

AP 2/1/80

Minutes of Meeting of the
New York State Racing and Wagering Board
Tuesday, January 29, 1980 10:30 A.M.

A meeting of the New York State Racing and Wagering Board was held on Tuesday, January 29, 1980 at the Board Office, Two World Trade Center, New York.

The meeting being called on Friday, January 25, 1980, public notice of the meeting was given to the Associated Press and UPI and to the public by posting in the Board's reception area on the 74th floor and also on the 44th floor.

PRESENT: John Van Lindt, Chairman; Bertram D. Sarafan, Member;
 Dr. Joseph O'Dea, Member

ALSO PRESENT: Richard Corbisiero, Executive Director; John Dailey,
 Director of Policy and Planning; Sal Ferrara,
 Director of Audits, Investigations and Licensing;
 Victor Cocozziello, Director of Wagering Systems;
 Sal Curiale, Counsel; Dean Alfange, Director of
 Quarter Horse; Jacob Iberger, Chief of Racing
 Operations; Bernard Golar, Assistant Commissioner
 and Director of OTB Regulations; Kenneth Beh,
 Director of Public Relations; Domonic Coppotelli,
 Director of Bingo; David Vaughan, Assistant Counsel;
 Ted Garrison, Assistant Counsel; Dr. Norman Lewis,
 State Chief Veterinarian and Thomas C. Davide,
 Secretary to the Board

A. Minutes

1. Minutes. The Board approved the minutes of its meeting held
 December 18, 1979.

B. For Entry Into the Minutes:

1. NYRA/Suffolk OTB- The Board's prior approval of December 21, 1979 of request by NYRA dated December 21, 1979 to provide Suffolk OTB with 2,000 Christmas Aquebuck coupon booklets, which Suffolk OTB will distribute, to betting patrons, at its office.
2. Saratoga Raceway - "Ski-Harness Promotion". The Board's prior approval of December 21, 1979 of request by Saratoga Raceway dated December 10, 1979 to reduce clubhouse admission to \$2.00 for patrons actively participating in the "Saratoga-Ski-Harness" weekend package promotion.

3. Western Regional Off-Track Betting Corporation/Pick-3. The Board's prior approval of December 26, 1979 of request by Western Regional Off-Track Betting Corporation dated December 26, 1979 to conduct the Pick-3 wager on races at Buffalo Raceway on Wednesday, January 2, due to the fact that Buffalo Raceway will be dark on Tuesday, January 1, 1980.
4. B'Nai Jacob Religious School, et al. The Board's prior approval of January 8, 1980 of the Findings and Order issued pursuant to the Order of the Appellate Division First Department which reversed the Board's Order dated January 31, 1979 relating to The Matter of the Appeal of B'Nai Jacob Religious School et al, v. New York State Racing and Wagering Board.
5. NYRA Film- "Racing" and Free Admission. The Board's prior approval of January 8, 1980 of request by the New York Racing Association, Inc. date December 20, 1979 to distribute Free Grandstand Admission to movie theatres in the Metropolitan area where its film "Racing" will be shown. These admissions will be good thru the Aqueduct meet ending May 3, 1980.
6. The New York Racing Association/"Winter's Great Pass-Time Sweepstakes". The Board's prior approval of January 11, 1980 of request by NYRA dated December 27, 1979 to run a promotion entitled "Winter's Great Pass-Time Sweepstakes" for the Aqueduct Winter Meeting. This is a sweepstakes type promotion. Among the prizes offered are season admissions for the Aqueduct Winter Meeting. Further details of this promotion are being forwarded to the Board by the New York Racing Association, Inc.
7. Western Regional Off-Track Betting Corporation, Inc. - Pick-3 Date Change. The Board's prior approval of January 11, 1980 of request by Western Regional Off-Track Betting Corporation dated January 9, 1980 to accept Pick-3 wagers on Buffalo races to replace the canceled Pick-3 wager scheduled for January 8, 1980. Buffalo Raceway canceled its racing program on January 8, 1980 due to inclement weather.
8. Apprentice Allowance - Joseph Rocco. The Board's prior approval of January 14, 1980 of request by Apprentice Jockey Joseph Rocco dated January 4, 1980 to extend his apprentice allowance which expires on January 15, 1980 for an additional fourteen (14) days for the period January 16, 1980 up to and including January 29, 1980.
9. New York City Off-Track Betting Corporation, Inc. - Delayed Audio Broadcasts- Hialeah Park. The Board's prior approval of January 16, 1980 of request by NYCOTB dated January 15, 1980 to provide delayed audio broadcasts of the race calls from Hialeah Park on NYRA "dark" Tuesdays from January 22, 1980 and continuing through March 5, 1980. These delayed race calls will be on a fifteen minute delayed basis. However the Board has been notified by NYCOTB that the regulatory body in Florida has questioned the legality of broadcasting race calls from Florida tracks, consequently they will not be providing broadcasts of the race calls into NYCOTB.

C. For Board Approval:

1. Western Regional Off-Track Betting Corporation, Inc. - Delayed Call of Races from Buffalo Raceway. The Board approved request by Western Regional Off-Track Betting Corporation, Inc. to broadcast delayed calls of races from Buffalo Raceway into selected branch offices.
2. Proposed Addition to Jockettes' Room. The Board approved request by Finger Lakes Race Track to build an additional Jockettes' Room and a new office for the State Steward. The Board's consulting architect Lionel Levy recommends approval.
3. Hudson Valley National Bank Branch at Yonkers Raceway. The Board deferred action on this matter until a later date.
4. Western Regional Off-Track Betting Corporation, Inc. - Amendment to Plan of Operation. The Board denied request by Western Regional Off-Track Betting Corporation, Inc. to amend its plan of operation, to close its Mt. Morris branch and open a new branch in Geneseo,
5. Hearing Officer Report in the Matter of - The Cardinal Ranch, Sol Pinsley, Agent. The Board voted to deny the protest or "appeal" on procedural grounds and did not accept the recommendations of the Hearing Officer.
6. Hearing Officer Report in the Matter of- Richard Blaun (Driver). 7th race, July 9, 1979, Buffalo Raceway: Taking back in front of field - causing confusion behind: recommend confirm 5 day suspension of license. The Board deferred action on this matter until a later date.
7. Hearing Officer Report in the Matter of - John O. Marra. The Board voted to rescind the Notice of Refusal dated October 18, 1979, and to treat Mr. Marra's license application as incomplete and not consider it further until he furnishes evidence that an employer intends to employ him in a specific capacity. The Board will also treat Mr. Marra's 1979 application as an application for the year 1980.
8. Hearing Officer Report in the Matter of the Appeal of A.G.E. Recreations, Inc. - The Board approved the recommendation of Hearing Officer Garrison and affirmed the determination made by the New York City Department of Consumer Affairs dated June 14, 1979.
9. Restriction of Capital OTB Telephone Wagering. The Board deferred action on this matter until a later date.

10. Hearing Officer Report in the Matter of - John Gordon (Trainer).
5th race, July 10, 1979, Yonkers Raceway, "Break" in the stretch-
The Board affirmed the recommendation of Hearing Officer Rooks to
annul the disqualification and to reinstate disqualified horse to its
original 4th place finish.
11. Hearing Officer Report in the Matter of - Donald Dancer (Driver).
4th race, October 22, 1979, Roosevelt Raceway: Interference - The
Board deferred action on this matter until a later date.
12. Hearing Officer Report in the Matter of - Harvey Kretzner - (Trainer)
8th race, July 29, 1979, Monticello Raceway: Interference - The Board
approved the recommendation of Hearing Officer Rooks confirming the
decision of the judges disqualifying the placing of the horse from
1st to placing of 5th.
13. NYRA/Board Trustee. The Board conditionally approved Mr. Delbert Staley
as a Trustee of the Corporation, pursuant to NYRA's Certificate of
Incorporation and Section 7902(3) of the New York Unconsolidated
Laws, pending a background check.
14. Amendment of certain Board rules relating to Trifecta (Triple), Exacta
and Quinella races. Thoroughbred: 4011.22- Trifecta; 4011.20- Exacta;
4022.23(new) - Trifecta, exacta or quinella race - report upon unusual
finish. Harness- 4122.39 - Exacta; 4122.41- Triple; 4105.7 - Special
Duties of Presiding Judge. These rules have been initiated as a result
of findings set forth in John Dailey's report on Trifecta Wagering and
are designed as a measure to render tampering with races involving
multiple pools more difficult. The Board approved the proposed rules
submitted for Thoroughbred and Harness racing and ordered that rules
corresponding to proposed Thoroughbred Rules be prepared for Quarter
Horse.