

APP 10/9/81

MINUTES OF ITS MEETING HELD

AUGUST 3, 1981 10:30 a.m.

A meeting of the New York State Racing and Wagering Board was held on August 3, 1981, 10:30 a.m. at the Board Office, Two World Trade Center, New York, N.Y. 10047

The meeting being called on July 31, 1981, 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 F. Corbisiero, Jr., Executive Director; John Dailey, Director of Policy & Planning; Dean Alfange, Director of Quarter Horse Racing; Victor Coccozziello, Director of Wagering Systems; Salvatore Curiale, Counsel; Kenneth Beh, Director of Public Relations; Dr. Norman Lewis, Chief State Racing Veterinarian; Dominic Coppotelli, Director of Bingo; Jacob Iberger, Director of Racing Operations; Cy Rooks, Assistant Counsel; Theodore Garrison, Assistant Counsel; David B. Vaughan, Assistant Counsel; Nancy J. Rudolph, Chief of OTB Regulation and Thomas C. Davide, Secretary to the Board.

A. MINUTES:

- 1. The Board approved the minutes of its meeting held June 29, 1981.
- 2. The Board approved the minutes of its special meeting held June 12, 1981.

B. FOR ENTRY INTO THE MINUTES:

- 1. APPRENTICE ALLOWANCE - JOCKEY MICHAEL McMullen. The Board's prior approval of May 26, 1981 for an extension of apprentice license for an additional 56 days to expire on July 23, 1981.
- 2. NYRA - "Key to the Vault Contest". The Board's prior

- approval of June 30, 1981 to conduct a July 4th promotion running from July 3-6, 1981, whereby keys are given within that period which will entitle (persons with opening key) to prizes or free admission in grandstand or \$2.00 off clubhouse admission.
3. NYCOTB - Contract/Arlington Park Race Track. The Board's prior approval of July 1, 1981 for the contractual agreement between NYCOTBC and Arlington Park covering the Arlington Million, and the accepting of wagers on said event.
 4. AGREEMENT - Roosevelt Raceway/Madison Square Garden Communications Network. The Board's prior approval of July 2, 1981 of the submitted draft agreement between above-captioned parties regarding cablecasting of three Roosevelt Raceway races during 1981 summer meet.
 5. WROTBC - Change Pick-3 for June 23, 1981. The Board's prior approval of July 2, 1981 to redesignate Pick-3 wagers on June 23, 1981 to be programmed for races 6, 8 and 9 only.
 6. JOB SECURITY PROVISION IN WROTBC'S PLAN OF OPERATIONS. The Board's prior approval of July 3, 1981 of job security provision in WROTBC's plan of operation.
 7. NYCOTBC - Accept Triple Wagering On Two Races Where Only Nine Horses are Entered. The Board's prior approval of July 6, 1981 of the waiver of rule 4011.22 on July 7, 1981 with respect to Finger Lakes Race Track's meet for the conduct of triple wagering with 9 starters.
 8. NYCOTBC - Waiver of Rule 4011.22 - Delaware Park. The Board's prior approval of July 7, 1981 to waive rule 4011.22 to allow triple wagering on Delaware Park, July 7, 1981 having 9 starters.
 9. WROTBC - Change Pick-3 at Buffalo on July 10, 1981. The Board's prior approval of July 9, 1981 of request to reschedule the Pick-3 for Buffalo Raceway on July 10 to the 6, 7 and 8th races.
 10. NYRA - NBC. The Board's prior approval of July 16, 1981 of request by NYRA to provide video tapes of races for broadcasting on NBC's sports show.
 11. NATIONAL STEEPLECHASE - Bartholomew Sweeney, Jr. The Board's prior approval of July 16, 1981 of request to appoint Mr. Bartholomew Sweeney, Jr. as Steward

representing the National Steeplechase and Hunt Association run at Saratoga and Belmont Park in 1981.

12. RULES: 5801.3, 5812.11, 5820.1, 5820.7, 5820.12, 5820.14, 5820.24, 5820.38, 5820.47 and 5830.1. The Board's prior approval of July 16, 1981 of the final adoption for the above-captioned rules relating to Bingo.
13. RULES: 5600.3, 5602.4, 5607.22, 5607.26, 5620.1, 5620.5, 5620.15, 5620.16, 5620.17, 5620.18, 5622.9, 5622.13, 5622.23, 5622.26, 5623.1, 5624.8. The Board's prior approval of July 16, 1981 of the final adoption for the above-captioned rules relating to Games of Chance.
14. NYCOTE - Raise Minimum Wager on Late Double and Triple to \$3.00. The Board's prior approval of July 20, 1981 of request to raise the minimum wager to \$3.00 on an experimental basis (6 months) on the Late Double and Triple during Saratoga Flat's upcoming meet.
15. NYRA - Belmont Breakfast - Reduced Admission. The Board's prior approval of July 22, 1981 of request to offer reduced admission to attendees at the Belmont Breakfast by offering free grandstand admission or coupon for \$2.00 off clubhouse admission.
16. DESIGNATION PURSUANT TO SECTION 8162(9) of the Unconsolidated Laws. The Board's prior approval of July 22, 1981 of request to add Mr. Robert A. Feuerstein to the list of designated employees having the power to administer oaths, examine witnesses, etc.
17. FINGER LAKES - Radio Broadcast - August 8, 1981. The Board's prior approval of July 22, 1981 of request to broadcast races run at Finger Lakes Race Track on radio station WSAY from 10:00 a.m. to 6:00 p.m. on August 8, 1981 during its 3,4,5,6, and 7th races (live) and all proceeds from race to go to Camp Goodtime, a camp for children with cancer.
18. CAPITAL OTBC - Delayed Audio Broadcasts on Finger Lakes. The Board's prior approval of July 22, 1981 of request to broadcast delayed calls for races from Finger Lakes in Capital's branches.
19. NYCOTBC - Advance Wagering - Monticello Classic. The Board's prior approval of July 22, 1981 of NYCOTBC's request and on behalf of Nassau, Suffolk, Catskill, Capital and Western Region to accept advance wagering on the Monticello Classic to be run at Monticello on August

2, 1981, the Saturday before the race.

20. SARATOGA HARNESS - General Admission Permits. The Board's prior approval of July 23, 1981 of request by Saratoga Harness to print 14,000 general admission tax-exempt permits to be mailed to the members of the Saratoga Harness "Horseplayer's Club" to be valid from July 27 through August 1, 1981.
21. NYCOTBC - Roosevelt Raceway International Trot. The Board's prior approval of July 23, 1981 of request by NYCOTBC to accept advance wagering on the Roosevelt International Trot to be run on Saturday, July 25, 1981 and to accept wagers on the Friday before the event.
22. MONTICELLO CLASSIC # 7. The Board's prior approval of July 23, 1981 of request by Monticello Raceway to offer advanced wagerin on their Classic #7 to be held on Sunday, August 2, 1981.
23. WROTBC - Quinella Wagering - Batavia Downs. The Board's prior approval of July 24, 1981 of request by Western Region to conduct quinella wagering on Batavia's meet commencing August 3, 1981 for the 2,7 and 9th races.
24. BATAVIA DOWNS - Quinella Wagering. The Board's prior approval of July 27, 1981 of request by Batavia Downs to conduct qainella wagering during their upcoming meet in the 2,7 and 9th races.
25. NYCOTBC - Pick-4 Yonkers Raceway. The Board's prior approval of July 27, 1981 of request by NYCOTBC to accept Pick-4 wagering on Yonker's upcoming meet on Thursdays and Saturdays, designating the 2,4,5 and 6th races as said Pick-4 races.
26. CAPITAL OTBC - Amendment to Plan of Operation - - Montgomery County Branch. The Board's prior approval of July 27, 1981 of request by Capital OTBC to amend their plan of operation for the reestablishment of a branch office located in Montgomery County.
27. CATSKILL OTBC - Amendment to Plan of Operation - - Relocation of Branch. The Board's prior approval of July 27, 1981 of Catskill's request to amend their plan of operation by relocating their Newburgh branch from Mid-Valley Mall to Lakeside Mall.
28. JONABELL FARM - Waiver of Rule 4002.9. The Board's prior approval of July 28, 1981 to waive rule 4002.9, limiting

to fifteen individuals the number of owners in a horse for racing purposes in the State of New York to be granted for two (2) races only.

C. FOR BOARD APPROVAL:

1. WESTERN REGIONAL OTB - RELOCATION OF COMPUTER CENTER.
The Board denied request by Western Region for the relocation of computer center to Batavia Downs
2. WROTBC - AMENDMENT TO PLAN OF OPERATION. The Board deferred request by WROTBC to amend their plan of operation opening a branch office in Oswego. This request has been deferred in order to evaluate recent new branches in Western Region. To facilitate this review WROTBC was advised to submit to the Board information on the following branches to justify their continued operation: Ripley; French Road, Cheetowaga; 3rd Street, Niagara Falls; Seneca Street, Buffalo, 1405 Main Street, Buffalo.
3. WESTERN REGIONAL OFF-TRACK BETTING CORPORATION, INC. - CONTRACT WITH GLOBAL CABLE OF LANCASTER AND CABLESCOPE OF BUFFALO. The Board approved conditionally request by WROTBC for approval of the submitted contract conditions between WROTBC and Global Cable of Lancaster and Cablescope of Buffalo. This approval is conditioned upon the following : 1) That the cable company shall broadcast only within its franchised area and that any new location or transmission to other cable companies be approved by the Board; 2) The contracts and agreements and any amendments thereto are subject to approval by the Board; 3) Any modification or expansion of the racing information to be broadcast is subject to the approval of the Board.
4. HEARING OFFICER REPORT IN THE MATTER OF - David Banks.
The Board adopted recommendation to confirm 5 day suspension of license and confirmed disqualification from 2nd to a placing of 7th relative to D. Banks, Driver, violation of rule 4117.4(f) at Yonkers Raceway on 4/29/81.
5. HEARING OFFICER REPORT IN THE MATTER OF - Richard J. Holoday. The Board adopted recommendation and confirmed disqualification from 2nd to placing of 8th to R. Holoday, Owner, in violation of rule 4117.4(a) at Saratoga Raceway on 5/6/81.

6. HEARING OFFICER REPORT IN THE MATTER OF - Robert Bennett. The Board adopted recommendation and confirmed five day suspension of license for R. Bennett, trainer, violating rule 4117.4(h) at Saratoga Raceway on 3/7/81.
7. HEARING OFFICER REPORT IN THE MATTER OF - Joe DeCarlo. The Board adopted recommendation and confirmed disqualification from 1st to placing of 5th for J. DeCarlo, driver, in violation of rule 4117.4(d), at Saratoga Raceway on 2/12/81.
8. WESTERN REGIONAL OFF-TRACK BETTING CORP. - SYRACUSE MILE. The Board approved request by Western Region to accept wagers on Syracuse Mile scheduled from August 15 through August 23 in those branches within the harness special betting district on 4 special events (Aug. 15 - NYS Empire Pace; Aug. 15 - Governor's Cup; Aug. 22- Dr. Harry M. Zweig Memorial & Dr. H.M. Zweig Memorial - Filly Division). To transmit the calls of the Syracuse Mile into all WROTB branches outside the harness special betting district.
9. APPLICATION OF LICENSE FOR SYRACUSE MILE - 1981. The Board approved application of track license for seven day meet from August 15 - August 23 and as a joint venture between Buffalo Raceway and Vernon Downs.
10. VERNON DOWNS - Hanover & Hempt Farm Stakes #23. The Board approved request by Vernon Downs for approval of the submitted conditions on the Hambletonian Society and Vernon Downs' Hanover & Hempt Farm Stakes #23.
11. RULES: 4000.3; 4042.2; 4042.3; Part 4012; Part 4043; 4201.1; 4233.2; 4213.7; 4233.3; Part 4218; and Part 4236 (Foreign Substance). The Board approved for final adoption the above-captioned rules relative to Foreign Substances, effective September 10, 1981.
12. CAPITAL OTB - Delayed Calls of NYRA Races at Saratoga. The Board approved request by Capital OTB for the delayed call of Saratoga Race Track races on a four minute delayed basis rather than live.
13. WESTERN REGIONAL OFF-TRACK BETTING CORP. - Pick-Three on Batavia Downs. The Board approved request by WROTB to conduct Pick-3 wagering on Batavia Downs meet and to also expand it to the Mondays and Wednesdays in addition to the normal Tuesdays and Thursdays.
14. WESTERN REGIONAL OTB - Delayed Call of Batavia Races into

OTB Branches and Specified Branches to Remain Open Until 9:30 to Accomodate Delayed Calls. The Board approved request by WROTBC to transmit the calls of the Batavia Downs' races into those branche offices remaining open until 9:30 p.m. during Batavia Downs upcoming meet, commencing Monday, August 3, 1981. The race calls shall be transmitted by tape delayed broadcast only.

D. FOR BOARD INFORMATION AND DISCUSSION:

1. Letter of L. Doobin, re: Fan Appreciation will be changed from 8/27 to 9/3. NOTED
2. Letter of S. Gross, with attached letter from J. H. Joyce, President of Arlington Park, endorsing delayed race calls from Arlington Park. NOTED
3. Letter and Affidavits from G. Pulver, Jr., Attorney from Greene County relative to Capital OTB's application for the location of an off-track betting parlor in Tannersville, N.Y. NOTED
4. Letter of D. Duma, re:Redesignation of Pick-Three wagering at Buffalo on July 21, 1981. NOTED