MINUTES OF BOARD MEETING HELD ON AUGUST 13, 1985

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A meeting of the New York State Racing and Wagering Board was held on August 13, 1985 at 10:30 a.m. at the Board office, 400 Broome Street, New York, New York, 10013.

The meeting being called on August 9, 1985, public notice of the meeting was given to the Associated Press and UPI and to the public by posting in the Board lobby.

PRESENT:

John Van Lindt, Chairman

Michael Lee, Member

Joseph P. Neglia, Member

ALSO PRESENT:

Richard F. Corbisiero, Jr., Executive

Director

John Dailey, Director of Policy and Planning

David Vaughan, Counsel

Herman Kluge, Director of Audits, Licensing

and Investigations

Jacob Iberger, Director of Racing Operations

Kenneth Beh, Director of Public Relations

Ted Garrison, Assistant Counsel

Robert Feuerstein, Assistant Counsel

Danny Goldberg, Assistant Counsel

Bob Beloten, Assistant Counsel Gale Berg, Assistant Counsel

Eileen Clarke, OTB Operations Coordinator

and

Thomas C. Davide, Secretary to the Board

MINUTES OF BOARD MEETING HELD ON AUGUST 13, 1985

A. MINUTES:

1. The Board approved the minutes of its meeting held on August 13, 1985.

B. FOR ENTRY INTO THE MINUTES:

- 1. <u>JOCKEY FEES RULE</u>. For entry into the minutes, the Board's prior approval of July 29, 1985 of the submitted rule pertaining to the scheduling of jockey's fees.
- 2. NASSAU REGIONAL OTB SARATOGA. For entry into the minutes, the Board's prior approval of July 29, 1985 of request by Nassau Regional Off-Track Betting Corporation to conduct simulcasting of the Saratoga Thoroughbred Meet at six branch locations: Franklin Square, Glen Cove, New Hyde Park, Oceanside, Plainview and Wantagh.
- 3. FINGER LAKES ADMISSION TOKENS. For entry into the minutes, the Board's prior approval of July 30, 1985 of request by Finger Lakes Racing Association to redistribute the grandstand and clubhouse admission tokens which have been redeemed at their gates to date.
- 4. VERNON DOWNS TEN RACES/RADIO. For entry into the minutes, the Board's prior approval of July 30, 1985 of request by Vernon Downs to conduct ten races per night on Monday through Thursday during the month of August, and to advise that WSYR Radio will promote August 2 as a night at Vernon Downs and the first 2000 patrons will receive State Lottery tickets. Radio Station WAQX will also promote Vernon Downs and receive 5000 free grandstand tickets.
- 5. NYRA THISTLEDOWN RACING CLUB. For entry into the minutes, the Board's prior approval of July 30, 1985 of request by New York Racing Association to enter into agreement with Thistledown Racing Club Inc. for the acceptance of pari-mutuel mutuel wagers on the Whitney on August 3, 1985 and the Jim Dandy on August 4, 1985.
- 6. FINGER LAKES RAIN CHECKS. For entry into the minutes, the Board's prior approval of July 30, 1985 of request by Finger Lakes Racing Association to, at their discretion, issue rain checks to patrons going to the track on Wednesdays when no live racing is conducted.
- 7. FINGER LAKES VARIOUS REQUESTS. For entry into the minutes, the Board's prior approval of August 1, 1985 of request by Finger Lakes Racing Association to change their racing schedule to race on Wednesdays rather than Mondays, effective August 5, through the balance of the 1985 meet; to change post time from 1:00 p.m. to 1:30 p.m., effective August 4; and to have NYRA simulcast on dark days, Monday and Thursday, through August 23, 1985.

- 8. ROOSEVELT RACEWAY THE CHALLENGE CUP. For entry into the minutes, the Board's prior approval of August 1, 1985 of request by Roosevelt Raceway to simulcast The Challenge Cup to Northfield Park on August 3, 1985.
- 9. YONKERS RACEWAY NORTHFIELD PARK. For entry into the minutes, the Board's prior approval of August 1, 1985 of request by Yonkers Raceway to simulcast the following races to Northfield Park from Yonkers: La Paloma Final (August 17, 1985); Cane Pace (August 24, 1985); Sheppard Pace (August 23 and 31, 1985); and New York Sire Stakes (September 6, 1985).
- 10. YONKERS RACEWAY COMCHEK SERVICES. For entry into the minutes, the Board's prior approval of August 1, 1985 of request by Yonkers Raceway to install ComChek services at Yonkers Raceway. ComChek is a company that guarantees payment of patrons' checks through use of credit card verification.

C. FOR BOARD APPROVAL:

- 1. NASSAU REGIONAL OTB NYRA AGREEMENT. The Board approved the request by Nassau Regional Off-Track Betting Corporation to extend their December 10, 1984 agreement for the simulcasting of NYRA races during the period of May 6, 1985 through June 30, 1985 to their Wantagh and Oceanside branches.
- 2. NYRA CALDER AND PHILADELPHIA. The Board approved the request by New York Racing Association to enter into agreement with Philadelphia Turf Club to accept pari-mutuel wagers on the Marlboro Cup on September 14, 1985 and deferred the request to enter into agreement with Calder to accept wagers on the Marlboro Cup.
- 3. NYRA JEFFERSON DOWNS. The Board approved the request by New York Racing Association to enter into agreement with Jefferson Downs Inc. to accept pari-mutuel wagers on the Travers on August 17, 1985.
- 4. NYRA ROCKINGHAM AND PENN NATIONAL. The Board approved the request by New York Racing Association to enter into agreement with Rockingham Park and Penn National Turf Club, Inc. to accept pari-mutuel wagers on the Travers on August 17, 1985.
- 5. HEARING OFFICER REPORT IN THE MATTER OF RONALD GURFEIN. The Board approved the Hearing Officer's recommendation that the decision of the Presiding Judge, suspending Ronald Gurfein's license for violation of Board Rules §4120.2 and 4120.4 be confirmed; however, the Board ruled that the original penalty of 60 days be imposed.
- 6. HEARING OFFICER REPORT IN THE MATTER OF JAMES R. ALLEN.
 The Board approved the Hearing Officer's recommendation that the Harness Division's decision to deny a license to James R. Allen be confirmed.

- 7. CATSKILL REGIONAL OTB ROOSEVELT. The Board approved the request by Catskill Regional Off-Track Betting Corporation to simulcast Roosevelt Raceway races into nine locations.
- FINGER LAKES HERTZ. The Board approved the request by Finger Lakes Raceway Association to enter into agreement with Hertz Car Rental wherein they would present coupons to all deplaning passengers that come to the Hertz counter in Rochester, Syracuse and Buffalo. They also requested to give Value Channel 5, in Rochester, clubhouse admission passes, books of season tickets and certificates for dinner in their Terrace Dining Room. Channel 5 also wants to do a fifteen minutes question and answer show with racing personalities once a week.
- 9. NYRA RANDALL RACING CLUB. The Board approved the request by New York Racing Association to enter into agreement with Randall Racing Club Inc. to accept parimutuel wagers on the Travers on August 17, 1985 and the Delaware Handicap on August 24, 1985.
- 10. NYRA CANTERBURY DOWNS. The Board approved the request by New York Racing Association to enter into agreement with Canterbury Downs to accept pari-mutuel wagers on the Marlboro Cup on September 14, 1985 and the Jockey Club Gold Cup on October 5, 1985.
- 11. HEARING OFFICER REPORT IN THE MATTER OF MARK E. CASSE. The Board approved the Hearing Officer's recommendation that the 60 day suspension of a thoroughbred trainer license of Mark E. Casse be confirmed.

D. FOR BOARD NOTICE AND INFORMATION:

- NYS REGISTER July 17, 1985, re: Veterinarian's Recordkeeping Instructions - NOTED.
- 2. Memo of S. Richman to All 1984-85 Simulcasting Facility Licensees, July 30, 1985, re: Interim Renewal Procedures for 1985 1986 NOTED.
- 3. Memo of S. Richman to T. Davide, July 30, 1985, re: Western Regional OTB Request to Take Certain Actions During the Finger Lakes Horsemen's Dispute NOTED.
- 4. Memo of S. Richman to T. Davide, August 2, 1985, re: State Tax Commission - Direct Interfacing of the Combined State Pools Between New York City OTB's OPCEN and Roosevelt/Yonkers - NOTED.
- Memo of J. Iberger to R. Corbisiero, August 6, 1985, re: Monticello Raceway - Trepass Notice - NOTED.

- Memo of S. Richman to Messrs. Van Lindt, Corbisiero, Dailey, Davide and Ms. Clarke, August 1, 1985, re: Catskill OTB - NYRA/Saratoga - NOTED.
- 7. Memo of S. Richman to Messrs. Van Lindt, Lee, Neglia, Corbisiero, Dailey, Davide, Ms. Clarke and Ms. Anderson, July 30, 1985, re: Suffolk Branch Closing - Change in Dates - NOTED.
- Memo of S. Richman to Messrs. Van Lindt, Neglia, Lee, Corbisiero, Dailey, Davide and Ms. Clarke, July 30, 1985, re: Nassau Regional OTB - NOTED.
- 9. Memo of S. Richman to T. Davide, August 9, 1985, re: Discontinuance of Lottery Sales by the New York City Off-Track Betting Corporation NOTED.