



**MINUTES
NEW YORK STATE RACING AND WAGERING BOARD
MEETING OF APRIL 2, 2012**

A meeting of the New York State Racing and Wagering Board was held on Monday, April 2, 2012 at 2:00 p.m. at the Racing & Wagering Board's Schenectady Office located at 1 Broadway Center, Suite 600, Schenectady, New York.

The meeting was called to order at 2:08 p.m.

In Attendance Were:

John D. Sabini, Chairman
Daniel D. Hogan, Member
Charles J. Diamond, Member
Ronald G. Ochrym, Executive Director
Robert Feuerstein, General Counsel
Thomas Casaregola, Audits & Investigations
Kristen Buckley, Acting Secretary to the Board

Also in Attendance Were:

Kenneth Council, Deputy Executive Director
Lee Park, NYSR&WB
Michelle Martin, NYSR&WB
James Kellogg, NYSR&WB
Stacy Harvey, NYSR&WB
Mark Stuart, NYSR&WB
Rick Goodell, NYSR&WB
William Sekellick, NYSR&WB
Jim Gallagher, NYTHA
Mike Kane, The Daily News

OPEN COMMENT PERIOD: Began: 2:08 p.m. Ended: 2:11 p.m.

Jim Gallagher of the New York Thoroughbred Horsemen's Association spoke regarding the letter submitted by NYTHA President Richard Violette on April 1, 2012 commenting on the proposed emergency amendment to the current claiming rule. This letter is attached to the minutes.

C. ITEMS PREVIOUSLY APPROVED, DENIED OR DEFERRED BY THE BOARD

1. MONTICELLO RACEWAY – REQUEST TO CANCEL RACES AND BE ABLE TO DRAW A MINIMUM OF EIGHT RACES A DAY

For entry into the minutes, on March 26, 2012, the New York State Racing and Wagering Board approved the Monticello Raceway request by letter dated March 26, 2012, for permission to cancel five races on Tuesday, March 27, 2012 (Races 1, 3, 10, 12 and 13), three races on Wednesday, March 28, 2012 (Races 1, 2 and 8) and if necessary, to card a minimum of eight races until Wednesday, April 11, 2012.

2. YONKERS RACEWAY – REQUEST TO AMEND INTERNET WAGERING PLAN OF OPERATION

For entry into the minutes, on March 30, 2012, the New York State Racing and Wagering Board approved Yonkers Racing Corporation's request to terminate its internet and telephone account wagering platform as provided for in its March 16, 2012 letter. The approval is conditioned on providing customer service including, but not limited to, the printing of account wagering history records and W-2G's for at least one year after the shut down of the live system.

D. ITEMS APPROVED, DENIED OR DEFERRED BY THE BOARD

1. EMERGENCY RULEMAKING – THOROUGHBRED RACING CLAIMING RULE

The New York State Racing and Wagering Board approved the adoption by emergency rule making of a revision to subdivision (a) of Section 4038.5 of the Board's thoroughbred racing rules. This amendment provides that a claim shall be void for any horse that dies during a race or is euthanized on the track following a race.

The meeting adjourned at 2:19 p.m.