

MINUTES OF BOARD MEETING
HELD ON OCTOBER 28, 1982
AT 10:30 AM

A meeting of the New York State Racing and Wagering Board was held on September 28, 1982, at 10:30 AM at the Board office, Two World Trade Center, New York, New York 10047.

The meeting being called on October 27, 1982, 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, Chairmna
Bertram Sarafan, Member
Dr. Joseph O'Dea, Member

ALSO PRESENT: Richard F. Corbisiero, Jr., Executive
Director
John Dailey, Director of Policy and
Planning
Victor A. Cocozziello, Director of
Wagering Systems
Salvatore Curiale, Counsel
Nancy Rudolph, Chief of OTB Regulation
Dean Alfange, Director of Quarter Horse
Racing
Dave Vaughan, Assistant Counsel
James Gallagher, Confidential Racing
Aide
Dorothy Rakowski, Quarter Horse Racing
Robert Feuerstein, Assistant Counsel
Dr. Norman Lewis, Chief State Racing
Veterinarian
Theodore Garrison, Assistant Counsel
Pat Carpenter
and
Thomas C. Davide, Secretary to the Board

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A. MINUTES:

1. The Board approved its minutes of its meeting held on September 28, 1982.

B. FOR ENTRY INTO THE MINUTES:

1. FINGER LAKES - PROMOTION. For entry into the minutes, the Board's prior approval of September 28, 1982 of request by Finger Lakes Racing Association of the following: 1. Change Post Time commencing on Sunday, October 31, 1982 to 1:05 p.m. and 12:30 p.m. on weekdays for the remainder of the 1982 season. 2. Sell books containing 10 Clubhouse prepaid admission tickets for the 1983 racing season at a cost of \$15.00 per book.
2. VERNON DOWNS - PROMOTION. For entry into the minutes, the Board's prior approval of September 24, 1982 of request by Vernon Downs to have free grandstand admission starting on October 6, 1982 through closing night October 16, 1982. In conjunction therewith the track will continue a free parking policy until 6:30 p.m. They also request permission for a fan appreciation night to be held on September 24, 1982, whereby they will give the first 2,500 paying customers a pitcher/tumbler set and in addition have reduced prices on beer, hot dogs, coffee and soft drinks.
3. NYRA SIMULCASTING TO BEULAH PARK: MAN O' WAR (10/3/82); JOCKEY CLUB GOLD CUP (10/9/82); BELDAME (10/11/82); TURF CLASSIC (10/23/82); and THE REMSEN (11/13/82). For entry into the minutes, the Board's prior approval of September 28, 1982 of request by New York Racing Association to simulcast the above referred to races to Beulah Park in accordance with the terms of its previously approved agreement with that track. NYRA represents that it will continue to pay State Tax in accordance with the Opinion of the Attorney General's office.
4. BATAVIA DOWNS - CHANGES IN CORPORATE OFFICERS. For entry into the minutes, the Board's prior approval of October 5, 1982 of request by Batavia Downs to name Corporate Officers as outlined in their letter of October 1, 1982. They also request permission to schedule eleven races on Friday and Saturday.

5. SARATOGA RACEWAY - PROMOTION. For entry into the minutes, the Board's prior approval of October 5, 1982 of request by Saratoga Raceway to admit men or women who are accompanied by an escort free admission to the Grandstand and Clubhouse on Monday, October 11, 1982, also patrons receiving free admission would be admitted to the Grandstand through designated turnstiles and in addition they would show as a variance on the Clubhouse turnstile.
6. ROOSEVELT RACEWAY - ABBATIELLO NIGHT PROMOTION. For entry into the minutes, the Board's prior approval of October 5, 1982 of request by Roosevelt Raceway to give free admission on October 7, 1982 to all patrons named Abbatiello.
7. MONTICELLO RACEWAY - POST TIME. For entry into the Minutes, the Board's prior approval of October 1, 1982 of request by Monticello Raceway to have a 1:30 p.m. post time on Sunday's for the balance of the 1982 racing season.
8. NYRA - HANDICAPPER'S CHALLENGE. For entry into the minutes, the Board's prior approval of October 5, 1982 of request by New York Racing Association to conduct a promotion known as the Handicapper's Challenge as outlined in their letter of September 28, 1982.
9. ROOSEVELT RACEWAY - GIVEAWAYS. For entry into the minutes, the Board's prior approval of October 1, 1982 of request by Roosevelt Raceway for a giveaway of four (4) thirty (30) day liberty passes for U.S. Air Travel on its routes on Tuesday, October 12, 1982. The winners will be chosen from entry blanks filled out by patrons the evening of the drawing or by entry forms picked up at no charge at the clubhouse reception desk at Roosevelt Raceway between the hours of 9 a.m. and 6 p.m. They also request permission to have ski cap giveaway night on Tuesday, October 19, 1982 to the first 10,000 patrons arriving through paid admission gates.
10. NYRA - PARI-MUTUEL WAGERING. For entry into the minutes, the Board's prior approval of October 5, 1982 of request by New York Racing Association to enter into agreement with Tanforan Race Meeting at Bay Meadows Race Course and Oak Tree Racing Association at Santa Anita in order to permit them to accept pari-mutuel wagering on NYRA's Jockey Club Gold Cup scheduled for Saturday, October 9, 1982.
11. GENESEE VALLEY HUNT - LICENSE APPLICANT. For entry into the minutes, the Board's prior approval of October 5, 1982 of request by Genesee Valley Hunt, Inc. for approval of the license to conduct a one (1) day hunt meeting without pari-mutuel wagering on Saturday, October 23, 1982.

12. ROOSEVELT RACEWAY - PROMOTION. For entry into the minutes, the Board's prior approval of September 14, 1982 of request by Roosevelt Raceway to hold a promotion in conjunction with the New York Jets as outlined in their letter of September 13, 1982.
13. NEW YORK CITY OTB - LAUREL RACE COURSE. For entry into the minutes, the Board's prior approval of October 18, 1982 or request by New York City Off-Track Betting Corporation to accept wagering and to broadcast delayed audio calls from Laurel Race Course on NYRA dark days.

C. FOR BOARD APPROVAL:

1. NYRA - OCTOBER 17, 1982 PROMOTION. The Board approved the request by New York Racing Association to hold a promotion whereby they would offer free grandstand admission or \$2.00 off clubhouse admission for Sunday, October 17, 1982.
2. NYRA - OCTOBER 24, 1982 PROMOTION. The Board approved the request by New York Racing Association to hold a promotion whereby they would offer free grandstand admission or \$2.00 off clubhouse admission for Sunday, October 24, 1982.
3. NEW YORK CITY OTB - CALDER RACE COURSE. The Board deferred the request by New York City Off-Track Betting Corporation to accept wagering on Calder Race Course and to broadcast its delayed audio calls on NYRA dark days.
4. MONTICELLO RACEWAY - 1983 CONDITIONS. The Board approved the request by Monticello Raceway for approved of the 1983 Conditions that they submitted for the Monticello Raceway Early Closing Series (The Championship Series 1983). The conditions remain the same as they were for 1982.
5. DISQUALIFICATION RULES - SECTION 4043.5, 4120.5 AND 4236.5. The Board approved the final adoption of the disqualification rules which were submitted.
6. CAPITAL OTB - SARANAC LAKE. The Board approved the request by Capital District Off-Track Betting Corporation to continue operations at its branch in Saranac Lake through the end of November, 1982.
7. WESTERN OTB - WYOMING COUNTY. The Board deferred the request by Western Region Off-Track Betting Corporation to appoint Mr. William T. Bruyere of Wyoming County to serve as a Director on the Board of Directors until such time as the Board receives and reviews Western's plan of reorganization which was previously requested.

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8. NYRA - 1983 SEASON PASS PRICES. The Board approved the request by New York Racing Association respecting its 1983 season pass prices. Prices are the same as in 1982.
9. HEARING OFFICER REPORT IN THE MATTER OF - GEORGE J. REGAN. The Board affirmed the decision of the Hearing Officer in that Mr. Regan was in violation of Board rules 4120.5 and 4120.6 and affirmed the recommendation of the Hearing Officer to uphold the decision of the Presiding Judge suspending Mr. Regan's license for 45 days.
10. HEARING OFFICER REPORT IN THE MATTER OF - BERTRAND BELANGER. The Board confirmed the Hearing Officer's recommendation of a fifteen (15) day suspension of license in the Matter of Bertrand Belanger, (Driver) - 1st race, July 20, 1982, Saratoga Raceway.
11. HEARING OFFICER REPORT IN THE MATTER OF - DERECH AYSON RABBINICAL SEMINARY. The Board confirmed the Hearing Officer's recommendation of revocation of I.D. number and municipal license for twelve (12) months and the period of ineligibility to include all noted affiliated organizations, (in the Matter of Derech Ayson Rabbinical Seminary).
12. HEARING OFFICER REPORT IN THE MATTER OF - CONGREGATION OHR YITZCHAK. The Board confirmed the Hearing Officer's recommendation of revocation of I.D. number and municipal license for twelve (12) months and the period of ineligibility to include all noted affiliated organizations, (in the Matter of Congregation Ohr Yitzchak).
13. HEARING OFFICER REPORT IN THE MATTER OF - PLAZA TORAH CENTER. The Board confirmed the Hearing Officer's recommendation of revocation of I.D. number and municipal license for twelve (12) months and the period of ineligibility to include all noted affiliated organizations, (in the Matter of Plaza Torah Center).
14. HEARING OFFICER REPORT IN THE MATTER OF - CONGRAGATION MISHKAN ISRAEL. The Board confirmed the Hearing Officer's recommendation of revocation of I.D. number and municipal license for twelve (12) months and the period of ineligibility to include all noted affiliated organizations, (in the Matter of Congregation Mishkan Israel).
15. HEARING OFFICER REPORT IN THE MATTER OF - MR. & MRS. CLUB CONGREGATION. The Board confirmed the Hearing Officer's recommendation of revocation of I.D. number and municipal license for twelve (12) months and the period of ineligibility to include all noted affiliated organizations, (in the Matter of Mr. and Mrs. Club Congregation).

16. HEARING OFFICER REPORT IN THE MATTER OF - YESHIVA OF FAR ROCKAWAY. The Board confirmed the Hearing Officer's recommendation of suspension of I.D. number and municipal license for six (6) months, with execution of three (3) months of this period of ineligibility being suspended, (in the Matter of Yeshiva of Far Rockaway).
17. HEARING OFFICER REPORT IN THE MATTER OF - P.T.A. BETH JACOB OF FLATBUSH. The Board confirmed the Hearing Officer's recommendation of suspension of I.D. number and municipal license for four (4) months, with execution of said period suspended, (in the Matter of P.T.A. Beth Jacob of Flatbush).
18. HEARING OFFICER REPORT IN THE MATTER OF - CHARLES DELLARIA AND JUSTIN SALLUSTO. The Board affirmed the decision of the Hearing Officer in the Matter of Charles Dellaria for violation of rules 4042.2(b) and 4012.11 and Justin Sallusto for violation of rules 4042.2(b) and 4012.11 but they reduced the suspensions as imposed by the stewards from 45 days to 30 days.
19. RECOMMENDATION TO FINE TRAINER DAVID BRANDWINE. The Board imposed a \$2,000. fine on trainer David Brandwine for his conduct in connection with entry of the horse Quick Skipper in the 6th race on December 6, 1981 at Roosevelt Raceway.
20. WESTERN REGIONAL OTB - "VIB" BRANCH. The Board deferred the request by Western Regional Off-Track Betting Corporation to establish the VIB (Very Important Bettor) branch within the City of Buffalo. The request has been deferred until such time as the Board receives and reviews Western's plan of reorganization which was previously requested.
21. HEARING OFFICER REPORT IN THE MATTER OF - WARREN CAMERON. The Board deferred the Hearing Officer's recommendation to confirm the suspension and disqualification of the license of Warren Cameron to participate in pari-mutuel harness racing pending its review of the record. The horse, Brand New Fella, trained by Warren Cameron was found to have raced with a drug, ethyl amino benzoate ("Benzocaine") in its system.

D. FOR BOARD NOTICE AND INFORMATION:

1. NYS REGISTER - October 20, 1982 re: Promotions at Race Tracks and at Off-Track Betting - NOTED.
2. Letter of J. Dailey to K. Munoz, dated September 8, 1982 re: Roosevelt Raceway, Inc./ Madison Square Garden Network Delayed Cablecast Agreement - NOTED.

3. Letter of J. Dailey to K. Munoz, dated September 9, 1982 re: Madison Square Garden Network/Roosevelt Raceway, Inc. Cable Distribution Agreement - NOTED.
4. Letter of M. Lieberman to Chairman Van Lindt, dated September 23, 1982 re: NYRA-Pennsylvania National Simulcast Agreement - NOTED.
5. Memo of N. Rudolph to T. Davide, dated October 20, 1982 re: Resignation of members of the Board of Directors of Western Regional OTB Corporation, David R. Fingar (Monroe County) and Vincent J. Cali (Wyoming County) - NOTED.