



**MINUTES
NEW YORK STATE RACING AND WAGERING BOARD
MEETING OF JULY 30, 2012**

A meeting of the New York State Racing and Wagering Board was held on Monday, July 30, 2012 at 10:00 a.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 10:11 a.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
Stacy Harvey, NYSR&WB
Michelle Martin, NYSR&WB
James Kellogg, NYSR&WB
Mark Stuart, NYSR&WB
William Sekellick, NYSR&WB

OPEN COMMENT PERIOD: Began: 10:11 a.m. Ended: 10:11 a.m.

Comments were received from Jackson Leeds and Brian O'Neill via e-mail and are attached to the minutes.

No other comments were made.

A. The Board approved the minutes of the Board meeting held on June 27, 2012.

B. ITEMS PREVIOUSLY APPROVED OR DEFERRED BY THE CHAIR

1. BATAVIA DOWNS/WESTERN OTB – EXPORT TO VARIOUS LOCATIONS IN 2012

For entry into the minutes, on July 10, 2012, the New York State Racing and Wagering Board approved the Batavia Downs request to simulcast its harness racing programs for wagering purposes to Horse Racing New Brunswick, New Brunswick, Canada during the calendar year 2012.

2. For entry into the minutes, on July 10, 2012, the New York State Racing and Wagering Board approved the Batavia Downs request to simulcast its harness racing programs for wagering purposes to the following entities through the calendar year 2012:

1. Sports Creek Raceway, Michigan.
2. Ida Racing at Sandy Downs (with two [2] secondary sites: The Turf Club OTB, TRA Code TCC and Idabet.com, TRA Code IDB), Idaho.
3. Hawthorne Race Course, Illinois.

3. For entry into the minutes, on July 10, 2012, the New York State Racing and Wagering Board approved the Batavia Downs request to simulcast its harness racing programs for wagering purposes to the following Monarch Content Management sites for the calendar year 2012:

1. Meadowlands Racetrack (with two [2] secondary site: New Jersey Account Wagering, TRA Codes NJI and NJT and for Bayonne OTB), New Jersey.
2. Monmouth Park (with two [2] secondary sites: Favorites at Woodbridge OTB, TRA Code WOB and New Jersey Account Wagering, TRA Codes NJI and NJT), New Jersey.
3. Xpress Bet.
4. Player Management Group.
5. Global Wagering Systems (with eleven [11] secondary sites: RaceBets GmbH, TRA Code GRR; International Betting Association Ltd., TRA Code GOX; German Tote GmbH & Co. KG, TRA Code GGT; Pferdewetten.de GmbH, TRA Code GPW; Magna Racino Veranstaltungen GmbH, TRA Code M1D;

MagnaBet, TRA Code MAB; SGI Netherlands, TRA Code GSN; CashPoint (Malta) Limited, TRA Code GCP; Bwin International Ltd., TRA Code GBW; Lotos Pferdewetten GmbH, TRA Code GLT and Win Race Pferderennen Bermarktungs GmbH, TRA Code GE9, **Not Approved** for Wettenleip GmbH, Newcote Services Limited (dba Victor Chandler) and German Bookmaker Association).

4. For entry into the minutes, on July 10, 2012, the New York State Racing and Wagering Board approved the Batavia Downs request to simulcast its harness racing programs for wagering purposes to the following Penn National Gaming sites for the calendar year 2012:
 1. Hollywood Casino at Penn National Race Course (with four [4] secondary sites: Chambersburg OTW, TRA Code CMO; Lancaster OTW, TRA Code LAN, Reading OTW, TRA Code RDG and York OTW, TRA Code YRK), Pennsylvania.
 2. Telebet Telephone Account Wagering, TRA Code PTB.
 3. Ebet USA Internet Account Wagering, TRA Code ACW.
 4. Hollywood Casino at Charles Town Races, West Virginia.
 5. Beulah Park, Ohio.
 6. Raceway Park, Ohio.
 7. Hollywood Casino Hotel and Raceway, Maine.
 8. Rosecroft Raceway, Maryland.
 9. Zia Park Race Track, New Mexico.
 10. Sam Houston Race Park, Texas.
 11. Valley Race Park, Texas.
5. For entry into the minutes, on July 13, 2012, the New York State Racing and Wagering Board approved the Batavia Downs request to simulcast its harness racing programs for wagering purposes to Premier Gateway International, Isle of Man for the calendar year 2012.
6. For entry into the minutes, on July 13, 2012, the New York State Racing and Wagering Board approved the Batavia Downs request to simulcast its harness racing programs for wagering purposes to the following sites for the calendar year 2012:
 1. Racing 2 Day LLC., Oregon.
 2. Premier Turf Club, Oregon.
7. For entry into the minutes, on July 13, 2012, the New York State Racing and Wagering Board approved the Batavia Downs request to simulcast its harness racing programs for wagering purposes to Sol Mutuel Limited, Grenada for the calendar year 2012.
8. For entry into the minutes, on July 13, 2012, the New York State Racing and Wagering Board approved the Batavia Downs request to simulcast its harness racing programs for wagering purposes to Lewiston Raceways, Inc. (for the following six

[6] sites: TRA Code: BRO; TRA Code BRS; TRA Code BRN; TRA Code BRT; TRA Code BR2 and TRA Code BR3 **For Phone Wagering Only**), Maine for the calendar year 2012. **Not approved** are TRA Codes: BR4, BR5, BR6, BR7, BR8, BR9, BN0, BN1, BN2, BN3, BN4, BN5, BN6, BN7, BN8 and BN9.

9. For entry into the minutes, on July 18, 2012, the New York State Racing and Wagering Board approved the Batavia Downs request to simulcast its harness racing programs for wagering purposes to the following tracks during the calendar year 2012:
 1. Suffolk Racecourse, Massachusetts.
 2. Scioto Downs, Inc., Ohio.

10. **BUFFALO RACEWAY – NEW YORK SIRE STAKES COUNTY FAIR RACES**
For entry into the minutes, on July 18, 2012, the New York State Racing and Wagering Board approved the July 9, 2012 Buffalo Trotting Association request to conduct New York Sire Stakes County Fair Races at Buffalo Raceway on Wednesday, July 18, 2012 with a post-time of 1:00 p.m.

11. **BUFFALO RACEWAY – EXPORT TO VARIOUS LOCATIONS IN 2012**
For entry into the minutes, on July 10, 2012, the New York State Racing and Wagering Board approved the Buffalo Trotting Association request to simulcast its harness racing programs for wagering purposes for the year 2012 to Prairie Meadows TVG Account Wagering, TRA Code TVP, a secondary site associated with the previously approved simulcasts to ODS Technologies, L.P. d/b/a TVG Network.

12. **CAPITAL DISTRICT REGIONAL OTB – REQUEST FOR BLANKET APPROVAL OF “BIG WHEEL” PROMOTIONS THROUGHOUT 2012**
For entry into the minutes, on June 27, 2012, the New York State Racing and Wagering Board approved the June 14, 2012 application by the Capital District Regional Off-Track Betting Corporation for blanket approval to conduct “Big Wheel” promotions during the calendar year 2012 on July 25, August 1, August 8, August 15, August 22, August 29, 2012 and other dates to be specified.

13. **CAPITAL DISTRICT REGIONAL OTB – SARATOGA SEASON PROMOTIONS**
For entry into the minutes, on July 10, 2012, the New York State Racing and Wagering Board approved the June 19, 2012 application by the Capital District Regional Off-Track Betting Corporation to conduct the specified Saratoga Season Promotions from Friday, July 20, 2012 through Monday, September 3, 2012.

14. **CAPITAL DISTRICT REGIONAL OTB – REQUEST TO AMEND LIVE BANKROLL SYNDICATE BLANKET APPROVAL REQUEST**
For entry into the minutes, on July 13, 2012, the New York State Racing and Wagering Board approved the July 3, 2012 application by the Capital District Regional Off-Track Betting Corporation to amend the Live Bankroll Syndicate

Blanket Approval Request previously approved by the Board on February 23, 2012. The syndicate promotion will be conducted with these amendments on Saturday, July 21, Saturday, August 4, Saturday, August 18 and Saturday, September 1, 2012.

15. **FINGER LAKES RACETRACK – PERMISSION TO CONDUCT VARIOUS PROMOTIONS THROUGHOUT JULY 2012**

For entry into the minutes, on June 28, 2012, the New York State Racing and Wagering Board approved the June 21, 2012 application by the Finger Lakes Racing Association, Inc. to conduct the described Mystery Voucher Mailer with scanning on Saturday July 21, 2012.

16. **FINGER LAKES RACETRACK – EXPORT TO VARIOUS LOCATIONS IN 2012**

For entry into the minutes, on July 10, 2012, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs for wagering purposes for the year 2012 to the following secondary sites associated with the previously approved simulcasts to Meadowlands Racetrack and Golden Gate Fields:

1. Winners Bayonne OTB, TRA Code BAY.
2. Santa Clara County Fair, TRA Code SCF.

17. For entry into the minutes, on July 18, 2012, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs for wagering purposes for the year 2012 to Prairie Meadows TVG Account Wagering, TRA Code TVP, a secondary site associated with the previously approved simulcasts to ODS Technologies, L.P. d/b/a TVG Network.

18. For entry into the minutes, on July 20, 2012, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs for wagering purposes for the year 2012 to the following secondary sites associated with the previously approved simulcasts to Woodbine Entertainment Group:

1. Place Dupuis, TRA Code CJ1.
2. Salle De Paris Boucherville, TRA Code CJ2.

19. **MONTICELLO RACEWAY – REQUEST TO CONDUCT A CKG BILLINGS SERIES RACE**

For entry into the minutes, on June 28, 2012, the New York State Racing and Wagering Board approved the Monticello Raceway request by letter dated June 26, 2012 to conduct a CKG Billings Series race on Friday, July 13, 2012 on the All Amateur Day card.

20. **MONTICELLO RACEWAY – REQUEST TO CONDUCT A NORTH AMERICAN AMATEUR DRIVER ALL AMATEUR DAY**
For entry into the minutes, on June 28, 2012, the New York State Racing and Wagering Board approved the Monticello Raceway request by letter dated June 26, 2012 to conduct a North American Amateur Driver All Amateur Day on Friday, July 13, 2012.
21. **MONTICELLO RACEWAY – REQUEST TO ALLOW THE DOWNS AT ALBUQUERQUE TO SHOW VIDEO REPLAYS**
For entry into the minutes, on July 10, 2012, the New York State Racing and Wagering Board approved the request of Monticello Raceway to allow The Downs at Albuquerque to exhibit audio and video replays of races from Monticello Raceway through December 31, 2012.
22. **MONTICELLO RACEWAY – REQUEST TO ALLOW FREEHOLD RACEWAY TO SHOW VIDEO REPLAYS**
For entry into the minutes, on July 10, 2012, the New York State Racing and Wagering Board approved the request of Monticello Raceway to allow Freehold Raceway to exhibit audio and video replays of races from Monticello Raceway through December 31, 2012.
23. **MONTICELLO RACEWAY – REQUEST TO ALLOW SPORTECH VENUES D/B/A CONNECTICUT OTB TO SHOW VIDEO REPLAYS**
For entry into the minutes, on July 18, 2012, the New York State Racing and Wagering Board approved the request of Monticello Raceway to allow Sportech Venues d/b/a Connecticut OTB to show video replays of races from Monticello Raceway through December 31, 2012.
24. **MONTICELLO RACEWAY – REQUEST TO ALLOW HAWTHORNE RACECOURSE TO SHOW VIDEO REPLAYS**
For entry into the minutes, on July 19, 2012, the New York State Racing and Wagering Board approved the request of Monticello Raceway to allow Hawthorne Racecourse to show video replays of races from Monticello Raceway through December 31, 2012.
25. **MONTICELLO RACEWAY – EXPORT TO VARIOUS LOCATIONS IN 2012**
For entry into the minutes, on July 3, 2012, the New York State Racing and Wagering Board approved the Monticello Raceway request to simulcast its harness racing programs for wagering purposes for the year 2012 to the following secondary sites associated with the previously approved simulcasts to Hipodromo de Agua Caliente:
1. Tijuana XII.
 2. Plaza Oasis.
 3. Tijuana XV.
 4. Turff Creditos.
 5. Panama VI.
 6. St. Maarten IV.

26. For entry into the minutes, on July 19, 2012, the New York State Racing and Wagering Board approved the Monticello Raceway request to simulcast its harness racing programs for wagering purposes for the year 2012 to Winners Bayonne OTB, TRA Code BAY, a secondary site associated with the previously approved simulcasts to Meadowlands Racetrack.
27. For entry into the minutes, on July 20, 2012, the New York State Racing and Wagering Board approved the Monticello Raceway request to simulcast its harness racing programs for wagering purposes for the year 2012 to the following secondary sites associated with the previously approved simulcasts to Woodbine Entertainment Group:
 1. Place Dupuis, TRA Code CJ1.
 2. Salle De Paris Boucherville, TRA Code CJ2.
28. For entry into the minutes, on July 20, 2012, the New York State Racing and Wagering Board approved the Monticello Raceway request to simulcast its harness racing programs for wagering purposes for the year 2012 to Bettor Racing HV, TRA Code BRX, a secondary site associated with the previously approved simulcasts to Lewiston Raceway, Bettor Racing.
29. **NYRA – REQUEST TO OFFER GUARANTEED POOLS DURING THE 2012 SARATOGA RACE MEET**

For entry into the minutes, on June 28, 2012, the New York State Racing and Wagering Board approved the June 26, 2012 New York Racing Association request to offer a \$500,00 guaranteed late Pick 4 pool every Saturday during the 2012 Saratoga Race Meet, with the exception of Travers Day (August 25) when there will be a one million dollar guaranteed all-stakes Pick 4 pool.
30. **NYRA – REQUEST TO CONDUCT THE ON THE AVENUE MARKETING \$25 PARI-MUTUEL VOUCHER INCENTIVE**

For entry into the minutes, on July 19, 2012, the New York State Racing and Wagering Board approved the July 9, 2012 and July 13, 2012 New York Racing Association requests to conduct the On The Avenue Marketing \$25 Pari-Mutuel Voucher Incentive at Saratoga Racecourse.
31. **NYRA – EXPORT TO VARIOUS LOCATIONS IN 2012**

For entry into the minutes, on June 29, 2012, the New York State Racing and Wagering Board amended its letter dated May 1, 2012 to extend approval for the calendar year 2012 of New York Racing Association Inc.'s request to simulcast its thoroughbred racing programs for wagering purposes to the Racing and Gaming Service's site identified as TRA Code RG1. This approval is conditioned upon satisfactory completion of a suitability review.

32. For entry into the minutes, on July 10, 2012, the New York State Racing and Wagering Board approved the New York Racing Association request to simulcast its thoroughbred racing programs for wagering purposes for the year 2012 to Winners Bayonne OTB, TRA Code BAY, a secondary site associated with the previously approved simulcasts to Meadowlands Racetrack.
33. For entry into the minutes, on July 20, 2012, the New York State Racing and Wagering Board approved the New York Racing Association request to simulcast its thoroughbred racing programs for wagering purposes for the year 2012 to Place Dupuis, TRA Code CJ1, a secondary site associated with the previously approved simulcasts to Woodbine Entertainment Group.
34. **SARATOGA HARNESS – REQUEST TO CONDUCT “BACK TO THE TRACK” PROMOTIONS**
 For entry into the minutes, on July 13, 2012, the New York State Racing and Wagering Board approved the July 13, 2012 application by Saratoga Casino and Raceway to conduct promotional events and contests for the “Back To The Track” event to be held on Saturday, July 14, 2012.
35. **SARATOGA HARNESS – REQUEST TO CHANGE POST-TIME ON JULY 20 AND JULY 21**
 For entry into the minutes, on July 18, 2012, the New York State Racing and Wagering Board approved the Saratoga Casino and Raceway request by letter dated July 16, 2012 to change their post-time on Friday, July 20 and Saturday July 21, 2012 from 7:05 p.m. to 7:20 p.m.
36. **SARATOGA HARNESS – REQUEST TO CONDUCT “RAGOZIN LIVE SEMINAR” PROMOTIONS**
 For entry into the minutes, on July 18, 2012, the New York State Racing and Wagering Board approved the July 16, 2012 application by Saratoga Casino and Raceway to conduct “Ragozin Live Seminar” promotions on Friday August 3, 2012.
37. **SARATOGA HARNESS – EXPORT TO VARIOUS LOCATIONS IN 2012**
 For entry into the minutes, on July 13, 2012, the New York State Racing and Wagering Board approved the Saratoga Casino and Raceway request to simulcast its harness racing programs for wagering purposes to Northlands Park (with thirty-two [32] secondary sites: Northlands IVR, TRA Code NOI; Northlands HPI II, TRA Code NOJ; Blairmore, TRA Code CPH; Lac La Biche, TRA Code BCH; Leduc, TRA Code BWD; Lethbridge, TRA Code BTP; Medicine Hat, TRA Code MHL; Peace River, TRA Code TSI; Red Deer, TRA Code PTL; Rocky Mtn House, TRA Code ROK; Strathmore, TRA Code SH2; Wainwright, TRA Code TPH; Edm. Billy Budd’s, TRA Code BIB; Edm. Continental Inn, TRA Code COI; Edm. Dover Hotel, TRA Code DVH; Edm. Rosslyn, TRA Code ROI; Edm. Santo’s, TRA Code SRL; Edm. Schanks, TRA Code SCH; W.E. Truckland, TRA Code WET; Sherwood Park, TRA Code FKI; Spruce Grove, TRA Code GMI; Eagle River Casino, TRA Code EGR; River Cree Casino, TRA Code RIC; Cochrane, TRA Code DUR; Drayton Valley,

TRA Code DRH; Fitzgeralds, TRA Code PAF; Beverly Crest Hotel, TRA Code BCG; Edson, TRA Code ATU; Wetaskiwin- Barney's Pub and Grill, TRA Code BAA; Franco's Pub, TRA Code FRP; Lloydminster, TRA Code CSH and Morinville, TRA Code CCB), Alberta, Canada for the calendar year 2012.

38. **TIOGA DOWNS – REQUEST TO CONDUCT THE EBC UNDERCARD LATE CLOSER SERIES**
For entry into the minutes, on June 27, 2012, the New York State Racing and Wagering Board approved the Tioga Downs request by letter dated June 20, 2012 to host the EBC Undercard Late Closer Series on Sunday, August 5, 2012 and Sunday, August 12, 2012.
39. **TIOGA DOWNS – REQUEST TO CONDUCT THE MINI-SERIES LATE CLOSER RACES**
For entry into the minutes, on June 28, 2012, the New York State Racing and Wagering Board approved the Tioga Downs request by letter dated June 22, 2012 to host the Mini-Series Late Closer Series races.
40. **TIOGA DOWNS – EXPORT TO VARIOUS LOCATIONS IN 2012**
For entry into the minutes, on July 13, 2012, the New York State Racing and Wagering Board approved the Tioga Downs request to simulcast its harness racing programs for wagering purposes to Racing and Gaming Services (for the following eight [8] sites: TRA Code RGW; TRA Code RG1; TRA Code RG2; TRA Code RG4; TRA Code RG5; TRA Code RG6; TRA Code RG7 and TRA Code RG8), St. Kitts for the calendar year 2012. **Not approved** is TRA Code: RG3.
41. For entry into the minutes, on July 26, 2012, the New York State Racing and Wagering Board approved the Tioga Downs request to simulcast its harness racing programs for wagering purposes for the year 2012 to Prairie Meadows TVG Account Wagering, TRA Code TVP, a secondary site associated with the previously approved simulcasts to ODS Technologies, L.P. d/b/a TVG Network.
42. **VERNON DOWNS – REQUEST TO CONDUCT THE DRIVER'S CHAMPIONSHIP RACES**
For entry into the minutes, on June 27, 2012, the New York State Racing and Wagering Board approved the Vernon Downs request by letter dated June 13, 2012 to conduct the 2012 Driver's Championship on Sunday, August 26, 2012.
43. **VERNON DOWNS – REQUEST TO CONDUCT THE "REWIND RACE"**
For entry into the minutes, on June 27, 2012, the New York State Racing and Wagering Board approved the Vernon Downs request by letter dated June 18, 2012 to conduct the "Rewind Race" on Saturday, November 3, 2012.
44. **VERNON DOWNS – REQUEST TO CONDUCT RACES OF VARYING DISTANCES**
For entry into the minutes, on July 10, 2012, the New York State Racing and Wagering Board approved the Vernon Downs request by letter dated June 18, 2012 to run races of different lengths throughout the calendar year 2012.

45. **VERNON DOWNS – REQUEST TO CONDUCT THE WEDNESDAY HANDICAPPING CONTEST LEAGUE**
For entry into the minutes, on July 10, 2012, the New York State Racing and Wagering Board approved the Vernon Downs request by letter dated June 27, 2012 to conduct the Wednesday Handicapping Contest League on July 11, 2012, July 18, 2012 and July 25, 2012.
46. **VERNON DOWNS – EXPORT TO VARIOUS LOCATIONS IN 2012**
For entry into the minutes, on July 13, 2012, the New York State Racing and Wagering Board approved the Vernon Downs request to simulcast its harness racing programs for wagering purposes to Racing and Gaming Services (for the following eight [8] sites: TRA Code RGW; TRA Code RG1; TRA Code RG2; TRA Code RG4; TRA Code RG5; TRA Code RG6; TRA Code RG7 and TRA Code RG8), St. Kitts for the calendar year 2012. **Not approved** is TRA Code: RG3.
47. For entry into the minutes, on July 26, 2012, the New York State Racing and Wagering Board approved the Vernon Downs request to simulcast its harness racing programs for wagering purposes for the year 2012 to Prairie Meadows TVG Account Wagering, TRA Code TVP, a secondary site associated with the previously approved simulcasts to ODS Technologies, L.P. d/b/a TVG Network.
48. **WESTERN REGIONAL OTB – REQUEST TO CLOSE EZ-BET FACILITY IN PARISH**
For entry into the minutes, on June 27, 2012, the New York State Racing and Wagering Board approved an amendment to the Western Regional Off-Track Betting Corporation’s simulcast plan of operation for the closure of it’s EZ-Bet, Candlelight Bar and Restaurant, located at 380 South Railroad Street, Parish, New York, effective June 22, 2012.
49. **WESTERN REGIONAL OTB – REQUEST TO CONDUCT VARIOUS GRAND OPENING WAGER GIVEAWAYS**
For entry into the minutes, on July 10, 2012, the New York State Racing and Wagering Board approved the Western Regional Off-Track Betting Corporation request by letter dated July 2, 2012 to conduct Grand Opening Wager Giveaway promotions at the Rochester EZ Bet location and the Waterloo EZ Bet location on Friday, July 20, 2012, at the Ellicottville EZ Bet location on Thursday, July 26, 2012, and at the Dunkirk EZ Bet location on Wednesday, August 1, 2012.
50. **YONKERS RACEWAY – IMPORT OF VARIOUS LOCATIONS IN 2012**
For entry into the minutes, on July 3, 2012, the New York State Racing and Wagering Board approved an amendment to the Yonkers Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Ellis Park, Kentucky from July 4 through September 3, 2012.

51. For entry into the minutes, on July 10, 2012, the New York State Racing and Wagering Board approved an amendment to the Yonkers Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Del Mar, California from July 18 through September 5, 2012.
52. For entry into the minutes, on July 10, 2012, the New York State Racing and Wagering Board approved an amendment to the Yonkers Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Batavia Downs, New York from July 23 through December 8, 2012.
53. For entry into the minutes, on July 19, 2012, the New York State Racing and Wagering Board approved an amendment to the Yonkers Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Atlantic Lottery Corp., Prince Edward Island, Canada for the calendar year 2012.
54. **YONKERS RACEWAY – EXPORT TO VARIOUS LOCATIONS IN 2012**
For entry into the minutes, on July 10, 2012, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes to Harrah’s Chester Downs for the calendar year 2012.
55. For entry into the minutes, on July 10, 2012, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes to Social Gaming Technologies, Inc., North Dakota for the calendar year 2012.
56. For entry into the minutes, on July 20, 2012, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes for the year 2012 to the following secondary sites associated with the previously approved simulcasts to Woodbine Entertainment Group:
 1. Place Dupuis, TRA Code CJ1.
 2. Salle De Paris Boucherville, TRA Code CJ2.

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

1. **NEW YORK JOCKEY INJURY COMPENSATION FUND, INC. – CERTIFICATION OF ELECTION OF JOCKEY DIRECTOR TO FUND BOARD**
For entry into the minutes, pursuant to Racing, Pari-Mutuel Wagering and Breeding Law, Section 221.2, on July 9, 2012, the New York State Racing and Wagering Board certified the New York Jockey Injury Compensation Fund, Inc. election of Ramon Dominguez as the seventh director for the 2012 – 2014 term.

2. **EMERGENCY AND PROPOSED RULEMAKING - THOROUGHBRED RACING CLAIMING RULE**

For entry into the minutes, on June 29, 2012, 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.

3. **NYRA – REQUEST FOR DESIGNATION OF EIGHT OFF-TRACK PREMISES AS NYRA BARN AREAS FOR THE 2012 SARATOGA RACE COURSE MEETING**

For entry into the minutes, on July 20, 2012, the New York State Racing and Wagering Board ("Board") approved the July 18, 2012 application of The New York Racing Association, Inc. ("NYRA"), as clarified on July 19, 2012, for authorization to deem eight (8) specified off-track premises/properties to be NYRA on-track premises for the purposes of compliance with Board rules and requirements, including Rule 4043.2(b). This written approval is effective from July 20, 2012 through and including the final date of the 2012 Saratoga Race Course meeting. It is limited to the following eight (8) properties/barns, including portions of the Saratoga Raceway barn area (all in Saratoga Springs) for which twenty-four (24) specific trainers have submitted written consents to this arrangement, including recognition of the fact that these premises will be subject to the Rules of the Board:

1. 44 Gridley Avenue (Bond)
2. 39 Gridley Avenue (Weaver and Lerman)
3. 13 Bowman Street (Miller and Kingsley)
4. 37 Gridley Avenue (Brown and DiSanto)
5. 36 Nelson Avenue (McLaughlin)
6. 360 Caroline Street (Zito)
7. 37 Nelson Avenue (Farrell)
8. Saratoga Raceway
 - Jellows H-5 Stalls 17-18
 - Schoenman H-5 Stalls 22-23
 - Peebles H-5 Stalls 19-20
 - Jobidon H-5 Stall 21
 - Shevy H-5 Stalls 24-25
 - Scott H-28 South Stalls 36-39
 - Proctor H-28 South Stalls 8-10, 32-33
 - Figueroa H-1 Stalls 11-20
 - Servis H-5 Stalls 26-30
 - Pletcher H-9 North Stalls 11-20; H-10 South Stalls 1-10; H-10 North Stalls 11-20; H-13 Stalls 1-35
 - Violette H-8 North Stalls 1-10; H-9 South Stalls 1-10
 - Galluscio H-8 Stalls 1-8
 - Allyn H-5 Stalls 11-15
 - Mott H-11 Stalls 1-8; H-12 Stalls 1-8

4. **YONKERS RACEWAY – REQUEST FOR APPROVAL OF 9TH PERMIT FOR EXPANSION OF CASINO FACILITY – RESTAURANT EXPANSIONS**
For entry into the minutes, on July 20, 2012, the New York State Racing and Wagering Board approved the construction work detailed in the Office of General Services Construction permit dated July 2, 2012. This work is related to the current expansion of the Yonkers Raceway/Empire City facility. This request was approved pursuant to section 322 of the New York State Racing, Pari-Mutuel Wagering and Breeding Law.
5. **NYRA – REQUEST FOR DESIGNATION OF ADDITIONAL OFF-TRACK PREMISES AS NYRA BARN AREAS FOR THE 2012 SARATOGA RACE COURSE MEETING**
For entry into the minutes, on July 23, 2012, the New York State Racing and Wagering Board ("Board") approved the July 20, 2012 application of The New York Racing Association, Inc. ("NYRA") for authorization to deem certain off-premises properties to be NYRA property for the purposes of compliance with Board rules and requirements, including Rule 4043.2(b). This written approval is effective from July 23, 2012 through and including the final date of the 2012 Saratoga Race Course meeting. It is limited to the following specified property and the identified stalls located on the grounds of Saratoga Raceway for which three (3) specific trainers have submitted written consents to this arrangement, including recognition of the fact that these premises will be subject to the Rules of the Board:
1. 36 Nelson Avenue, Barn 1 (Thomas Albertrani)
 2. Saratoga Raceway
 - Raia II H-5 Stalls 22-23
 - Rice H- Barns 6,7 and 14 (all stalls)
6. **CAPITAL DISTRICT REGIONAL OTB – REQUEST TO APPROVE FASTBET MOBILE**
For entry into the minutes, on July 24, 2012, the New York State Racing and Wagering Board approved Capital District Regional Off-Track Betting Corporation's request to amend its account wagering plan of operation to utilize FastBet Mobile. The approval is conditioned on the following:
- Strict compliance with the application and subsequent correspondence with Board staff;
 - FastBet Mobile can only be used via permanent Capital Bets accounts; wagering through bearer accounts such is not permitted;
 - All other terms and conditions of Capital OTB's approved account wagering plan of operation remain in effect;
 - FastBet Mobile and all wagering shall be conducted in compliance with all account wagering laws, rules and regulations.
7. **NYRA – REQUEST TO APPROVE FASTBET MOBILE**
For entry into the minutes, on July 24, 2012, the New York State Racing and Wagering Board approved New York Racing Association's request to amend its

internet and account wagering plan of operation to utilize FastBet Mobile. The approval is conditioned on the following:

- Strict compliance with the application and subsequent correspondence with Board staff;
- FastBet Mobile can only be used via permanent NYRA Rewards accounts; wagering through bearer accounts such as NYRA CashCards is not permitted;
- All other terms and conditions of NYRA's approved account wagering plan of operation remain in effect;
- FastBet Mobile and all wagering shall be conducted in compliance with all account wagering laws, rules and regulations.

8. **EMERGENCY AND PROPOSED RULEMAKING – PURSE PROPORTIONALITY RULE IN CLAIMING RACES**

For entry into the minutes, on July 25, 2012, the New York State Racing and Wagering Board approved the adoption by emergency rule making of a revision to Section 4038.2 of the Board's thoroughbred racing rules. This amendment provides that the minimum price for which a claim may be entered in a claiming race shall not be less than fifty percent of the value of the purse for the race.

9. **CAPITAL DISTRICT REGIONAL OTB – REQUEST TO OPERATE MOBILE BRANCH NEAR THE CORNER OF SWAN ST. & WASHINGTON AVE. IN ALBANY**

For entry into the minutes, on July 26, 2012, the New York State Racing and Wagering Board approved the July 16, 2012 request from Capital District Regional Off-Track Betting Corporation to operate a Mobile Branch near the corner of Swan Street and Washington Avenue, Albany, New York from July 27, 2012 to September 3, 2012 from 11:00 a.m. to 5:00 p.m. each Monday, Wednesday, Thursday, and Friday of the New York Racing Association Saratoga meet pursuant to the mobile wagering plan of operation previously approved by the Board.

10. **YONKERS RACEWAY – SUMMER CONCERT SERIES**

For entry into the minutes, on July 26, 2012, the New York State Racing and Wagering Board approved the construction work related to the Summer Concert Series being held at Yonkers Raceway on Sunday nights between July 1, 2012 and August 26, 2012. This request was approved pursuant to section 322 of the New York State Racing and Wagering, Pari-Mutuel Wagering and Breeding Law and is conditioned upon the Board receiving the Office of General Services construction permit for each Sunday night concert no later than close of business on the Friday preceding the Sunday night concert.

11. **NYRA – REQUEST FOR DESIGNATION OF ADDITIONAL OFF-TRACK PREMISES AS NYRA BARN AREAS FOR THE 2012 SARATOGA RACE COURSE MEETING**

For entry into the minutes, on July 26, 2012, the New York State Racing and Wagering Board ("Board") approved the July 25, 2012 application of The New York Racing Association, Inc. ("NYRA") for authorization to deem off-premises properties to be

NYRA property for the purposes of compliance with Board rules and requirements, including Rule 4043.2(b). This written approval is effective from July 26, 2012 through and including the final date of the 2012 Saratoga Race Course meeting. It is limited to the following specified stalls at Dr. Barnes' Equine Medical Clinic, 63 Hennig Road, Saratoga Springs, for which three (3) specific trainers have submitted written consents to this arrangement, including recognition of the fact that these premises will be subject to the Rules of the Board:

1. Stalls 17-18 at 63 Hennig Road (Richard Valentine)
2. Stalls 8-11 at 63 Hennig Road (Joseph W. Delozier III)
3. Stalls 14-16 at 63 Hennig Road (Janet Elliot).

12. IN THE MATTER OF PEDRO PARRA – SUMMARY SUSPENSION

For entry into the minutes, on June 28, 2012, the New York State Racing and Wagering Board summarily suspended the thoroughbred groom's license of Pedro Parra based upon a finding that safety of the participants and the public safety and welfare as well as the integrity of racing imperatively required this emergency action.

D. ITEMS APPROVED, DENIED OR DEFERRED BY THE BOARD

1. CAPITAL DISTRICT REGIONAL OTB – REQUEST TO APPROVE TOTALISATOR AGREEMENT

The New York State Racing and Wagering Board (the Board) approved the Capital District Regional Off-Track Betting Corporation's request to amend its plan of operation to reflect the current totalisator agreement with United Tote. The approval is conditioned on the following:

- Approval is through the initial term ending June 26, 2017;
- Any optional items such as call center subcontracting require separate approval;
- Any amendments require written approval from the Board prior to implementation.

2. SARATOGA HARNESS – INSTALLATION OF CLEAN AGENT FIRE PROTECTION EQUIPMENT

Pursuant to Section 322 of the New York State Racing, Pari-Mutuel Wagering and Breeding Law, the New York State Racing and Wagering Board approved the construction work detailed in the Office of General Services Construction permit dated June 26, 2012. This work is related to the installation of Clean Agent Fire Protection Equipment at the facility.

3. WESTERN REGIONAL OTB – REQUEST APPROVAL OF NEW OWNER OF CONCESSIONAIRE – WEHRLE DRIVE BRANCH

The New York State Racing and Wagering Board approved Western Regional Off-Track Betting Corporation's request to amend its plan of operation to reflect the approval of a new concessionaire for the Wehrle Drive Branch located at 1042 Wehrle Drive, Williamsville, New York. The new concessionaire is Jason Klapp.

4. **IN THE MATTER OF SALVATORE LOMBARDO**
The New York State Racing and Wagering Board accepted the recommendation of Hearing Officer Clemente J. Parente that the denial of the groom's license of Salvatore Lombardo be affirmed because his experience, character and general fitness is such that his participation in racing or related activities in the State of New York is inconsistent with the public interest, convenience or necessity or with the best interest of racing generally.
5. **IN THE MATTER OF ALFORD L. CLEMENT**
The New York State Racing and Wagering Board deemed the appeal from the denial of the general services license of Alford L. Clement to be withdrawn with the license denial remaining in effect.

E. ITEMS FOR BOARD INFORMATION/DISCUSSION

1. **INDIAN GAMING/LICENSING STATISTICS**
Licensing statistics for June 1, 2012 through June 30, 2012. Also included were the certifications for Oneida, Mohawk, Seneca Allegany, Seneca Buffalo and Seneca Niagara.
2. **LICENSING/CURRENT LICENSE COUNT**
The racing licensing counts as of June 30, 2012 since January 1, 2012 were as follows: total receipts 9,448 and total licenses 6,174 for the year 2012.
3. **GAMES OF CHANCE/BELL JAR TICKETS**
List of bell jar tickets authorized/denied by the Charitable Gaming Unit between June 1, 2012 and June 30, 2012.
4. **GAMES OF CHANCE/BINGO REGISTRATION NUMBERS**
List of Games of Chance and Bingo Registration Numbers authorized/denied by the Charitable Gaming Unit from June 5, 2012 through June 30, 2012.
5. **2012 LICENSED SUPPLIERS**
List of licensed suppliers - manufacturers' and distributors' licenses issued for the time period of June 1, 2012 through June 30, 2012.
6. **SUFFOLK REGIONAL OTB – ONE YEAR RENEWAL OF QWIK BET AGREEMENTS**
Suffolk Regional Off-Track Betting Corporation submitted requests to extend the terms of the following Qwik Bet Agreements:

HMJV Rest. Inc. d/b/a Main Street Pub

Napper Tandy's of Northport, Inc. d/b/a Napper Tandy's
Strano Pub, Inc. d/b/a Jimmy's
Sit-N-Sip Inc., d/b/a Sit N Sip Inn

7. NYRA – NOTICE OF INTENT TO CONDUCT RACING AT AQUEDUCT DURING WINTER OF 2012-2013

On July 23, 2012, the New York State Racing and Wagering Board acknowledged receipt of a letter dated July 21, 2012 from the New York Racing Association, Inc. regarding NYRA's intention to conduct a race meeting at Aqueduct Racetrack during the months of December 2012, January, 2013, February 2013, March 2013 and April 2013, in order to have the pari-mutuel tax rate set forth in subsection (a) of Section 238.1(d) be effective.

F. FOLLOW-UP ON ITEMS PREVIOUSLY APPROVED

1. CAPITAL DISTRICT REGIONAL OTB – REQUEST TO CLOSE IMPERIAL BRANCH AT 325 STATE ST., SCHENECTADY AND OPEN BRANCH AT 510 SMITH ST., SCHENECTADY

The approval of the opening of the new branch at 510 Smith Street, Schenectady was conditioned upon the New York State Racing and Wagering Board (Board) receiving a copy of the completed Certificate of Occupancy prior to the opening of the branch. On July 19, 2012, the Capital District Regional Off-Track Betting Corporation (Capital OTB) submitted to the Board a Certificate of Completion issued by the City of Schenectady. Capital OTB noted that as this branch location is on the corner of Smith Street and Clinton Street that the City of Schenectady's Certificate of Completion is for 301 Clinton Street which is Capital OTB's Headquarters at 510 Smith Street, where the Smith Street branch will be located. The City of Schenectady only issues new Certificates of Occupancy should the square footage of the space change and there is/was no such change in square footage as this location was completed. The Imperial branch's last day of operation is scheduled for July 23, 2012 and the new Smith Street Branch is scheduled to be open for business on July 24, 2012.

The meeting adjourned at 10:25 a.m.