse)</b>	<b>\$5.00 (\$10 Opening Day and Pacific Classic Day)</b>
<b>*Parking (general)</b>	<b>\$4.00</b>
<b>**Parking (valet)</b>	<b>\$15.00</b>
<b>Programs (on-track)</b>	<b>\$2.00</b>
<b>(off-track)</b>	<b>\$2.00</b>
*\$1 increase from 2001	
**\$3 increase from 2001	

B. Describe any "Season Boxes" and "Turf Club Membership" fees:

<b>Season Turf Club Membership (2 persons):</b>	<b>\$850.00</b>
<b>Single Turf Club Membership:</b>	<b>\$625.00</b>
<b>Daily Turf Club Admission (Guests):</b>	<b>\$35.00 (\$50 on Opening Day)</b>
<b>Grandstand &amp; Clubhouse Season Boxes (6 seats):</b>	<b>\$1,290.00 to 1,440.00</b>
<b>Grandstand &amp; Clubhouse Season Box Seats:</b>	<b>\$215.00/\$240.00</b>
<b>Season Reserved Seat:</b>	<b>\$200.00</b>

C. Describe any "package" plans such as combined parking, admission and program:

**NOTED ABOVE IN SECTION (14)(B)**

**14. JOCKEYS/DRIVERS' QUARTERS**

A. Check the applicable amenities available in the jockeys/drivers' quarters:

<input checked="" type="checkbox"/> Corners (lockers and cubicles)	How many	<input type="text" value="73"/>
<input checked="" type="checkbox"/> Showers	<input checked="" type="checkbox"/> Steam room, sauna or steam cabinets	<input checked="" type="checkbox"/> Lounge area
<input checked="" type="checkbox"/> Masseur	<input checked="" type="checkbox"/> Food/beverage service	<input checked="" type="checkbox"/> Certified platform scale

B. Describe the quarters to be used for female jockeys/drivers:

**The quarters to be used for female jockeys shall include a locker area (2), shower area, sauna area, lounge area, food and beverage service and a certified scale.**

**15. BACKSTRETCH EMPLOYEE HOUSING**

A. Attach written certification that an inspection of the backstretch employee housing has been conducted by a lead agency designated by the CHRB and the applicant is not aware of any known violations of the local housing ordinances.

B. Number of rooms used for housing on the backstretch of the racetrack:

- C. Number of restrooms available on the backstretch of the racetrack:  
**81**
- D. Estimated ratio of restroom facilities to the number of backstretch personnel:  
**14.8 workers to 1 restroom facility.**

## 16. TRACK SAFETY

- A. Total distance of the racecourse - measured from the finish line counterclockwise (3' from the inner railing) back to the finish line: 

5280
------

 feet.
- B. Describe the type(s) of materials used for the inner and outer railings of the race course, the type of inner railing supports (i.e., metal gooseneck, wood 4" x 4" uprights, offset wood 4" x 4" supports, etc.), the coverings, if any, on the top of the inner railing, and the approximate height of the top of the inner railing from the level of the race course.

**Inner rail: Aluminum. Outer rail: Galvanized Steel Tubing. Inner rail supports Aluminum with 9" offset. Coverings: Fontana Safety panels. Approximate height of the top inner rail: 40".**

- C. Name of the person responsible for supervision of the maintenance of the racetrack safety standards pursuant to CHRB Rule 1474:

**Robert Sanchez, Plant Superintendent**

- D. Attach a Track Safety Maintenance Program pursuant to CHRB Rule 1474.  
**Attached**
- E. 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 which 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 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.

## 17. 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): No exceptions
- B. Attach each horsemen's agreement pursuant to CHRB Rule 2044.
- C. 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).
- D. 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):

No exceptions

- E. 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):

No exceptions

NOTICE TO APPLICANT Pursuant to CHRB Rules 1870 and 1871, the CHRB shall be given 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.

18. 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.

Craig R. Fravel  
Print Name

Craig R. Fravel  
Signature

Executive Vice President  
Print Title

April 23, 2002  
Date

**STAFF ANALYSIS  
REQUEST TO CHANGE RACING VENUE**

**REGULAR BOARD MEETING  
JUNE 6, 2002**

**Background:**

The Los Angeles County Fair has traditionally run its race dates at its fairgrounds in Pomona. For the 2002 racing year, the Board assigned the dates of September 13 through 29, inclusive to Pomona. The Fair has notified the Board that instead of running those dates at Pomona in 2002, they have made arrangements with the Los Angeles Turf Club to run the meet at Santa Anita and are seeking Board approval to change the location of their 2002 meet. In the two-page letter included with this item, the Fair provides many details about this proposal and argues that the move will be in the best interest of California racing.

It should be noted that by placing this issue on the agenda now, the Fair is seeking guidance from the Board for a very specific reason. The Fair generally submits its annual license application at the July meeting. Thus, it is crucial in terms of filing that license application to know the venue since that decision affects so many items in the license application.

**Recommendation:**

Staff recommends that the Board hear from all interested parties regarding this matter to determine if a change in venue for LACF should be allowed in 2002.

# FAIRPLEX

RECEIVED  
CHRB

2002 MAY 28 AM 8:19

May 22, 2002

**BY FAX AND MAIL**

Roy E. Wood, Jr.  
Executive Secretary  
California Horse Racing Board  
1010 Hurley Street, Suite 300  
Sacramento, Ca. 95825

**Re: *Proposed relocation of Los Angeles County Fair Race Meeting to Santa Anita Park.***

Dear Mr. Wood:

Last September, the California Horse Racing Board awarded the following race dates, September 13 thru 29, 2002, to the Los Angeles County Fair Association ("LACF"). This award of dates was consistent with the requirements of the section 19549 of the Horse Racing Law (Calif. Bus. & Prof. Code §19549) requiring that "any fair racing association which conducted racing in the central or southern zone prior to January 1, 1980, *shall* be allocated up to three weeks of racing." At the time the CHRB acted it was assumed that the meeting would be run at the LACF's Fairplex Park race facility.

The LACF has recently successfully negotiated an agreement with the Los Angeles Turf Club, Inc. to run its annual September race meeting at the Santa Anita Race Track. Thus, LACF intends to file an application with this Board to run its September 2002 race meeting at that venue. However, since the filing of such an application will be a departure from our past filings, we felt it appropriate to bring this matter to the Board's attention before the filing of the application itself. We do this in an abundance of caution given the wording of this Board's Rule 1430 to the effect that the Board allocates racing weeks and dates in the 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."

We note that Rule 1430 also states that 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 allocated time period *nor at the racing facility scheduled for such racing weeks and dates.*" There would therefore seem to be little question that the Board has authority to grant LACF a license to run its September 2002 race meeting at Santa Anita rather than at Fairplex Park.

There are numerous reasons for our decision to run our race meeting at a major venue such as Santa Anita. It would be impossible to state all of those reasons in this letter. Suffice it to say that LACF has been criticized by the racing industry for its 5/8<sup>th</sup>-mile race track with its tight turns and for the lack of a grass racing surface. As a consequence of these criticisms, we in the recent past explored the possibility of increasing the size of our facility, but frankly the economics of our three week meeting do not make an investment of this type feasible. As a consequence we faced the prospect of continuing to run on our 5/8<sup>th</sup> track or seek permission to run our races at a major racing venue. Santa Anita fills all of our desires. It is a major and historic race venue. It has an excellent main racing surface and turf course. It will allow the LACF to conduct turf racing as well as racing on the main track, will allow us to attract quality horses, improve our stakes program and provide Southern California horsemen and race fans a better racing experience than we could provide them at Fairplex.

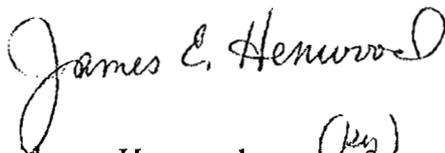
We intend to card races of the same levels as we have historically carded, including races for breeds other than the thoroughbred breed. We will keep our stable and training facility open for horsemen during our meeting and during the other portions of the year that we have historically kept the facility open. No one will suffer any prejudice as a result of our proposed move.

In short, we believe that the relocation of our race meeting to Santa Anita will be in the best interest of California racing and will better subserve the intent of the Racing Law. We anticipate better attendance, higher daily handle, and higher fan and horsemen satisfaction. The net result should be higher purses, higher commissions and higher license fees for the State of California. We therefore respectfully request that you approve the change of venue for our 2002 meeting from Fairplex Park in Pomona, California to Santa Anita Park in Arcadia, California.

Since time is of the essence, I would hope that this matter can be placed on the agenda for the Board's meeting of June 6, 2002, such that we may timely file a license application in accordance with the Board's desires and determination.

Yours very truly,

LOS ANGELES COUNTY  
FAIR ASSOCIATION



James Henwood  
President

(per)

**STAFF ANALYSIS  
REQUEST TO AMEND LICENSE**

**REGULAR BOARD MEETING  
JUNE 6, 2002**

**Background:**

Section 19596.2 of the Business and Professions Code allows for the importation of thoroughbred races into California by thoroughbred and fair race meets. The section limits the number of imported thoroughbred races in two ways: a daily limit of 23 imported races and an annual cap on the total number of *live and imported thoroughbred races* not to exceed the total number of *live and imported races used for wagering purposes in 1998*. The total number of such thoroughbred races in 1998 was 10,734 and that number is commonly referred to as the "bank". Since 1999, the first year that Section 19596.2 became effective, the bank has been nearly exhausted each year by the thoroughbred and fair race meets. Projections for 2002 estimate 4,822 live races and 5,912 imported races for a total of 10,734.

The Los Alamitos Quarter Horse Racing Association is asking the Board to amend their license to allow them to import thoroughbred races from Australia. They seek permission under this same section (Section 19596.2). Paragraph (b) of 19596.2 permits a thoroughbred association to arrange with any other association that conducts thoroughbred racing in the southern zone to disseminate an out-of-country thoroughbred race on their behalf. Thus, if LAQHRA wishes to arrange the import of Australian thoroughbred races on behalf of a thoroughbred race meet; they may do so with Board approval. However, those races would be subject to the same annual bank as any other imported thoroughbred race. Since the current projections are for the bank to be fully utilized by other associations, such an arrangement would also require the thoroughbred association to delete some of its proposed imports in order to allow for the Australian imports.

**Recommendation:**

Staff recommends that the Board approve this request subject to the limitations of the annual bank of thoroughbred races.



Los Alamitos

QUARTER HORSE RACING ASSOCIATION

May 23, 2002

Roy C Wood Jr.  
Executive Director  
California Horse Racing Board  
1010 Hurley Way Suite 300  
Sacramento, CA 95825

Dear Mr. Wood:

Los Alamitos Quarter Horse Racing Association respectfully requests California Horse Racing Board approval to import out of country Thoroughbred races from Australia in accordance with 2002 Horse Racing Law 19596.2 Sub Section (4) (b), (d).

This request has verbal approval from Hollywood Park, Bay Meadows, and the TOC.

Thank you for your consideration.

Kindest Regards,

H. Rick Henson  
President and General Manager

Cc: Rick Baedeker  
Jack Liebau  
John Van de Kamp

**STAFF ANALYSIS  
APPLICATION FOR IN-STATE ADW LICENSE**

**REGULAR BOARD MEETING  
JUNE 6, 2002**

**Background:**

At the February Board meeting, Youbet.com was approved as an out of state advance deposit wagering (ADW) hub. At that time, representatives of Youbet stated that they would also be establishing a live operator capability at their Woodland Hills offices. Youbet has been working with Local 280 to create that function, but has been unable to convince regulators in Oregon, the site of the current hub, to amend their Oregon license to include the live operators in California. As such, Youbet is asking the Board to approve a second license for them as an in-state hub, in conjunction with the original license, so that they may proceed with establishing a live operator hub in California. Live operator wagers made through the California hub will be summarized and available for review by the CHRB before being processed through Youbet's Oregon hub. After being forwarded to Oregon, the wagers will be processed like any other wager taken by Youbet.

The proposed in-state license would have a tiered "Dates of Operation". As indicated in item #2 in the application, California residents would be able to use the new hub for quarter horse wagers for two years (see comment below regarding two-year terms), for harness races through December 24, 2002, and for agreements covered by the TOC, through December 25, 2002. Although the application requests that out of state residents be able to wager on all breeds for two years, it is not clear what authority Youbet has to make any request for a two-year license given that agreements with California racing associations and horsemen's organizations do not cover a two-year term.

Youbet asks that the original \$500,000 financial security deposit for the original license be extended to include this license. Youbet's management team was licensed by the CHRB on May 22, 2002. Horsemen's agreements with the TOC and the quarter horse organization are included in this package.

Youbet representatives will be present at the meeting to answer any questions that the Board may have.

**Recommendation:**

Staff recommends that the Board hear from Youbet on this matter and consider approving the Youbet license for timeframes that are covered by horsemen's agreements and contracts with the racing associations.



(818) 668-2267  
[jhassen@youbet.com](mailto:jhassen@youbet.com)

May 17, 2002

Roy Wood, Executive Director  
California Horse Racing Board  
1010 Hurley Way, Suite 300  
Sacramento, CA 95825

Re: Youbet.com Advance Deposit Wagering License Application

Dear Roy,

Youbet.com requests the attached application CHRB 132 be considered for the agenda of the scheduled June 6, 2002 board meeting. Youbet is requesting the board approve this license, which if approved would be in conjunction with the out-of-state license the board approved at the February 21, 2002 board meeting. The appropriate officers and management will obtain occupational licenses on May 22, 2002. Attachments 1 through 11 along with an original signed application have been mailed to your attention.

The reason Youbet is requesting the in-state license is in support of our initiative to provide an interactive account wagering operator service in California using members of the Pari-Mutuel Employees Guild Local 280. Youbet has been unsuccessful in obtaining approval from the Oregon Racing Commission for our plan as it is currently drafted. They have requested that we consider a different approach that would place both the wager and the operator under the jurisdiction of the CHRB.

Youbet requests this license to be for a term of two (2) years so that it is concurrent with our agreement with Local 280. Youbet will be required to make a significant investment in training and infrastructure to for provide mutuel operators. Youbet believes it will be more difficult to attract the qualified Local 280 members to interactive operator positions if we cannot provide for a term of employment beyond the eight months remaining on our current out-of-state license. The reason this is such an issue is because of the benefits program provided for in the existing contracts. If a Local 280 member joins our program they are under a different labor agreement and could lose benefits.

In section 2, "Dates of Operation", the application provides for a schedule based on breed and the state of residence of the customers so as to not conflict with the requirement to have agreements with California assoiations, fairs and horsemen. In summary what is proposed are dates of operations separately covering in-state and out-of-state residents. For out-of-state residents the dates of operation cover two (2) years for all breeds. For in-state residents the dates of operation for Los Alamitos two (2) years, for

Mr. Roy Wood  
Page Two  
May 17, 2002

associations and fairs represented by the harness horsemen through 7/26/2002 and for associations and fairs represented by the thorough breed horsemen through 12/25/2002. Youbet has agreements in place and on file with the CHRB. Copies of the horsemen's consent and signature

Youbet requests the current financial security in the amount of \$500,000 currently provided for with the out-of-state license be applied to the in-state license as the liability will not have changed by having both an in-state and out-of-state license.

Thank you kindly for your consideration.

Best regards,



Joe Hasson  
Vice President Business Development

JH/dcs

cc: Charles F. Champion, Youbet  
Jackie Wagner, CHRB  
John Reagan, CHRB

STATE OF CALIFORNIA  
CALIFORNIA HORSE RACING BOARD (CHRB)  
APPLICATION FOR APPROVAL TO CONDUCT ADVANCE DEPOSIT WAGERING  
CHRB-132 (New 9/01)

Application is made to the CHRB for approval to conduct Advance Deposit Wagering in accordance with the California Business and Professions (B&P) 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. In-STATE MULTI-JURISDICTIONAL WAGERING HUB (in-state Hub)**

**A. Name, mailing address, telephone and fax numbers:**

Youbet.com, Inc.  
5901 De Soto Avenue  
Woodland Hills, CA 91367  
(818) 668-2100 Telephone  
(818) 668-2101 Fax

**B. Name, title, license number and racing jurisdiction where licensed for all management personnel:**

Charles Champion President & COO, State of Oregon 200411147, CHRB 267111  
Joseph Hasson, Vice President, State of Oregon 200310746, CHRB 267114  
Archi Padia, Vice President of Human Resources and Admin., CHRB 267113

**C. Name, title and mailing address of the California agent for receipt of service of process:**

Mr. David L. Ficksman, Attorney  
Loeb & Loeb, LLP  
10100 Santa Monica Blvd, Suite 2200  
Los Angeles CA 90067

**D. Attach the contract with the California racing association or fair and the required horsemen's approval under the Interstate Horseracing Act that permits you to provide Advance Deposit Wagering services and identify the amount of the market access fee to be paid to the California racing association or fair for access to the California market for wagering purposes.**

In May of 2001 Youbet.com entered into an agreement with Television Games Network ("TVG") that gave Youbet.com a license to utilize TVG's patents. The agreement can be

<b>CHRB CERTIFICATION</b>		
Application received:		Hearing date:
Reviewed:		Approval date:

found under Attachment 1. The systems, software and processes are owned and operated by Youbet.com. In addition to the license for the patents, the agreement grants Youbet.com a license to the right to video stream and accept online pari-mutuel wagers on horse racing from virtually all of TVG's exclusive partner racetracks. The California race tracks included under this agreement are as follows: Del Mar, Hollywood Park, Los Alamitos and Oak Tree at Santa Anita. The market access fees are defined in the TVG contract with the California racetracks and signed consents can be found under Attachment 2.

Letter of agreements with the TOC can be found under Attachment 3.

Letter of consent with PQRA can be found under Attachment 4.

Simulcast Agreement with CARF can be found under Attachment 5.

Simulcast Agreement with Cal-Expo and harness horseman's consent can be found under Attachment 6.

**2. DATES OF OPERATION**

A. Dates Advance Deposit Wagering will be conducted:

Out-of-State Residents: June 6, 2002 through June 5, 2004.

In-State Residents:

Thorough Bread Races: June 6, 2002 through December 25, 2002

Harness Races: June 6, 2002 through December 24, 2002

Quarter Horse Races: June 6, 2002 through June 5, 2004

B. Hours Advance Deposit Wagering will be conducted:

The Youbet service is currently available 16 hours a day 7 days a week with hours of operation being approximately 7:00 a.m. – 11:00 p.m. PSD

**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:

Youbet.com, Inc.

2. State where incorporated:

Delaware

3. Registry or file number for the corporation:

95-4627253 – Federal ID Number

4. Name of all officers and directors, titles, and number of shares of the corporation held by each:

Name	Title	# of Shares Owned
Lawrence R. Lucas	Chairman of the Board	30,172
David M. Marshall	Chief Executive Officer, Co-Founder	845,787
Charles F. Champion	President and Chief Operating Officer, Board Secretary	0
Gary Adelson	Director	0
Guy Chipparoni	Director	0
Brad S. Rosenberg	Director	0

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:

Sid Marshall, 1,565,739  
 Russell Fine, 1,207,500 shares

6. Number of outstanding shares in the corporation: 19,532,950 shares

7. Are the shares listed for public trading? Yes  No   
 If yes, on what exchange and how is the stock listed: NASDAQ; UBET

8. Name of the custodian of the list of shareholders and/or the transfer agent for the share holdings of the corporation:

American Stock Transfer and Trust Company

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:

N/A

10. Attach the most recent annual financial statement for the corporation, 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 corresponding state where you registered your corporation.

The attachment contains the 2001 annual report (SEC Form 10K) and the first quarter reports for 2002 (SEC Form 10Q)

**ATTACHMENT 7**

11. Attach a business plan to include a detailed budget that shows anticipated revenue, expenditures and cash flow by month projected for the term of the approval.

**ATTACHMENT 12\*Confidential Proprietary Information****C. LLC**

1. Registered name of the LLC:
2. State where articles of organization are filed:
3. Registry or file number for the LLC:
4. Names of all officers and directors, titles, and the number of shares of the LLC held by each:
5. Names (true names) of all members, **other than the officers and directors listed above**, that hold 5% or more of the outstanding shares in the LLC and the number of shares held by each:
6. Are the shares listed for public trading?  Yes  No  
If yes, on what exchange and how is the stock listed:
7. 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:
8. Attach the most recent annual financial statement for the LLC, including balance sheet and profit and loss statement, and a copy of a report made during the preceding 12 months to shareholders in the LLC and/or the Securities and Exchange Commission and/or the corresponding state where you registered your corporation.
9. Attach a business plan to include a detailed budget that shows 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 a business plan to include a detailed budget that shows 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 2074.**

- A. List the procedures to establish an Account:

An interested individual must complete several steps in order to become a Youbet.com subscriber and to open a wagering account. Youbet.com complies with the CHRB Rule 2075.

Verifying the customer's qualifications to become a subscriber is an integral part of the Youbet.com sign-up process. Youbet.com is concerned with two major issues; state of residence and age. To become a Youbet.com Network subscriber, an applicant must be resident in one of the 39 jurisdictions (**ATTACHMENT 8**) in which Youbet.com provides service and must be 21 years or older. Accounts may be established by phone, mail or the Youbet.com website. Youbet.com reserves the right to close or to refuse to open an account.

The account holder must provide the following information:

- Full legal name
- Principal place of residence
- Telephone number
- Social Security Number
- Proper identification or certification the account holder is at least 21 years of age

Youbet.com, using the verification services of Equifax Credit Reporting, validates the information provided by the account holder. This information will be subject to electronic verification through Equifax, and should a discrepancy be found during verification, the account holder will be contacted to provide satisfactory supporting documentation to establish identity and residence. After the validation process is complete a wager account is established and the customer is now permitted to fund the account. Then, and only then, are funds transferred into the wagering account permitted. At that point, the applicant is considered a "subscriber" to the You Bet Network.

For more operational details see **ATTACHMENT 9**

- B. If an application form is used to establish an Account attach a copy of the form.

**ATTACHMENT 10**

- C. Name and address of the third party you will use to verify identity, residence and age verification:

Equifax Credit Information Systems, Inc.  
P.O. Box 740006  
Atlanta, GA 30374

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

- A. Submit a copy of your plan for operation.

**ATTACHMENT 9**

- B. List the type of deposits you will accept:

Credit card, electronic check, stored value, check, money order, wire transfer. See operating plans for detail of velocity limits and overall policies for depositing funds into a wagering account. (Attachment 9)

- C. Identify any fees or transaction-related charges and the amount that will be assessed:

Currently, in certain cases, Youbet.com charges \$0.25 per wager.

## 6. SECURITY ACCESS

A. Attach your security access policy and safeguards pursuant to B&P 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:

Youbet.com uses the services from Equifax Credit Information Services, Inc.

The customers Social Security number is used to search Equifax's consumer credit database. As a secondary search, the customer's driver's license number is used to search against a nation wide database. Together these searches provide Youbet with a match or no match indication. If a match is returned, Youbet verifies the customer is of a legal age and in a legal State. In addition, if a customer submits a post office box as an address, the customer is contacted for a residences address that is used to verify the customer's residences address. If the customer submits a second address but requests to use the PO box as the mailing address, Youbet stores the residence address as the address of record and the PO box as the mailing address. Further, both addresses must be in the same state.

Customers must supply the following information:

- First Name
- Last Name
- Residence Address
- Date of Birth
- Social Security Number

2. Description of the technology to ensure confidentiality of the Means of Personal Identification:

All sensitive data is stored in an encrypted state in Youbet's database. The data is only decrypted when used by internal secure applications. The customers Social Security Number, Drivers License and password / PIN is encrypted and cannot be viewed by non-authorized Youbet personnel.

The following data is encrypted:

- Password
- Social Security Number
- Credit Card Numbers
- Checking Account Number

In addition these other steps are taken to insure security of the PIN:

- The customers PIN must differ from their Handle or User ID.
- The customers PIN must be four digits in length
- The customer's account is locked on the consecutive third unsuccessful attempt to log in. The customer must contact Youbet customer support and provide appropriate identification to have the account unlocked.
- If the customer forgets their password, they must supply their handle / user ID, date of birth and registered email address to obtain the password.

- The password memory feature of Microsoft's operating system and browser are disabled for all Youbet' products and Web sites.

3. Methods and locations available for Account Holders to withdraw funds from their Account:

Youbet customers must mail or fax a signed withdrawal slip to Youbet's office

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:

All records are maintained at Youbet.com. The following entities also store certain information:

Youbet Oregon, Inc. - 19545 NW Von Neumann Drive, Suite 225 Beaverton, OR 97006,  
*Telephone: (503) 748-3694, Fax: (503) 748-3693*

Youbet.com, Inc. - 5901 De Soto Avenue, Woodland Hills, CA 91367

Amtote International, Inc. - 11200 Pepper Road, Huntvalley, MD 21031, *Telephone: (410) 771-8700, Fax: (410) 785-5273*

Autotote - 750 Lexington Avenue, 25<sup>th</sup> Floor, New York, NY 10022, *Telephone: 212-754-2233, Fax: 212-754-2372*

## 7. PARI-MUTUEL

A. Name, address and telephone number of the pari-mutuel audit firm:

BDO Seidman, 1900 Avenue of the Stars, 11 Floor, Los Angeles, CA 90067  
*Telephone (310) 557-0300*

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:

Totalizer equipment: Amtote Spectrum System, 3-year term through June 31, 2004.

Simulcast organization: Youbet ITSP is provided by Robertson Communication, 3-year term through June 30, 2004.

## C. List the locations of the racing venues on which Advance Deposit Wagering will be accepted:

- ◆ Australia
- ◆ Atlantic City Racing (NJ)
- ◆ Aqueduct (NY)
- ◆ Arlington (IL)
- ◆ Assiniboia (MT)
- ◆ Balmoral (IL)
- ◆ Belmont (NY)
- ◆ Beulah Park (OH)
- ◆ Cal Expo (CA)
- ◆ Calder (FL)
- ◆ California Authority of Fairs (CA)
- ◆ Canterbury (MN)
- ◆ Churchill Downs (KY)
- ◆ Colonial Downs (VA)
- ◆ Delaware County Fair (OH)
- ◆ Delaware Park (DE)
- ◆ Del Mar (CA)
- ◆ Delta Downs (LA)
- ◆ Downs @ Albuquerque (NM)
- ◆ Dover Downs (LA)
- ◆ Ellis Park (KY)
- ◆ Elmira Raceway (ON)
- ◆ Evangeline Downs (LA)
- ◆ Fairplex (CA)
- ◆ Fort Erie (ON)
- ◆ Fraser Downs (BC)
- ◆ Harrington (DE)
- ◆ Hastings Park (BC)
- ◆ Hawthorne (IL)
- ◆ Hazel Park (MI)
- ◆ Hollywood Park (CA)
- ◆ Hoosier Park (IN)
- ◆ Keeneland (KY)
- ◆ Kentucky Downs (KY)
- ◆ Laurel (MD)
- ◆ Lebanon (OH)
- ◆ Los Alamitos (CA)
- ◆ Louisiana Downs (LA)
- ◆ Maywood (IL)
- ◆ Meadowlands (NJ)
- ◆ Mohawk (ON)
- ◆ Monmouth Park (NJ)
- ◆ Monticello (NY)
- ◆ Mountaineer Park (WV)
- ◆ Northfield (OH)
- ◆ Northville (MI)

**CHRB-132 (New 9/01)**

9

- ◆ Oaklawn (AR)
- ◆ Oak Tree @ Santa Anita
- ◆ Plainridge (MA)
- ◆ Pimlico (MD)
- ◆ Pocono Downs (PA)
- ◆ Pompano Park (FL)
- ◆ Red Mile (KY)
- ◆ Retema Park (TX)
- ◆ Rideu Carleton (ON)
- ◆ River Downs (OH)
- ◆ Rockingham (NH)
- ◆ Rosecroft Raceway (MD)
- ◆ Ruidoso Downs (NM)
- ◆ Sam Houston (TX)
- ◆ Saratoga (NY)
- ◆ Scioto Downs (OH)
- ◆ Sportman's Park (IL)
- ◆ Suffolk Downs (MA)
- ◆ Sunland (NM)
- ◆ Tampa Bay Downs (FL)
- Turfway Park (KY)
- ◆ Turf Paradise (AZ)
- ◆ Western Fair (ON)
- ◆ Woodbine (ON)
- ◆ Windsor (ON)

**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:

Robertson Communications Network, Inc., 4175 Cameron Street, Suite B-10, Las Vegas, NV 89103

- B. List each contract or agreement to facilitate Advance Deposit Wagering that is not finalized and signed:

Pari-Mutuel Employees Guild of California, Local 280, 1838 E. Huntington Dr., Duarte, CA 91010  
Pai-Mutuel Employees Guild of California, Local 280 Letter of Intent (Attachment 11)

**9. ADVERTISING**

Name and address of the advertising agency you will use:

Youbet.com recently decided to move all advertising in-house, with Don Scott, VP of Marketing overseeing our advertising needs and requirements and the use of freelance talent.

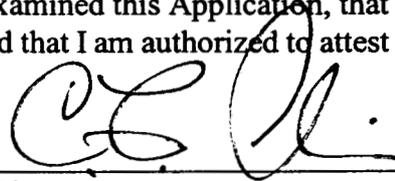
**NOTICE** – Pursuant to Rule 2071 (h) all advertisements shall contain a statement that persons under 18 are not allowed to open or have access to Accounts. All advertisements shall contain contact information for a recognized problem-gambling support organization. Additionally, pursuant to B&P Section 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 of the foregoing statements in this Application are true and correct, and that I am authorized to attest to this Application.

Charles F. Champion

Print Name



Signature

President and Chief Operating Officer

Print Title

5/17/02

Date



April 23, 2002

MEMORANDUM

CHAIRMAN OF THE BOARD  
JACK OWENS  
PRESIDENT & GENERAL COUNSEL  
JOHN K. VAN DE KAMP

OFFICERS

TOM BACHMAN  
VICE PRESIDENT  
RON CHARLES  
VICE CHAIRMAN  
MARYN MALMUTH  
VICE PRESIDENT  
DONNA ARNOLD  
TREASURER

SECRETARY

DON I JOHNSON

DIRECTORS

JOHN ANEFMAN  
DONNA ARNOLD  
TOM BACHMAN  
RON CHARLES  
DREW J. CAUTO  
ROBERT B. LEWIS  
MARYN MALMUTH  
JACK B. OWENS  
DON REGO  
MACE STEEL  
DONALD V. WILFREDO  
JOHN VAN DE KAMP

FOUNDING DIRECTOR &  
CHAIRMAN EMERITUS  
ED FRIENDLY

EXECUTIVE STAFF

DON I JOHNSON  
EXECUTIVE DIRECTOR  
TRACY GAYNE  
DEPUTY DIRECTOR - SOUTH  
JIM CHIDELLA  
DIRECTOR - NORTH  
KELLEE BRENN  
FINANCIAL OFFICER

OFFICES

225 W. HUNTINGTON DRIVE  
ARCADIA, CA 91007  
(626) 574-6620 PHONE  
(626) 994-6906 TOLL FREE  
(626) 821-1515 FAX  
2269 JIMMY DURANTE BLVD  
DEL MAR, CA 92014  
(619) 794-1018 PHONE  
(619) 794-3331 FAX  
190 EL CERRITO PLAZA #335  
EL CERRITO, CA 94530  
(510) 559-7648 PHONE  
(510) 559-7630 FAX

Fax to: Rick Baedeker  
From: John Van de Kamp  
Re: Youbet  
No. of Pages: 7

TOC grants Hollywood Park approval under the Interstate Horseracing Act and the provisions of the California Business and Professions Code and the regulations of the California Horseracing Board to transmit its signal to Youbet and for Youbet to accept wagers at its 2002 Spring Thoroughbred meeting, subject to the following limitations:

The approval is for:

- (a) wagers placed by California residents on Hollywood Park's California Thoroughbred races at its 2002 Spring meeting;
- (b) Wagers placed by California residents on out-of-state Thoroughbred tracks;
- (c) Wagers placed by out-of-state residents on California races.

The approval is granted with the understanding that Youbet operates as a licensee of TVG and will operate under the conditions of their approval, (see attached). insofar as TVG's exclusive contract tracks are concerned, with the following caveat, while Youbet shall receive a 6.25 ADW fee (to include Oregon and NTRA charges), .25 of the .50 or 1/2 of the NTRA charge shall be the subject to an agreement between TVG and Youbet.

With respect to tracks and markets without a TVG exclusive contract, Youbet's obligations with respect to the Hollywood Park's Spring meeting are spelled out in the February 11, 2002 Memorandum of Agreement signed by Ron Luniewski of Youbet and John Van de Kamp of TOC, i.e. page 2, Youbet's Obligations, paragraphs 1 and 2.

SIGNED:

AGREED:

John Van de Kamp, President  
Thoroughbred Owners of California

Rick Baedeker, President  
Hollywood Park Operating Company



## Pacific Coast Quarter Horse Racing Association

Wednesday, Jan. 23, 2002

H. Rick Henson  
General Manager  
Los Alamitos Race Course  
4961 Katella Avenue  
Los Alamitos, CA 90720

Dear Rick,

Pacific Coast Quarter Horse Racing Association ("PCQHRA") approves the full-card simulcast of races from Los Alamitos under the federal Interstate Horse Racing Act to the wagering hub in Oregon operated by Youbet.com pursuant to the terms of the agreement between ODS Technologies, L.P. d/b/a TVG, of which Youbet.com is a licensee.

We support and are appreciative of their efforts to promote Quarter Horse racing in general and Los Alamitos in particular through their national television network. With account wagering in California, we only stand to benefit more from this relationship in the future. Thank you for your time and attention.

Highest regards,

A handwritten signature in black ink that reads "Bud". The letters are stylized and cursive.

Bud Alessio  
President

**STAFF ANALYSIS  
STAFF REPORT ON ADW HANDLE**

**REGULAR BOARD MEETING  
JUNE 6, 2002**

**Background:**

The Advance Deposit Wagering (ADW) handle through May 26, 2002 is \$46.5 million. This represents approximately 5.3% of the \$877 million combined California ontrack, offtrack, and ADW handle accumulated since January 25. The attached graph shows the weekly handle for each of the ADW hubs.

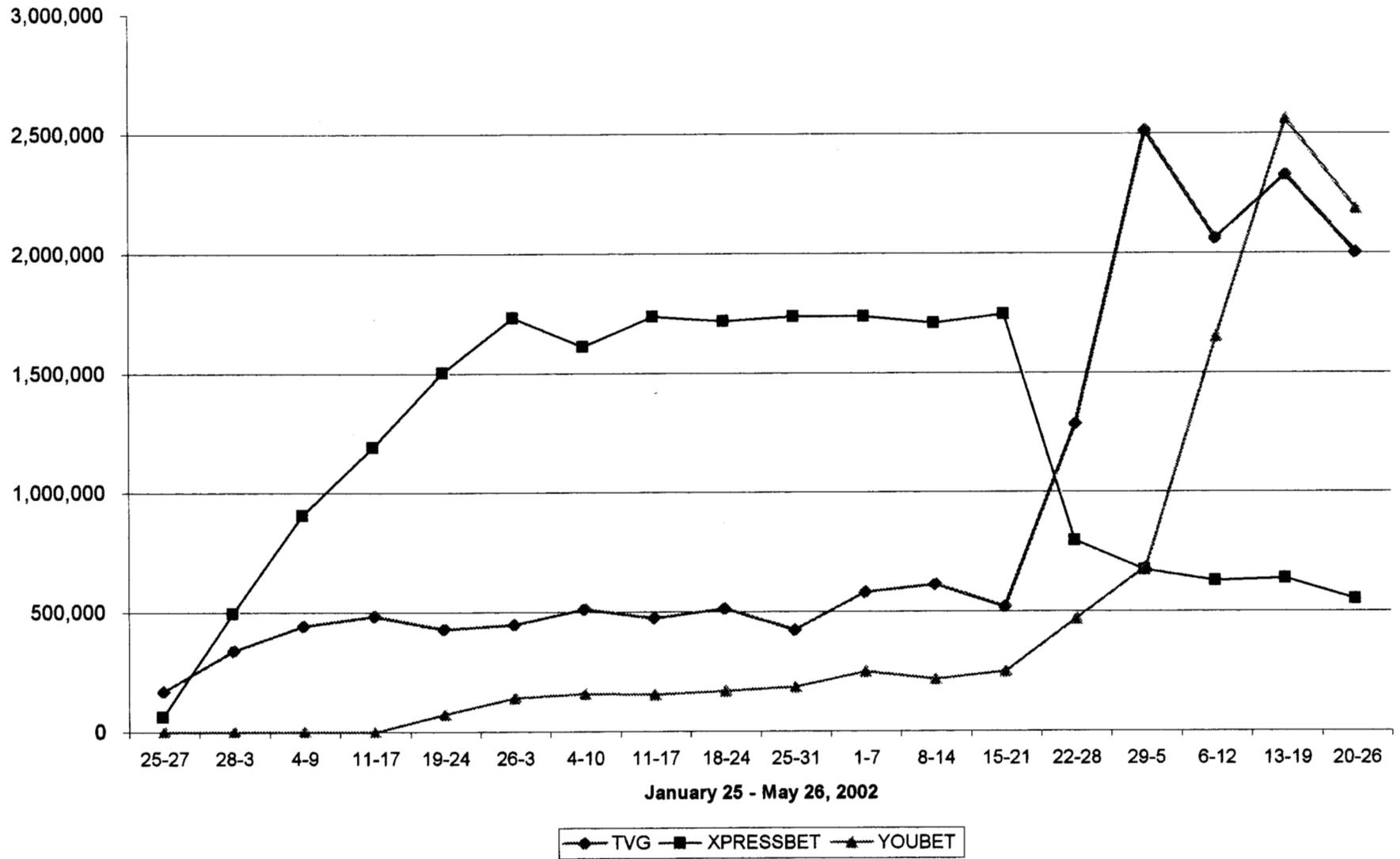
The most remarkable change in the ADW handle since the last staff report is the sharp increase in the handle of the TVG and Yobet hubs. With the commencement of the Hollywood Park meet, these two hubs have been able to offer their customers the expanded menu for California racing and the response is obvious.

Staff is prepared to answer any questions about the data presented.

**Recommendation:**

This item is for information and discussion.

# ADW WEEKLY HANDLE



**ITEM # 13**

**THERE IS NO BOARD PACKAGE MATERIAL FOR  
THIS ITEM**

**REPORT TO BE PRESENTED AT THE BOARD  
MEETING**

STAFF ANALYSIS  
ARTICLE 23  
CHARITY FOUNDATIONS AND WELFARE FUNDS  
PROPOSED AMENDMENT OF  
RULE 2049  
DESIGNATION AND APPROVAL OF HORSEMEN'S WELFARE FUND

Regular Board Meeting  
June 6, 2002

**BACKGROUND**

Business and Professions (B&P) Code Section 19440 provides that the Board shall have all powers necessary and proper for it to carry out the purposes of the Horse Racing Law. Board Rule 2049, Designation and Approval of Horsemen's Welfare Fund, sets the requirements for the establishment and designation of a charitable corporation to administer the horsemen's welfare fund. Rule 2049 requires that the charitable corporation have five directors who are subject to Board approval. At least two of the directors may not have a financial interest in horse racing as a licensed horse owner, trainer, or assistant trainer, nor may they be current members of the horsemen's organization.

The California Thoroughbred Horsemen's Foundation, Inc. (CTHF) requested that Rule 2049 be amended to change the required number of CTHF directors from five, to a minimum of five and a maximum of nine. The amendment also changes the number of directors who have no financial interest in horse racing from two directors to forty percent of the total number of directors.

Assembly Bill 471, Chapter 198, Statutes of 2001 (AB 471), added a requirement that at least one CTHF director without financial interest in horse racing be appointed from a list of nominees jointly submitted by the California State Council of the Service Employees International Union (SEIU), the Jockeys' Guild, and the California Teamsters Public Affairs Council (CTPAC).

**ANALYSIS**

The CTHF's request to have a minimum of five and a maximum of nine directors will allow the organization to broaden the board's expertise and experience, and diversify its representation. An expanded board will provide an opportunity for newer board members to learn about the CTHF from experienced board members at both the board and committee level.

The text of Rule 2049 has also been changed to require that at least forty percent of the directors have no financial interest in horse racing. Rule 2049 currently requires that at least two directors have no financial interest in horse racing. Two is forty percent of five, the number of directors now required. The amendment will ensure that at least forty percent of such directors have no financial interest in horse racing.

AB 471 provides that at least one of the directors having no financial interest in horse racing must be appointed from a list of nominees jointly submitted by the California State Council of the SEIU, the Jockeys' Guild and the CTPAC. The text of Rule 2049 has been modified to include this requirement.

#### RECOMMENDATION

The proposed amendment to Rule 2049 was presented and approved for notice at the February 2002 Regular Board Meeting.

Staff recommends the Board adopt the amendment to Rule 2049 as presented.

CALIFORNIA HORSE RACING BOARD  
TITLE 4, CALIFORNIA CODE OF REGULATIONS  
ARTICLE 23  
CHARITY FOUNDATIONS AND WELFARE FUNDS  
Proposed Amendment of  
Rule 2049  
Designation and Approval of Horsemen's Welfare Fund

Regular Board Meeting  
June 6, 2002

2049. Designation and Approval of Horsemen's Welfare Fund.

The horsemen's organization acknowledged by the Board under Rule 2040 of this division shall establish a charitable corporation to administer its welfare fund for the benefit of horsemen. The charitable corporation shall register with the Registry of Charitable Trusts and be in compliance with the provisions of the Uniform Supervision of Trustees for Charitable Purposes Act (Government Code Sections 12580 et seq.). The Board shall designate the charitable corporation as the "welfare fund" for the purposes intended under Section 19641(b)(2) of the Business and Professions Code (B&P Code); if:

(a) The charitable corporation shall have ~~five~~ a minimum of five and a maximum of nine directors or trustees who are subject to Board approval. The charitable corporation may not be a subsidiary or division of the horsemen's organization. The directors or trustees of the charitable corporation may be common directors of the horsemen's organization if at least ~~two~~ forty percent of the directors or trustees of the charitable corporation have no financial interest in horse racing as a licensed horse owner, trainer, or assistant trainer and are not a current member of the horsemen's organization. The charitable corporation shall select at least one director or trustee without financial interest in horse racing pursuant to B&P Code Section 19641.2(c). The term of a director or trustee is two years. A director or trustee may serve succeeding terms.

(b) The charitable corporation shall establish its fiscal year to be July 1 through June 30

and shall establish a principal office for the conduct of its activities and as the repository for its records. Its records shall be open to inspection by the Board during normal business hours. The corporation shall publish a report of its activities biennially.

(c) The directors or trustees shall appoint an administrator of the welfare fund who shall procure a license from the Board and perform the duties directed by the directors or trustees.

(d) The directors or trustees shall establish a constitution or bylaws setting forth criteria for eligibility of the beneficiaries of the various programs and activities to be funded under Section 19641(b)(2) of the B&P Code and submit to the Board on or before October 31 of each year a proposed schedule of expenditures from the fund for the next fiscal year specifying therein the categories, programs or activities for which funds will be expended.

Authority: Section 19440,  
Business and Professions Code.

Reference: Section 19641 and 19641.2,  
Business and Professions Code;  
Section 9.00, Chapter 324,  
Statutes of 1983 (Budget Act of 1983).

STAFF ANALYSIS  
ARTICLE 23  
CHARITY FOUNDATIONS AND WELFARE FUNDS  
PROPOSED AMENDMENT OF  
RULE 2050  
BENEFICIARIES, WELFARE PROGRAMS AND ACTIVITIES

**ITEM 15**

Regular Board Meeting  
June 6, 2002

**BACKGROUND**

Business and Professions (B&P) Code Section 19440 provides that the Board shall have all powers necessary and proper for it to carry out the purposes of the Horse Racing Law. Board Rule 2050, Beneficiaries, Welfare Programs and Activities, establishes the appropriate uses for funds paid to the California Thoroughbred Horsemen's Foundation (CTHF) under Section 19641(b) of the B&P Code. Rule 2050 also defines who is eligible to receive benefits.

The CTHF requested Rule 2050 be amended to extend eligibility for CTHF benefits to persons who apply within twelve months after being laid off or leaving the industry. The amendment also clarifies the definition of dependents of eligible persons as the spouse or dependent children of the beneficiary, and increased the allowable operating expenses from 10% to 15%.

**ANALYSIS**

The amendment to Rule 2050 extends eligibility for CTHF benefits to those who apply within twelve months after being laid off or leaving the industry. This provides for the possibility of charitable assistance for such persons in need. In requesting the amendment the CTHF stated it believed needy backstretch workers and their primary dependents have earned the privilege of consideration for coverage after they have ceased working. Like workers covered by the Consolidated Omnibus Budget Reconciliation Act of 1985, or COBRA, the extended coverage will allow ex-backstretch workers time to provide for health care alternatives.

The term "dependent" has been clarified under the amendment to Rule 2050. A dependent is the dependent spouse or child of the person who is eligible for CTHF benefits. This will help to relieve confusion regarding who may receive benefits.

The amendment to Rule 2050 will increase the allowable administrative expense of the CTHF to 15% from 10%. The CTHF is an "operating" foundation. It does not have an endowment, so it must actively authorize and monitor its administrative expenses, while constantly seeking new sources of funding. To maintain a proper separation of duties, the CTHF must have a senior officer, and a claims adjuster, bill processor and bookkeeper. The current 10% allowable administrative expense has become an obstacle in CTHF's efforts to reduce its operating costs. The proposed change in the allowable administrative expense will help the CTHF to maintain proper approvals and internal controls.

**RECOMMENDATION**

The proposed amendment to Rule 2050 was presented and approved for notice at the February 2002 Regular Board Meeting.

Staff recommends the Board adopt the amendment to Rule 2050 as presented.

CALIFORNIA HORSE RACING BOARD  
TITLE 4, CALIFORNIA CODE OF REGULATIONS  
ARTICLE 23  
CHARITY FOUNDATIONS AND WELFARE FUNDS  
Proposed Amendment of  
Rule 2050  
Beneficiaries, Welfare Programs and Activities

Regular Board Meeting  
June 6, 2002

2050. Beneficiaries, Welfare Programs and Activities.

~~It is the intent of these~~ These regulations ~~to~~ establish the appropriate uses for funds paid ~~over~~ to the designated charitable corporations ~~in accordance with~~ under the provisions of ~~section~~ Section 19641(b) ~~(2)~~ of the Business and Professions Code ~~for the benefit of horsemen. In this context,~~ ~~the~~ The directors or trustees of the welfare fund shall limit the eligibility for benefits to ~~those~~ natural persons who engage in occupations directly relating to the physical care of horses at ~~the~~ California ~~race tracks~~ racetracks or approved auxiliary stable areas and to the ~~dependents~~ spouse or dependent children of such persons. Natural persons who have engaged in occupations directly relating to the physical care of horses at California racetracks or approved auxiliary stable areas, and their spouse or dependent children, may be eligible for benefits for not more than one year after the termination of such employment. ~~In this context, the categories, programs and activities for which welfare~~ Welfare funds may be expended ~~are~~ for:

(1) Health ~~C~~Care ~~S~~Services including costs associated with the contracting for physicians' or dentists' professional services, hospitalization of an eligible beneficiary or dependent, outpatient, rehabilitative or preventative medical programs, restorative dental services, alcohol and drug abuse treatments, and capital outlay for medical or dental clinics and necessary equipment.

(2) Extended ~~M~~medical and ~~H~~health ~~A~~assurance including supplemental medical and hospitalization insurance coverage premiums, support or residential board and care facilities including capital outlay expenditures and imbursements for beneficiaries confined to convalescent facilities or to facilities or institutions providing geriatric care.

(3) Emergency ~~F~~financial ~~A~~assistance including temporary family assistance financial aid, food or subsidized meal tickets or food vouchers, temporary housing expenses, emergency transportation expenses, burial expenses for an eligible beneficiary or immediate family member, and legal expenses of an eligible beneficiary.

(4) Educational and ~~R~~recreational ~~A~~activities including counseling and chaplaincy programs, Alcoholics Anonymous or similar programs, intra-mural sports activities and sports equipment, tickets and transportation to sports events, health and hygiene education classes, legal/immigration clinics, classes in spoken English, and expenditures for counselors, chaplains, and instructors for such activities.

(5) Administration ~~C~~costs necessary to administer, supervise and audit the operations of the charitable corporation provided that the expenditures for such administration purposes not exceed ~~10%~~ 15% of the total expenditures for any fiscal year.

Authority: Section 19440,  
Business and Professions Code.

Reference: Section 19641,  
Business and Professions Code; and  
Section 9.00, Chapter 324,  
Statutes of 1983 (Budget Act of 1983).

STAFF ANALYSIS  
PROPOSED ADDITION OF  
RULE 1867  
PROHIBITED VETERINARY PRACTICES

Regular Board Meeting  
June 6, 2002

**BACKGROUND**

Responsibilities of the California Horse Racing Board (CHRB) include protecting the integrity of horse racing, guarding the health of the horse and safeguarding the interest of the public and the racing participants. In this regard the Board is poised to establish rules, that serve to protect the horse and rider and driver.

The proposed addition of Rule 1867 Prohibited Veterinary Practices will establish criteria and list those drugs, substances or medications whose use or possession of constitutes a prohibited veterinary practice.

**ANALYSIS**

Rule 1867, Prohibited Veterinary Practices, will specify that use or possession of certain enumerated drugs, substances, or medications on the premises of a facility under the jurisdiction of the Board is prohibited.

Post-race urine and blood samples are taken and tested under the Boards comprehensive testing program. The application of available technology enhances the ability to detect a wide range of prohibited drug substances. However, there are substances that may be in use at race tracks that are difficult to detect under current laboratory testing methods. Under the proposed addition of Rule 1867, the use or possession of specified substances constitutes a prohibited practice, and would be in violation of the Board's rules.

In addition to establishing the criteria for prohibited veterinary practices, the proposed rule identifies those acts, practices, drugs or substances that fall in the "prohibited practices" category. Rule 1867 identifies those substances or acts the Board has determined are prohibited veterinary practices. The list is not stagnant and can be added to as the Board so determines.

Erythropoietin, also referred to as EPO, and Darbepoietin are closely related medications. They are human medications used to increase red blood cell concentration. These drugs are rumored to be in use at race tracks around the world in an attempt to increase the number of red blood cells in the horse. In theory the use of the drugs would improve the stamina of the horse and therefore improve performance.

There is no accepted veterinary medical use for these medications and the United States Food and Drug Administration (FDA) has not approved Erythropoietin or Darbepoietin for use in the horse. There is evidence that serious adverse effects could result to the horse from the administration of these drugs. Adverse effects would include severe hemoconcentration and an immune response leading to a severe anemia which may be unresponsive to treatment.

Erythropoietin and Darbepoietin fit the criteria for inclusion as a prohibited veterinary practice, as defined in the proposed addition of Rule 1867. In addition, The association of Racing Commissioners International has suggested its member racing commissions adopt rules making the use and or possession of Erythropoietin and Darbepoietin at a facility under the jurisdiction of the regulatory body a prohibited practice.

#### RECOMMENDATION

A copy of the proposed addition, Rule 1867 is attached for discussion and approval.

Staff recommends the Committee approve the proposed addition and instruct staff to initiate the 45-day notice process.

CALIFORNIA HORSE RACING BOARD  
TITLE 4, CALIFORNIA CODE OF REGULATIONS  
ARTICLE 15. VETERINARY PRACTICES  
Proposed Addition of  
Rule 1867  
Prohibited Veterinary Practices

Regular Board Meeting  
June 6, 2002

Rule 1867. Prohibited Veterinary Practices

For purposes of this division, prohibited veterinary practices means:

(a) the possession and/or use on the premises of a facility under the jurisdiction of the Board of any drug, substance or medication specified below for which a recognized analytical method has not been developed to detect and confirm its administration; or the use of which may endanger the health and welfare of the horse, or the safety of the rider or driver.

(1) Erythropoietin (EPO)

(2) Darbepoietin

(b) the possession and/or use on the premises of a facility under the jurisdiction of the Board of any drug, substance or medication that has not been approved by the United States Food and Drug Administration (FDA) for use in the United States. The Board may grant an exception to this subsection if the person or persons seeking the exemption submits written documentation that demonstrates an FDA exemption has been obtained pursuant to Guide 1240.3025 of the FDA Center for Veterinary Medicine (CVM) Program Policy and Procedures Manual, which is hereby incorporated by reference. Guide 1240.3025 of the FDA CVM Program Policy and Procedures Manual may be obtained at the California Horse Racing Board's headquarters office.

Authority: Sections 19440, 19562, 19580 and 19581,  
Business and Professions Code.

Reference: Sections 19440, 19562, 19580 and 19581,  
Business and Professions Code.

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GENERAL REVIEW AND ENFORCEMENT POLICIES

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NON-ROUTINE INVESTIGATIONAL NEW ANIMAL DRUGS

1. Purpose:

This guide identifies recommended approaches for dealing with nonroutine situations involving the use of investigational new animal drugs.

2. Special Requests for Use of Unapproved Substances:

CVM occasionally receives requests from private practitioners, zoo veterinarians, etc., wishing to obtain investigational drugs, unapproved drugs, or chemical substances for use in treating animals in special situations. These requests should be handled as follows:

- a. Each situation will be judged on its own merits and resolved on a case-by-case basis by the office of New Animal Drug Evaluation (HFV-100).
- b. When a request is restricted to a single occurrence for emergency treatment to save an animal's life, the Center may allow shipment under specified conditions.
  - (1) There shall be a record of notification to the Center of the information specified by 21 CFR 511.1(b)(4). The shipper shall keep a record of the shipment and the practitioner a record of receipt and disposition of the drug for two years and make them available for FDA inspection.
  - (2) For requests involving exotic animals in zoos where a drug may be needed but the situation may not be life threatening, permission may be considered for multiple shipments, if indicated, under the same controls, i.e., submissions to FDA and retention of records.
- c. The following additional information is obtained/considered prior to granting an Investigational Exemption for use of unapproved substances under above item #2:
  - (1) Drug source (domestic or import)?
  - (2) Species of animals?

- (3) What are the stated conditions of emergency, if applicable?
- (4) Is there a sound medical basis or scientific rationale to merit investigational use of the drug? Is the disease condition(s) identified? What are the critical criteria/ method(s) for diagnosis?
- (5) Is there a protocol or adequate information and/or instructions for investigational use, i.e.:
  - (a) Clearly stated objective and proper criteria for selection of test subject(s).
  - (b) Is there a commitment to maintain and provide availability of records to assess the results of treatment?
  - (c) Is there an approved NDA (human) for the drug?
  - (d) Is there an approved NDA or NADA for a different dosage form of the drug?
  - (e) Is there an approved NDA or NADA for another drug with similar pharmacological action? If so, does it eliminate the need for the requested (Emergency) Investigational Exemption?

If the above issues are satisfactorily addressed, an INAD file is established and an Investigational Exemption is granted.

3. Requests from Research Institutions:

University or other institutional research involving INADs is subject to 21 CFR Part 511. The investigational notices must be submitted on a trial by trial or experiment by experiment basis if subject to 21 CFR 511.1(b). It is important to clearly distinguish between laboratory research under 511.1(a) and clinical work under 511.1(b). Each experimental activity must be properly classified. Research under paragraph (a) may be conducted without prior notice to FDA. Clinical work under paragraph (b) must be subject to a notice of claimed investigational exemption. While the regulations are interpreted as expecting all such data to be submitted eventually to FDA as part of an NADA submission, the Center recognizes that universities and some other institutions do not ordinarily submit NADAs even though they may be the sponsor of an INAD exemption. See paragraph 6 below for further explanation.

4. Identification of INAD Sponsor:

On many occasions drug companies are asked to ship investigational drugs under

circumstances where the company has no desire to sponsor the trials, yet wishes to supply the compounds as a research service. The drug company, if they agree to hold the INAD, would be subject to the requirements of the regulations, including having to monitor the studies. However, companies normally only supply and do not want to conduct any monitoring. An option for dealing with this situation is as follows:

- a. If the drug company does not want the monitoring responsibility, they must have the individual wishing to conduct the trial be the sponsor of the INAD. The regulations provide for either the person shipping the drug or the person causing the shipment to act as a sponsor. If the investigator is also sponsor of the INAD, he/she is responsible for complying with all the requirements of the sponsor identified in 21 CFR 511.
- b. The company must assure that any drug shipped bears the labeling statement specified by the regulation.

5. Obtaining Unformulated Drugs from Chemical Supply Houses:

A need may arise for a source of pure drug substance because of dosage form limitations on an approved formulated product. For example, a needed drug for an equine emergency may not be available in a suitable concentration or dosage form because it is approved only as a human or companion animal product. Since a chemical supply house is not authorized to ship the substance for drug use without FDA approval, an INAD exemption may be requested. If an emergency condition or special request exists, the proper procedure for responding to these requests is specified in paragraph 2 above except that all requests must be concurred in by the Director, Office of New Animal Drug Evaluation, or the Deputy Director for Therapeutic and Production Drug Review.

6. Appropriate Use of Laboratory Animal Exemption:

CVM Policy and Procedures Manual Guide 1240.3000 - "New Animal Drugs for Investigational Use" states that any species of animal may potentially be used in laboratory studies. This, however, must be their sole intended function. Questions arising as to the appropriate use of the laboratory animal exemption under 21 CFR 511.1(a) may be resolved as follows:

- (1) 21 CFR 511.1(a) applies when pharmacologic, physiologic, or toxicity studies (including effectiveness models) are being conducted with the new animal drug. Although the animals under study are not ordinarily intended for food use, food use may be authorized on a case-by-case basis if toxicology and depletion data are adequate to determine that edible tissues are safe for food. If there is any expectation that laboratory animals may be slaughtered for food, every effort should be made to anticipate this, and the sponsor should be instructed to file the INAD request under 511.1(b).

- (2) 21 CFR 511.1(b) applies if clinical studies on the treatment or prevention of a naturally occurring disease in the "laboratory" animal are proposed.
- (3) Part 511 applies only if bonafide laboratory studies or clinical investigations are being done. An INAD exemption is inappropriate for routinely using drugs to treat disease outbreaks or to maintain health of the animal colony, herd, or flock. A veterinarian may obtain permission for limited use in an "emergency" situation as described under paragraph 2 (above).

Facilities which are engaged only in the raising of laboratory species for sale to other testing facilities are not ordinarily eligible to receive investigational drugs under 511.1(a) or (b).

7. Avoiding Undue Proliferation of INAD Files:

- a. A new INAD file should be established when a new chemical entity is being investigated or when a new dosage form of an investigational or approved drug is proposed for study. However, as few separate files as necessary should be opened where early research is being proposed on a number of chemically similar analogues. Of course, a new file is also established on an individual sponsor basis regardless of the drug or form.

For administrative reasons a separate INAD file may also be established for individual species, although it is preferable to handle multiple species testing of the same drug dosage form in a single file. If this is not feasible in a particular case then it is advisable to handle all species of a similar class in one file, such as all food animal species. In no case should a separate file be established simply for investigating safety or effectiveness of different indications for the same drug, dosage form, or species.

- b. INAD exemption notices are not required for 21 CFR 511.1(a) laboratory research. There may be instances where an INAD file may be established to permit the review of protocols or the import of investigational drugs.
- c. Upon receipt of submissions regarding investigational drugs, the Division Director shall screen the information to determine whether it will generally meet NADE requirements for granting an investigational exemption.

In the event that the information is inadequate to justify an exemption, the submission shall be filed as General Correspondence and the sponsor notified. The GC file may be converted to an INAD file upon submission of adequate information to satisfy a 512(j) exemption.

- d. The Document Control Section (DCU) shall not acknowledge a submission and assign an INAD number without the express approval and signature of the Division Director.

8. Food Safety Authorizations

There needs to be some control over the extension of investigations. This is possible only if some limits are placed on the numbers of animals treated and slaughtered for food. Leaving the authorization open-ended invites problems, such as, unduly prolonged investigations, and does not control how much drug is being used. Limits will be set to avoid unnecessary paperwork burdens.

- a. The sponsor ~~should~~ be requested at the initiation of their investigations to provide an estimate of ~~their~~ needs which should be large enough to satisfy planned studies.
- b. The sponsor should be advised that if withdrawal times are adjusted through the development of additional data, this can be accomplished within the initial number by a new authorization. This should eliminate repetitive requests for the same withdrawal time, but allow necessary adjustments.

STAFF ANALYSIS  
APPROVAL OF SERVICE, OFFICIAL VETERINARIAN AND STEWARDS  
CONTRACTS FOR 2002/03

Regular Board Meeting  
June 6, 2002

**BACKGROUND**

Pursuant to Section 2.06 of the State Contracting Manual, state Boards and Commissions with contracts in excess of \$5,000, must provide a motion approving and authorizing execution of the agreement/contract.

**ANALYSIS**

The attached list of service, Official Veterinarian and Steward contracts is proposed for fiscal year 2002/03, with estimated annual costs. There are no significant deletions or modifications to the list of contractors. Steward and Official Veterinarian contracts are estimates based on assignments for the 2002 racing calendar.

**RECOMMENDATION**

Staff recommends the Board approve the attached list of steward, official veterinarian and service contracts for fiscal year 2002/03.



STAFF ANALYSIS  
APPROVAL OF THE PRIMARY DRUG TESTING CONTRACT  
FOR FISCAL YEAR 2002/03

Regular Board Meeting  
June 6, 2002

#### BACKGROUND

The California Horse Racing Board's equine drug testing program utilizes a primary and a complementary testing laboratory. The current primary drug testing contract, with Truesdail Laboratories, has no extension options and will expire on June 30, 2002. Staff has sent Requests for Proposals (RFP's) to laboratory testing companies, and has conducted bid evaluations.

#### ANALYSIS

Staff received three proposals, one from Truesdail Laboratories, one from Industrial Laboratories in Colorado and one from CanTest Laboratories in British Columbia. A three-member team, including Equine Medical Director Dr. Ronald Jensen, Department of Justice Toxicology Laboratory Director Kenji Ota, and Executive Director Roy Wood, evaluated proposals and scored bidders based on proposal content. Truesdail and Industrial were judged technically responsive, and CanTest was judged non-responsive to California's Disabled Veteran Business Enterprise program requirements (DVBE). The DVBE program is governed by a statutory requirement to comply, and the non-responsive submission from CanTest is grounds to consider their bid rejected.

The Request For Proposal (RFP) required award to the highest scored bidder. This method of scoring included applying points to a bidders technical submission and price proposal, to arrive at a total number of points for each of the two responsive bidders. Industrial received a final score of 168 and Truesdail received a final score of 183. Truesdail is the highest scored bidder.

#### RECOMMENDATION

Staff recommends the Board approve Truesdail Laboratories as the **primary** drug testing contractor for the 2002/03 Fiscal Year, annual contract dollar amount not to exceed \$698,500.