



**MINUTES
NEW YORK STATE RACING AND WAGERING BOARD
MEETING OF JANUARY 26, 2009**

A meeting of the New York State Racing and Wagering Board was held on Monday, January 26, 2009 at 11:00 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 11:05 a.m.

In Attendance Were:

John D. Sabini, Chairman
Daniel D. Hogan, Member
John B. Simoni, Member
Ronald G. Ochrym, Executive Director
Rick Goodell, Assistant Counsel
Joseph Lynch, Director of Racing Operations
Thomas Casaregola, Director of Audits & Investigations
Gail Pronti, Secretary to the Board

Also in Attendance Were:

Joseph Mahoney, NYSR&WB
Kristen Buckley, NYSR&WB
Vivian Davis, NYSR&WB
Jonathan Boyce, NYSR&WB Intern

OPEN COMMENT PERIOD:

Comments Began: 11:04 a.m.

Gail Pronti, Secretary to the Board, stated that a comment was received via fax from Jackson Leeds with regard to the operation on Palm Sunday by New York State Off-Track Betting Corporations. This comment is attached to the minutes.

Comments Ended: 11:05 a.m.

A. The Board approved the minutes of the Board meeting held Dec. 16, 2008.

B. ITEMS PREVIOUSLY APPROVED OR DEFERRED BY THE CHAIR

1. BUFFALO RACEWAY – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008

For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved an amendment to the Buffalo Trotting Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Tampa Bay Downs, Florida for the remainder of 2008.

2. BUFFALO RACEWAY – REQUEST TO EXPORT TO VARIOUS LOCATIONS IN 2009

For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved the Buffalo Trotting Association, Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to:

1. Monticello Raceway Mgmt., Inc., New York
2. Western Regional Off-Track Betting Corporation, New York.

3. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved the Buffalo Trotting Association, Inc. request to simulcast its harness racing programs for wagering purposes through July 26, 2009 to Day at The Track, Idaho.

4. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved the Buffalo Trotting Association, Inc. request to simulcast its harness racing programs for wagering purposes through July 26, 2009 to The Racing Network International (with eleven [11] secondary sites), Cayman Islands.

5. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved the Buffalo Trotting Association, Inc. request to simulcast its harness racing programs for wagering purposes through July 26, 2009 to:

1. Capital District Regional Off-Track Betting Corporation, New York
2. Catskill Regional Off-Track Betting Corporation, New York
3. Saratoga Gaming & Raceway, New York.

6. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved the Buffalo Trotting Association, Inc. request to simulcast its harness racing programs for wagering purposes through July 26, 2009 to The Racing Channel, www.racingchannel.com and www.oneclickbetting.com.
7. **CAPITAL DISTRICT REGIONAL OTB – DECEMBER 2008 PROMOTIONS**
For entry into the minutes, on December 3, 2008, the New York State Racing and Wagering Board approved the December 2, 2008 application by the Capital District Regional Off-Track Betting Corporation to conduct the specified promotions and contests during December 2008 and on January 1, 2009.
8. **CAPITAL DISTRICT REGIONAL OTB – WINNERS’ CIRCLE MEMBERSHIP PROMOTION**
For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved the December 4, 2008 application of the Capital District Regional Off-Track Betting Corporation to conduct the specified Winner’s Circle Club promotion. This approval was limited to the period from December 11 through December 31, 2008 and did **not** include approval for the drawings for gift cards.
9. **CAPITAL DISTRICT REGIONAL OTB – FREE MEMBERSHIP GIVEAWAY**
For entry into the minutes, on December 24, 2008, the NYS Racing and Wagering Board approved the Capital District Regional Off-Track Betting Corporation request to conduct promotions for two free memberships to Capital OTB’s “Winner’s Circle” Hospitality Room as specified in the December 18, 2008 application.
10. For entry into the minutes, on January 2, 2009, the NYS Racing and Wagering Board approved the Capital District Regional Off-Track Betting corporation request to conduct promotions for two free memberships to Capital OTB’s “Winner’s Circle” Hospitality Room on the **revised dates** specified in the e-mail to Joe Lynch dated January 2, 2009.
11. **CAPITAL DISTRICT REGIONAL OTB – JANUARY 2009 PROMOTIONS**
For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved an application by the Capital District Regional Off-Track Betting Corporation to conduct the promotions specified in the December 15, 2008 application to the Board.
12. **CAPITAL DISTRICT REGIONAL OTB – CLOSURE OF E-Z BET BRANCH - COUNTRY GROVE INN, TROY**
For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Capital District Regional Off-Track Betting Corporation plan of operation to reflect the closure, effective December 31, 2008, of the off-track betting operations at the EZ-Bet facility located at the Country Grove Inn in Troy, New York.

13. **CAPITAL DISTRICT REGIONAL OTB – REACTIVATED CAPITAL BETS ACCOUNTS PROMOTION**
For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved the application of Capital District Regional Off-Track Betting Corporation to conduct an account wagering promotion as described in the application dated December 17, 2008 and clarified on January 6, 2009.
14. **CAPITAL REGIONAL OTB – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved an amendment to the Capital District Regional Off-Track Betting Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from Hawthorne Racecourse, Illinois through January 11, 2009.
15. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved an amendment to the Capital District Regional Off-Track Betting Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from the following tracks during the year 2009, except as limited below:
 1. Monticello Raceway Management, Inc., New York
 2. The New York Racing Association, New York
 3. Saratoga Harness Racing, Inc., NY through March 11, 2009 only
 4. Yonkers Raceway, New York.
16. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved an amendment to the Capital District Regional Off-Track Betting Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from FR Park Racing (Freehold Raceway), LP, New Jersey through January 31, 2009.
17. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved an amendment to the Capital District Regional OTB Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from Buffalo Raceway, New York through July 26, 2009.
18. For entry into the minutes, on January 5, 2009, the New York State Racing and Wagering Board approved an amendment to the Capital District Regional OTB Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
 1. Balmoral Park, Illinois through December 30, 2009
 2. Turfway Park, Kentucky through April 2, 2009
 3. Maywood Park, Illinois through December 31, 2009
 4. Northfield Park, Ohio through June 30, 2009
 5. Los Alamitos Quarter Horse Racing, California through December 20, 2009.

19. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Capital District Regional OTB Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
 1. Beulah Park, Ohio through May 2, 2009
 2. Dover Downs, Delaware through December 31, 2009
 3. Penn National Race Course, Pennsylvania through December 31, 2009
 4. Philadelphia Park, Pennsylvania through December 31, 2009.

20. **CAPITAL REGIONAL OTB – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**

For entry into the minutes, on December 5, 2008, the New York State Racing and Wagering Board approved an amendment to the Capital District Off-Track Betting Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of the Japan Club Dirt from Northwest Racing Associates (Emerald Downs), Washington on December 6, 2008.

21. **CATSKILL REGIONAL OTB – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**

For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Catskill OTB Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from Northfield Park, Ohio through June 30, 2009.

22. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved amendments to the plans of operation of the Catskill, Capital, and Western Regional Off-Track Betting Corporations authorizing the simulcast for wagering purposes of races from Cal Expo, California through August 1, 2009.

23. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Catskill OTB Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from Beulah Park, Ohio through May 2, 2009.

24. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved amendments to the plans of operation of Catskill OTB Corporation and Western Regional Off-Track Betting Corporation authorizing the simulcast for wagering purposes of races from Hawthorne Race Course, Illinois through January 11, 2009.

25. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Catskill OTB Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from Buffalo Trotting Association, Inc., New York during the year 2009.

26. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Catskill OTB Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from Saratoga Raceway, New York during the year 2009.
27. **FINGER LAKES RACETRACK – PROMOTIONS FOR JANUARY THROUGH APRIL 2009**
For entry into the minutes, on December 23, 2008, the NYS Racing and Wagering Board approved the Finger Lakes Racetrack request to conduct the promotions during January-April, 2009 as specified in the December 15, 2008 application to the Board.
28. **FINGER LAKES RACETRACK – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**
For entry into the minutes, on December 3, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of the Japan Club Dirt from Northwest Racing Associates (Emerald Downs), Washington on December 6, 2008.
29. For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Tampa Bay Downs, Florida for the remainder of 2008.
30. **FINGER LAKES RACETRACK – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Philadelphia Park, Pennsylvania through December 31, 2009.
31. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Buffalo Trotting Association, Inc., New York through July 26, 2009.
32. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Calder Race Course, Florida through January 2, 2009.
33. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Fairgrounds, Louisiana through March 29, 2009.

34. For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from TP Racing L.L.P. d/b/a Turf Paradise, Arizona through May 3, 2009.
36. For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from the following tracks through December 31, 2009:
 1. Monticello Raceway Management, Inc., New York
 2. The New York Racing Association Inc., New York.
37. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Tampa Bay Downs, Florida through May 4, 2009.
38. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from Santa Anita, California through April 19, 2009.
39. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from Gulfstream Park, Florida through April 19, 2009.
39. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from Turfway Park, Kentucky through December 31, 2009.
40. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
 1. Laurel Park, Maryland through April 11, 2009
 2. Golden Gate Fields (Pacific Racing Association), California through June 14, 2009
 3. Penn National Race Course, Pennsylvania through December 31, 2009.
41. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Yonkers Raceway, New York through December 31, 2009.
42. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association simulcast plan of

operation authorizing the simulcast for wagering purposes of races from Beulah Park, Ohio through May 2, 2009.

43. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from the Charles Town Races, West Virginia through January 31, 2009.

44. **MONTICELLO RACEWAY - REQUEST TO CONTINUE SIX SUPERFECTA POOLS PER PROGRAM**

For entry into the minutes, on November 26, 2008, the New York State Racing and Wagering Board approved the request of Monticello Raceway to conduct six superfectas per racing program for the month of December 2008.

Monticello Raceway was required to submit a report no later than December 12, 2008, concerning the impact of the additional three superfectas per program, including but not limited to, the revenue generated and any comments received. The report was to address the cumulative period from the inception of the additional three superfectas per program in October 2008 through the date of the report.

45. **MONTICELLO RACEWAY - REQUEST TO CONTINUE SIX SUPERFECTA POOLS PER PROGRAM**

For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved the request of Monticello Raceway to conduct six superfectas per racing program for the period from January 1 through June 30, 2009 on any racing dates assigned during that period.

Monticello Raceway is required to submit a report no later than May 15, 2009, concerning the impact of the additional three superfectas per program, including but not limited to, the revenue generated and any comments received. The report should address the cumulative period from the inception of the additional three superfectas per program in October 2008 through the date of the report.

46. **MONTICELLO RACEWAY – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**

For entry into the minutes, on December 4, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt., Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Sports Creek Raceway, Michigan from December 14 through December 31, 2008.

47. For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt., Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Santa Anita Park, California from December 26-31, 2008.

48. **MONTICELLO RACEWAY – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt., Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from the following tracks during the year 2009:
1. Woodbine Entertainment Group (Woodbine Racetrack and Mohawk Raceway), Ontario, Canada
 2. Grand River Agricultural Society, Ontario, Canada
 3. Windsor Raceway Inc., Ontario, Canada
 4. Georgian Downs Limited, Ontario, Canada.
49. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt., Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from the following tracks during the year 2009:
1. Northlands Park, Alberta, Canada
 2. Flamboro Downs Limited, Ontario, Canada.
50. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt., Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
1. Philadelphia Park, Pennsylvania through December 31, 2009
 2. Hawthorne Race Course, Illinois through January 11, 2009
 3. NJSEA (Meadowlands), New Jersey through December 31, 2009.
51. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt., Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from the following tracks during the year 2009:
1. Balmoral Park, Illinois through December 30, 2009
 2. Dover Downs, Inc., Delaware through April 9, 2009
 3. Sports Creek Raceway, Michigan through February 1, 2009
 4. Maywood Park, Illinois through December 31, 2009.
52. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt., Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
1. Fairgrounds, Louisiana through March 29, 2009
 2. Calder Race Course, Florida through January 2, 2009
 3. The New York Racing Association Inc., New York through December 31, 2009

4. Boyd Racing L.L.C. d/b/a Delta Downs Racetrack Casino & Hotel, Louisiana through March 28, 2009
 5. Pompano Park, Florida through June 30, 2009.
53. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt., Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
1. The Meadows, Pennsylvania through April 30, 2009
 2. FR Park Racing, LP (Freehold Raceway), New Jersey through January 31, 2009
 3. Northfield Park Associates, LLC, Ohio through June 30, 2009
 4. Santa Anita Park, California through April 19, 2009
 5. Turfway Park LLC, Kentucky through December 31, 2009.
54. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Gulfstream Park, Florida through April 19, 2009.
55. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Penn National Race Course, Pennsylvania through December 31, 2009.
56. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Yonkers Raceway, New York through December 31, 2009.
57. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Beulah Park, Ohio through May 2, 2009.
58. **MONTICELLO RACEWAY – REQUEST TO EXPORT TO VARIOUS LOCATIONS IN 2008**
 For entry into the minutes, on December 3, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its standardbred racing program for wagering purposes for the remainder of 2008 to:
1. The Downs at Albuquerque, New Mexico
 2. SunRay Gaming of New Mexico LLC.
59. For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its standardbred racing program for wagering purposes to Blue Ribbon Downs, Oklahoma for the remainder of 2008.

60. For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its standardbred racing program for wagering purposes to Will Rogers Downs LLC, Oklahoma for the remainder of 2008.
61. **MONTICELLO RACEWAY – REQUEST TO EXPORT TO VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to:
1. Batavia Downs, New York
 2. Buffalo Trotting Association, New York
 3. Capital District Regional Off-Track Betting Corporation, New York
 4. Finger Lakes Racing Association Inc., New York
 5. Nassau Regional Off-Track Betting Corporation, New York
 6. Saratoga Raceway, New York
 7. Tioga Downs, New York
 8. Vernon Downs, New York
 9. Yonkers Raceway, New York.
62. For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to:
1. Northfield Park, Ohio
 2. Northville Racing Corporation, Michigan
 3. Ocean Downs (with one [1] secondary site), Maryland.
63. For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its standardbred racing program for wagering purposes during the year 2009 to:
1. Sam Houston Race Park
 2. Scarborough Downs, Maine
 3. Scioto Downs Inc., Ohio
 4. Southland Park Gaming & Racing, Arkansas
 5. Sports Creek Raceway, Michigan
 6. Suffolk Downs (with two [2] secondary sites), Massachusetts
 7. Sunland Park Racetrack & Casino, New Mexico.
64. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes through December 31, 2009 to:
1. Flamboro Downs Limited, Ontario, Canada
 2. Attractions Hippiques (with twenty-one [21] secondary sites), Quebec, Canada

3. Windsor Raceway, Inc. & Winrac Development Inc., Ontario, Canada
 4. Grand River Agricultural Society (with three [3] secondary sites), Ontario, Canada.
65. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes to Las Vegas Dissemination Company for purposes of only one associated site, Elite Turf Club N.V., during the year 2009.
 66. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to the following Atlantic City Casinos, New Jersey: (1) Marina District Development Co., LLC d/b/a The Borgata Hotel/Casino & Spa; (2) Adamar of New Jersey, Inc. d/b/a Tropicana Casino and Entertainment; (3) Trump Taj Mahal Associates d/b/a/ Trump Taj Mahal Casino Resort; (4) Atlantic City Showboat, Inc., d/b/a/ Showboat Hotel/Casino; (5) Bally's Park Place, Inc. d/b/a/ Bally's Atlantic city Casino; (6) Boardwalk Regency Corp. d/b/a/ Caesar's Atlantic city Hotel/Casino; (7) Harrah's Atlantic City Casino.
 67. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes to Rocky Mountain Turf Club (with two [2] secondary sites), Alberta, Canada through December 31, 2009.
 68. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes through December 31, 2009 to:
 1. Northlands Park (with thirty eight [38] secondary sites), Alberta, Canada
 2. Georgian Downs Limited (with two [2] secondary sites), Ontario, Canada
 3. Sudbury Downs, (with nine [9] secondary sites), Ontario, Canada.
 69. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to:

Penn National (with six [6] secondary sites), Pennsylvania

 1. Philadelphia Park (with eight [8] secondary sites), Pennsylvania
 2. Plainridge Racecourse, Massachusetts
 3. Downs Racing, LP d/b/a Mohegan Sun at Pocono Downs (with four [4] secondary sites), Pennsylvania
 4. PPI, Inc. d/b/a Pompano Park (with twenty [20] secondary sites), Florida
 5. Premier Turf Club, LLC, North Dakota.
 70. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to US Off-Track, Oregon.

71. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to:
 1. Delaware Racing Association, Delaware
 2. Freehold Raceway (with one [1] secondary site), New Jersey
 3. Great Lakes Downs, Michigan
 4. Harrington Raceway Inc., Delaware
 5. Hawthorne Race Course (with thirty [30] secondary sites), Illinois
 6. Hazel Park, Michigan.

72. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to:
 1. AmWest Entertainment LLC (with four [4] secondary sites), Kentucky
 2. Beulah Park, Ohio
 3. Canterbury Park, Minnesota
 4. Harrah's Chester Casino & Racetrack, Pennsylvania
 5. Choctaw Racing Services (with nine[9] secondary sites), Oklahoma
 6. Colonial Downs (with ten [10] secondary sites), Virginia.

73. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to:
 1. Indiana Downs, Indiana
 2. Lebanon Raceway, Ohio
 3. Lewiston Raceways (with three [3] secondary sites), Maine
 4. Lien Games, LLC, North Dakota
 5. The Lodge at Belmont, New Hampshire
 6. NJSEA (Meadowlands/Monmouth with two [2] secondary sites), New Jersey
 7. Mount Pleasant Meadows, Michigan.

74. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to:
 1. The Red Mile, Kentucky
 2. River Downs Jockey Club, Ohio
 3. Rockingham Park (with two [2] secondary sites), New Hampshire
 4. Rosecroft Raceway, Maryland
 5. Ruidoso Downs, New Mexico
 6. Running Aces Harness Park, Minnesota.

75. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its

harness racing programs for wagering purposes during the year 2009 to Connecticut OTB (with twenty [20] secondary sites), Connecticut.

76. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to Day at The Track, California.
77. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to Betpad LTD, Oregon.
78. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to Racing 2 Day, LLC, Florida.
79. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to The Racing Network International, Oregon.
80. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to Youbet.com, California.
81. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved the simulcast for wagering purpose of harness races conducted at Monticello Raceway to ODS Technologies, L.P. d/b/a TVG Network for 2009.
82. For entry into the minutes, on December 31, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to all tracks and sites associated with Track Net Media Group, LLC, Kentucky, which were submitted and specified previously for or during 2008. Approval was not granted for Hipodromoenlinea.com and Myracebet.com. Further, no simulcast or transmission was authorized for the purposes of display on HRTV or any equivalent mode of broadcast, cable distribution or satellite distribution.
83. For entry into the minutes, on January 5, 2009, the New York State Racing and Wagering Board approved the Monticello Raceway Management, Inc. request to simulcast its standardbred racing programs for wagering purposes during 2009 to The Racing Channel www.racingchannel.com and www.oneclickbetting.com.
84. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness

racing programs for wagering purposes during the year 2009 to Post It Stables, Inc. d/b/a Pinnacle Race Course, Michigan.

85. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes through December 31, 2009 to Rideau Carleton Raceway (with fourteen [14] secondary sites), Ontario, Canada.
86. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to Hipodromo De Agua Caliente (with two hundred forty [240] secondary sites), Mexico.
87. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its standardbred racing program for wagering purposes during the year 2009 to:
 1. Blue Ribbon Downs, Oklahoma
 2. The Downs at Albuquerque, New Mexico
 3. SunRay Gaming of New Mexico
 4. Will Rogers Downs LLC, Oklahoma.
88. **NASSAU REGIONAL OTB – REQUEST TO OFFER PROMOTION TO PLAYER REWARD PROGRAM PARTICIPANTS**

For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved the December 8, 2008 request of the Nassau Regional Off-Track Betting Corporation to conduct the specified Player Rewards Club promotion during the period of December 13-31, 2008.
89. **NASSAU REGIONAL OTB – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**

For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved amendments to the plans of operation of each New York State off-track betting corporation authorizing the simulcast for wagering purposes of races from Sunland Park Racetrack & Casino, New Mexico through April 21, 2009.
90. **NEW YORK CITY OTB – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**

For entry into the minutes, on December 3, 2008, the New York State Racing and Wagering Board approved amendments to the plans of operation of each New York State off-track betting corporation authorizing the simulcast for wagering purposes of races from Turfway Park, Kentucky for the remainder of 2008.
91. For entry into the minutes, on December 16, 2008, the New York State Racing and Wagering Board approved amendments to the plans of operation of each New York State off-track betting corporation authorizing the simulcast for wagering purposes of races from Tampa Bay Downs, Florida for the remainder of 2008.

92. **NEW YORK CITY OTB – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved amendments to the plans of operation of each New York State off-track betting corporation authorizing the simulcast for wagering purposes of races from Tampa Bay Downs, Florida through May 3, 2009.
93. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved amendments to the plans of operation of each New York State off-track betting corporation authorizing the simulcast for wagering purposes of races from Balmoral Park, Illinois through December 30, 2009.
94. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved an amendment to the plan of operation of New York City Off-Track Betting Corporation authorizing the simulcast for wagering purposes of races from Hawthorne Race Course, Illinois through January 11, 2009.
95. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved an amendment to the simulcast plans of operation of each New York State Off-Track Betting Corporations authorizing the simulcast for wagering purposes of races from Golden Gate Fields, California through June 14, 2009.
96. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved amendments to the plans of operation of all six New York State Off-Track Betting Corporations authorizing the simulcast for wagering purposes of races from Freehold Raceway, New Jersey through December 31, 2009.
97. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved amendments to the simulcast plans of operation of each New York State Off-Track Betting Corporation authorizing the simulcast for wagering purposes of race from Santa Anita, California through April 19, 2009.
98. **NYRA – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**
For entry into the minutes, on December 5, 2008, the New York State Racing and Wagering Board approved an amendment to The New York Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from Tampa Bay Downs, Florida from December 13 through December 31, 2008.
99. **NYRA – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved an amendment to The New York Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from Hawthorne Racecourse, Illinois through January 11, 2009.
100. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved an amendment to The New York Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from:

1. Calder Race Course, Florida through January 2, 2009
 2. Portland Meadows, Oregon through March 24, 2009
 3. Fairgrounds, Louisiana through March 29, 2009
 4. My Way Holdings, LLC d/b/a Sunland Park, New Mexico through April 21, 2009
 5. Retama Development Corporation, Texas through February 28, 2009
 6. Tampa Bay Downs, Florida through May 3, 2009
 7. Boyd Racing L.L.C. d/b/a Delta Downs Racetrack Casino & Hotel, Louisiana through March 28, 2009
 8. TP Racing L.L.L.P. d/b/a Turf Paradise, Arizona through May 3, 2009.
101. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved an amendment to The New York Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
1. Los Angeles Turf Club (Santa Anita), California through April 19, 2009
 2. Pacific Racing Association (Golden Gate Fields), California through June 14, 2009.
102. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the New York Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from Gulfstream Park, Florida through April 19, 2009 and from Turfway Park, Kentucky through December 31, 2009.
103. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the New York Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from Philadelphia Park, Pennsylvania through December 31, 2009.
104. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to The New York Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Penn National Race Course through December 31, 2009.
105. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved an amendment to the New York Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from Laurel Park, Maryland through April 11, 2009.
106. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the New York Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from Charles Town Races, West Virginia through January 31, 2009.
107. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the New York Racing Association simulcast plan of

operation authorizing the simulcast for wagering purposes of races from Beulah Park, Ohio through May 2, 2009.

108. NYRA – REQUEST TO EXPORT TO VARIOUS LOCATIONS IN 2008

For entry into the minutes, on December 5, 2008, the New York State Racing and Wagering Board approved The New York Racing Association’s request to simulcast its thoroughbred racing programs for wagering purposes to Tampa Bay Downs (with eighteen [18] secondary sites), Florida for the remainder of 2008.

109. NYRA – REQUEST TO EXPORT TO VARIOUS LOCATIONS IN 2009

For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved The New York Racing Association’s request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009, except as noted:

1. Birmingham Race Course, Alabama
2. Horsemen’s Park/Atokad, Nebraska
3. Lebanon Raceway, Ohio
4. Les Bois Park, Idaho
5. Arapahoe Park (with three [3] secondary sites), Colorado
6. Azalea City Racing Club, Inc., Alabama
7. Nebraska State Fair Park, Nebraska through May 14, 2009 only.

110. For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved The New York Racing Association’s request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks/sites during the year 2009, expect as noted:

1. Northville Downs, Michigan
2. Ocean Downs (with one [1] secondary site), Maryland
3. Prairie Meadows, Iowa
4. US Off-Track, North Dakota through April 30, 2009 only
5. Columbus Races, Nebraska through May 14, 2009 only
6. Will Rogers Downs, LLC, Oklahoma.

111. For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved The New York Racing Association’s request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:

1. Sam Houston Race Park (with two [2] secondary sites), Texas
2. Rockingham Park (with one [1] secondary site), New Hampshire
3. Rosecroft , Maryland
4. Retama Park Development, Texas
5. Harrah’s Bossier City Investment Co., LLC, Louisiana
6. Hazel Park, Michigan
7. Freehold Raceway, New Jersey.

112. For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:
1. Scarborough Downs, Maine
 2. Sports Creek Raceway, Michigan
 3. Sunland Park Racetrack & Casino, New Mexico
 4. Tri-State Racetrack & Gaming Center, West Virginia
 5. Wheeling Island Gaming, West Virginia
 6. Wyoming Entertainment, LLC, (with five [5] secondary sites), Wyoming.
113. For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:
1. The Downs at Albuquerque, New Mexico
 2. Dairyland Greyhound Park, Wisconsin
 3. Fonner Park, Nebraska
 4. Harrah's Chester Casino & Racetrack, Pennsylvania
 5. Harrington Raceway, Delaware
 6. Ruidoso Downs, New Mexico.
114. For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:
1. Buffalo Raceway, New York
 2. Vernon Downs, New York
 3. Tioga Downs, New York
 4. Finger Lakes Racing Association, Inc., New York
 5. Monticello Raceway, New York
 6. Saratoga Harness, New York (Aqueduct and Belmont Meets only).
115. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:
1. Grand River Agricultural Society (with two [2] secondary sites), Ontario, Canada
 2. TBC Teletheatre (with twenty [20] secondary sites), British Columbia, Canada
 3. St. John's Racing and Entertainment Centre, Newfoundland and Labrador, Canada.
116. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its

thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:

1. Attractions Hippiques (with nineteen [19] secondary sites), Quebec, Canada
 2. Evergreen Park, Alberta, Canada
 3. Hiawatha Horse Park, Ontario, Canada.
117. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to The Lodge at Belmont, New Hampshire through December 31, 2009.
118. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to Las Vegas Dissemination Company for the purposes of only the four [4] following specified sites, Nevada through December 31, 2009: Meskwaki Bingo & Casino; The Stables; Atlantis Paradise Island Casino and Cities of Gold Sports Bar.
119. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks and their previously approved secondary sites and the updated specified secondary sites during the year 2009:
1. Woodbine Entertainment Group (with twenty nine [29] secondary sites), Ontario, Canada
 2. Assiniboia Downs (with eight [8] secondary sites), Manitoba, Canada
 3. Stampede Park, Alberta, Canada
 4. Marquis Downs (with four [4] secondary sites), Saskatchewan, Canada
 5. Fraser Downs, British Columbia, Canada
 6. Hastings Entertainment, British Columbia
 7. Northlands Park, Alberta, Canada (with thirty-eight [38] secondary sites)
 8. Western Fair, Ontario, Canada
 9. Fort Erie (with three [3] secondary sites), Ontario, Canada
 10. Georgian Downs, Ontario, Canada
 11. Harness Racing PEI, Prince Edward Island, Canada.
120. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:
1. Indiana Downs (with two [2] secondary sites), Indiana
 2. Mountaineer Park, Inc., West Virginia
 3. Mountainview Thoroughbred Racing Association, Inc. (Penn National with five [5] secondary sites), Pennsylvania
 4. Evangeline Downs (with five [5] secondary sites), Louisiana

5. Emerald Downs (with ten [10] secondary sites), Washington
 6. Dover Downs, Delaware
 7. Colonial Downs (with eight [8] secondary sites), Virginia
 8. Canterbury Park, Minnesota.
121. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to Lewiston Raceways, Inc. for the purposes only of one site, Royal River Racing, South Dakota), Maine through December 31, 2009.
 122. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks and their previously approved secondary sites and any updated secondary sites during the year 2009:
 1. Flamboro Downs (with four [4] secondary sites), Ontario, Canada
 2. Kawartha Downs, Ontario, Canada
 3. Rideau Carlton Raceway (with fourteen [14] secondary sites), Ontario, Canada
 4. Sudbury Downs (with nine [9] secondary sites), Ontario, Canada
 5. Rocky Mountain Turf Club, Alberta, Canada
 6. Picov/Ajax Downs, Ontario, Canada
 7. Truro Raceway, Ontario, Canada
 8. Hanover Raceway, Ontario, Canada
 9. Clinton Raceway, Ontario, Canada
 10. Windsor Raceway (with four [4] secondary sites), Ontario, Canada.
 123. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to Twin River, Rhode Island through December 31, 2009.
 124. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to Lien Games Racing, LLC (with five [5] secondary sites), North Dakota during the year 2009.
 125. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to Southland Greyhound Park, Arkansas during the year 2009.
 126. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:

1. Northfield Park Associates (with one [1] secondary site), Ohio
 2. Scioto Downs, Inc., Ohio
 3. Greentrack, Inc., Alabama
 4. River Downs Jockey Club, Ohio
 5. Delaware Racing Association, Delaware.
127. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:
1. Zia Park, New Mexico
 2. Northville Racing Corporation, Michigan
 3. Blue Ribbon Downs (with one [1] secondary site), Oklahoma
 4. Dubuque Greyhound Park & Casino, Iowa
 5. Mt. Pleasant Meadows, Michigan.
128. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:
1. Philadelphia Park (with seven [7] secondary sites), Pennsylvania
 2. Turf Paradise (with fifty six [56] secondary sites), Arizona
 3. The Texas Hub d/b/a Simulcast Services, LLC (with twenty four [24] secondary sites), Texas
 4. Suffolk Downs (with nine [9] secondary sites), Massachusetts
 5. OTB Facilitators, LLC, Maine
 6. Raynham Taunton Greyhound, Massachusetts
 7. Raceway Park, Ohio
 8. Downs Racing, LP d/b/a Mohegan Sun at Pocono Downs, Pennsylvania (with four [4] secondary sites)
 9. Plainridge Racecourse, Massachusetts
 10. NJSEA (Monmouth/Meadowlands), New Jersey.
129. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:
1. Autotote Enterprises Inc. (with twenty two [22] secondary sites), Connecticut
 2. SunRay Gaming of New Mexico, LLC, New Mexico
 3. AmWest Entertainment LLC (with four [4] secondary sites), South Dakota
 4. Lewiston Raceways (with four [4] secondary sites), Maine
 5. Presque Isle Downs, Inc., Pennsylvania
 6. The Racing Channel, Inc., Delaware (www.racingchannel.com and www.oneclickbetting.com ONLY)
 7. Running Aces Harness Park, Minnesota

8. Beulah Park, Ohio
 9. Bangor Raceway, Maine
 10. Seabrook Greyhound, New Hampshire.
130. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks/sites during the year 2009:
1. Hipodromo Presidente Remon (with ninety-six [96] secondary sites), Panama
 2. Hipodromo de Agua Caliente (with two hundred forty five [245] secondary sites), Caliente
 3. Arima Race Club (with five [5] secondary sites), Trinidad, West Indies
 4. Caymanas Track (with sixty six [66] secondary sites), Jamaica, West Indies.
131. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to Stevenson & Associates, Inc., Florida through December 31, 2009 for purposes only of dissemination and simulcasting to the following sites:
- Barbados Turf Club (Barbados)
 - Federal Bookmakers (Barbados)
 - SeaHorses, Ltd. (Bermuda)
 - Hipodromo Camarero and only those secondary sites contained on the 20 pages submitted (Puerto Rico).
132. For entry into the minutes, on December 31, 2008, the New York State Racing and Wagering Board approved the New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to TrackNet Media Group, Kentucky from January 1 through January 16, 2009.
133. For entry into the minutes, on December 31, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to Youbet.com, California through December 31, 2009.
134. For entry into the minutes, on December 31, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to transmit for video streaming purposes the thoroughbred races conducted at Aqueduct Racetrack, Belmont Park, and Saratoga Racecourse during 2009. This approval is conditioned upon:
- strict compliance with the terms of the Content License Agreement dated January 1, 2009, including the New York Resident Restriction
 - the applicable conditions for the simulcast of NYRA races to Youbet.com set forth in the Board's separate approval letter of this date
 - compliance with the following:

1. An electronic log or equivalent automated record must be maintained to document the timing of the transmission of the official replay in relation to implementation of the New York Resident Restriction
 2. No approval is granted for any international video streaming
 3. This agreement cannot be subleased or assigned without the prior written approval of the Board.
135. For entry into the minutes, on January 2, 2009, the New York State Racing and Wagering Board approved the New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the Nevada Pari-Mutuel Association in relation to eighty-seven [87] sites, Nevada during the year 2009. These eighty-seven (87) sites include all of those specifically listed in the Agreement submitted for approval, as well as Sierra Development Company, d/b/a Binion's Gambling Hall & Hotel-Race and Sports Book (added by addendum dated December 24, 2008).
136. For entry into the minutes, on January 2, 2009, the New York State Racing and Wagering Board approved the simulcast for wagering purposes of thoroughbred races conducted at Belmont Park, Aqueduct Racetrack, and Saratoga Racecourse during 2009 to ODS Technologies, L.P. d/b/a TVG Network. This approval is subject to the conditions set forth below and excludes any domestic or international primary or secondary sites other than TVG Network and its direct account wagering component except as further noted below.
- This approval is limited to the guest sites specified in the Agreement and those specified by the Board in the January 10, 2008 letter to NYRA concerning account wagering operations under the auspices of TRNI/TRWN and is further conditioned upon the terms of the simulcast agreement dated January 1, 2009, including representations contained in communications of January 3 and 4, 2008 (in relation to the agreement dated January 2, 2008) with representatives of ODS Technologies, L.P. d/b/a TVG Network., **except** as otherwise set forth.
137. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved the New York Racing Association request to simulcast its thoroughbred racing programs for wagering purposes to the following seven (7) Atlantic City, New Jersey Casinos: The Borgata Hotel/ Casino & Spa, Showboat Atlantic City, Tropicana Casino and Entertainment, Trump Taj Mahal Casino Resort, Caesar's Atlantic City Hotel/Casino, Bally's Atlantic City Casino, and Harrah's Atlantic City during the year 2009.
138. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved the New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to Hawthorne Race Course, Illinois during the year 2009.
139. **SARATOGA GAMING & RACEWAY – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**
 For entry into the minutes, on December 5, 2008, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming & Raceway simulcast

plan of operation authorizing the simulcast for wagering purposes of races from Boyd Racing L.L.C. d/b/a Delta Downs Racetrack Casino & Hotel (Thoroughbred meet), Louisiana for the remainder of 2008.

140. For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming & Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Tampa Bay Downs, Florida for the remainder of 2008.
141. **SARATOGA GAMING & RACEWAY – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**

For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming & Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Buffalo Trotting Association, Inc. through July 26, 2009.
142. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming & Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Monticello Raceway Management, Inc., New York through December 31, 2009.
143. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming & Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
 1. Fairgrounds, Louisiana through March 29, 2009
 2. TP Racing L.L.L.P. d/b/a Turf Paradise, Arizona through May 3, 2009
 3. Tampa Bay Downs, Florida through May 3, 2009
 4. My Way Holdings, LLC d/b/a Sunland Park Racetrack & Casino, New Mexico through April 21, 2009
 5. Boyd Racing L.L.C. d/b/a Delta Downs Racetrack Casino & Hotel, Louisiana through March 28, 2009.
144. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming & Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
 1. Dover Downs, Delaware through April 9, 2009
 2. FR Park Racing, LP (Freehold Raceway), New Jersey through January 31, 2009
 3. Balmoral Park, Illinois through December 30, 2009
 4. Maywood Park, Illinois through December 31, 2009.
145. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming & Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from The Meadows, Pennsylvania through April 30, 2009.

146. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming & Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
 1. Philadelphia Park, Pennsylvania through December 31, 2009
 2. Turfway Park LLC, Kentucky through December 31, 2009
 3. Northfield Park Associates, LLC, Ohio through June 30, 2009
 4. Woodbine Entertainment Group, Ontario Canada through December 31, 2009.
147. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming and Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from The New York Racing Association, New York through December 31, 2009.
148. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming and Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Golden Gate Fields, California through June 14, 2009 and Santa Anita, California through April 19, 2009.
149. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming and Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from the Meadowlands, New Jersey through December 31, 2009.
150. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming and Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Retama Park, Texas through February 28, 2009.
151. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming and Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Portland Meadows, Oregon through March 24, 2009.
152. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming and Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Penn National, Pennsylvania through December 31, 2009 and the Charles Town Races, West Virginia through January 31, 2009.
153. **TIOGA DOWNS – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**
For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Tampa Bay Downs, Florida for the remainder of 2008.

154. **TIOGA DOWNS – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from FR Park Racing, LP (Freehold Raceway), New Jersey through January 31, 2009.
155. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Balmoral Park, Illinois through December 30, 2009.
156. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Maywood Park, Illinois through December 31, 2009.
157. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from The Meadows, Pennsylvania through April 30, 2009.
158. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Santa Anita, California through April 19, 2009.
159. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from NJSEA (Meadowlands), New Jersey through December 31, 2009 (Harness Meet only).
160. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Golden Gate Fields, California through June 14, 2009.
161. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Gulfstream Park, Florida through April 19, 2009.
162. For entry into the minutes, on January 5, 2009, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
1. Tampa Bay Downs, Florida through May 3, 2009
 2. Fair Grounds, Louisiana through March 29, 2009
 3. Dover Downs, Delaware through December 31, 2009

4. Pompano Park, Florida through June 30, 2009.
163. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Northfield Park, Ohio through June 30, 2009.
164. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Turfway Park, Kentucky through December 31, 2009.
165. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Turf Paradise, Arizona through May 3, 2009.
166. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Buffalo Trotting Association, Inc., New York through July 26, 2009.
167. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Yonkers Raceway, New York through December 31, 2009.
168. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Philadelphia Park, Pennsylvania through December 31, 2009.
169. **VERNON DOWNS – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**
For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Tampa Bay Downs, Florida for the remainder of 2008.
170. **VERNON DOWNS – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from FR Park Racing, LP (Freehold Raceway), New Jersey through January 31, 2009.
171. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Balmoral Park, Illinois through December 30, 2009.

172. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Maywood Park, Illinois through December 31, 2009.
173. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Santa Anita, California through April 19, 2009.
174. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Golden Gate Fields, California through June 14, 2009.
175. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from The Meadows, Pennsylvania through April 30, 2009.
176. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Gulfstream Park, Florida through April 19, 2009.
177. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from NJSEA (Meadowlands and Monmouth), New Jersey through December 31, 2009.
178. For entry into the minutes, on January 5, 2009, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
 1. Tampa Bay Downs, Florida through May 3, 2009
 2. Fair Grounds, Louisiana through March 29, 2009
 3. Dover Downs, Delaware through December 31, 2009
 4. Pompano Park, Florida through June 30, 2009.
179. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Northfield Park, Ohio through June 30, 2009.
180. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation

authorizing the simulcast for wagering purposes of races from Turfway Park, Kentucky through December 31, 2009.

181. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Turf Paradise, Arizona through May 3, 2009.
182. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Yonkers Raceway, New York through December 31, 2009.
183. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Buffalo Trotting Association, Inc., New York through July 26, 2009.
184. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Philadelphia Park, Pennsylvania through December 31, 2009.
185. **WESTERN REGIONAL OTB – OTB SUPER BOWL SQUARES PROMOTION**
For entry into the minutes, on December 3, 2008, the New York State Racing and Wagering Board approved the Western Regional Off-Track Betting Corporation's request to conduct the Super Bowl Squares Promotion from January 26 through January 30, 2009 at all branches and E-Z Bet locations.
186. **WESTERN REGIONAL OTB/BATAVIA DOWNS – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved an amendment to the Western Regional Off-Track Betting Corporation/Batavia Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Finger Lakes Racing Association, New York and Saratoga Gaming and Raceway, New York through December 31, 2009.
187. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Western Regional Off-Track Betting Corporation/Batavia Downs simulcast plan of operations authorizing the simulcast for wagering purposes of races from Freehold Raceway, New Jersey through January 31, 2009.
188. **YONKERS RACEWAY – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**
For entry into the minutes, on December 3, 2008, 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 Turfway Park LLC, Kentucky for the remainder of 2008.

189. For entry into the minutes, on December 11, 2008, 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 Tampa Bay Downs, Florida for the remainder of 2008.
190. **YONKERS RACEWAY – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 23, 2008, 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 FR Park Racing, LP (Freehold Raceway), New Jersey through January 31, 2009.
191. For entry into the minutes, on December 23, 2008, 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 Dover Downs, Delaware through April 9, 2009.
192. For entry into the minutes, on December 23, 2008, 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 My Way Holdings, LLC d/b/a Sunland Park Racetrack & Casino, New Mexico through April 21, 2009.
193. For entry into the minutes, on December 23, 2008, 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 Woodbine Entertainment Group, Ontario, Canada during the year 2009.
194. For entry into the minutes, on December 23, 2008, 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 Northlands Park, Alberta, Canada from January 9, through March 7, 2009.
195. For entry into the minutes, on December 23, 2008, 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 Windsor Raceway Inc., Ontario, Canada during the year 2009.
196. For entry into the minutes, on December 24, 2008, 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 Buffalo Trotting Association, Inc., New York from January 14, 2009 through July 26, 2009.
197. For entry into the minutes, on December 29, 2008, 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 NJSEA (Meadowlands- Harness Meet Only), New Jersey through December 31, 2009.

198. For entry into the minutes, on December 29, 2008, 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 Santa Anita (Oak Tree), California through April 20, 2009 and Golden Gate (Pacific Racing), California through June 14, 2009.
199. For entry into the minutes, on December 30, 2008, 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:
 1. Pompano Park, Florida through June 30, 2009
 2. Northfield Park Associates, LLC, Ohio through December 30, 2009.
200. For entry into the minutes, on January 6, 2009, 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:
 1. Fairgrounds, Louisiana through March 29, 2009
 2. Turfway Park, Kentucky through December 31, 2009
 3. Turf Paradise, Arizona through May 3, 2009
 4. Delta Downs, Louisiana through March 28, 2009
 5. Hawthorne Racecourse, Illinois through December 31, 2009
 6. Gulfstream Park, Florida through April 19, 2009.
201. For entry into the minutes, on January 8, 2009, 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 Western Fair, Canada through December 31, 2009.
202. For entry into the minutes, on January 8, 2009, 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 Flamboro Downs, Canada through December 31, 2009.
203. For entry into the minutes, on January 7, 2009, 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 Cal Expo Harness Racing, California through August 1, 2009.
204. For entry into the minutes, on January 9, 2009, 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:
 1. Charles Town Races and Slots, West Virginia through January 31, 2009
 2. Penn National Race Course, Pennsylvania through December 31, 2009.

205. For entry into the minutes, on January 9, 2009, 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 Philadelphia Park, Pennsylvania through December 31, 2009.
206. For entry into the minutes, on January 9, 2009, 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 Tampa Bay Downs, Florida through May 3, 2009 and Laurel Park, Maryland through April 11, 2009.
207. **YONKERS RACEWAY – REQUEST TO EXPORT TO VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes to Las Vegas Dissemination Company for wagering purposes only at one site, Elite Turf Club N.V during the year 2009.
208. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes to Picov Downs Inc. (Ajax Downs), Ontario, Canada during the year 2009.
209. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes during the year 2009 to:
1. Assiniboia Downs (with nine [9] secondary sites), Manitoba, Canada
 2. Georgian Downs (with two [2] secondary sites), Ontario, Canada
 3. Truro Raceway (with two [2] secondary sites), Nova Scotia, Canada
 4. Western Fair Raceway, Ontario, Canada.
210. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes to Exhibition Park Raceway, New Brunswick, Canada during the year 2009.
211. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes during the year 2009 to:
1. Clinton Raceway, Inc., Ontario, Canada
 2. Hanover, Bentink & Brant Agricultural Society (with one [1] secondary site), Ontario, Canada
 3. Grand River Agricultural Society (with three [3] secondary sites), Ontario, Canada.
212. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved Yonkers Raceway's request to simulcast its harness racing

programs for wagering purposes to Autotote Enterprises Inc. at thirteen [13] specified sites, Connecticut during the year 2009.

213. For entry into the minutes, on January 7, 2009, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its standardbred racing programs for wagering purposes to Las Vegas Dissemination Company for purposes of dissemination for simulcasting with pari-mutuel wagering during 2009 to the six [6] sites specified in the agreement submitted to the Board.
214. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes to Rideau Carleton, Ontario, Canada during the year 2009.
215. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes to Flamboro Downs, Ontario, Canada during the year 2009.
216. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved Yonkers Raceway's request to simulcast its harness racing programs for wagering purposes to Freehold Raceway, New Jersey during the year 2009.
217. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes during the year 2009 to:
 1. Fort Erie Race Track (with three [3] secondary sites) Ontario, Canada
 2. Kawartha Downs Raceway (with one [1] secondary site), Ontario, Canada
 3. Northlands Park, Alberta, Canada.
218. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved Yonkers Raceway's request to simulcast its harness racing programs for wagering purposes to the following tracks through December 31, 2009:
 1. Saratoga Raceway, New York
 2. Monticello Raceway Management, Inc., New York.
219. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes to Attractions Hippiques (Montreal, Aylmer, Quebec, and Trois Rivieres) Ontario, Canada during the year 2009.
220. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes to Nevada Pari-Mutuel Association (with seventy-six [76] sites specified and for which signatures were submitted), Nevada during the year 2009.

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

1. IN THE MATTER OF SCOTT SCOFIELD

For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved the potential reinstatement of the harness trainer-driver license of Scott Scofield. His license was not reinstated due to failure to comply with conditions for reinstatement.

2. IN THE MATTER OF LESTER QUINTYNE

For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board summarily suspended the thoroughbred racing exercise rider license of Lester Quintyne based upon a refusal to submit a urine sample for human drug testing at Aqueduct Racetrack

3. CAPITAL REGIONAL OTB – REQUEST TO CONTINUE MODIFICATION OF CASH REWARDS

For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved, in part, the Capital District Regional Off-Track Betting Corporation's December 2, 2008 request to modify its Capital Cash rewards Program. The Board approved, effective immediately, the 5% rate on wagers totaling more than \$50,000 in any monthly period, as described in the letter. The Board denied Capital OTB's request to apply the 5% rate retroactively. All other conditions from previous Board approvals remain in effect.

4. IN THE MATTER OF NORBERTO ARROYO, JR.

For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board summarily suspended the thoroughbred jockey license of Norberto Arroyo, Jr. based upon a positive drug test for the presence of marijuana in his system at Aqueduct Racetrack on December 4, 2008.

5. NYRA - REQUEST TO CASH AT IRS WINDOWS STARTING WITH JANUARY 1, 2009 TICKETS

For entry into the minutes, on December 31, 2008, the New York State Racing and Wagering Board approved the New York Racing Association, Inc.'s request for approval to cash tickets meeting the definition set forth in 9 NYCRR Section 5100.19(a) at NYRA's designated IRS windows beginning January 1, 2009.

6. SARATOGA GAMING & RACEWAY – REQUEST FOR APPROVAL OF PEACE OFFICERS

For entry into the minutes, on January 13, 2009, pursuant to Section 312 of the Racing, Pari-Mutuel Wagering and Breeding Law, the New York State Racing and Wagering Board granted the Saratoga Gaming and Raceway request to approve the appointment of the individuals listed below as special policemen within and around the grounds of Saratoga Gaming and Raceway. These special policemen

may exercise the powers of peace officers as authorized by and in accordance with Section 312 of the Racing, Pari-Mutuel Wagering and Breeding Law and Section 2.20 of the Criminal Procedure Law.

The seven (7) individuals approved are:

Donald Braim
Bruce Cogan
Michael Moffre
John Treshock
Catherine Wood
Kenneth Yearsley
Kenneth Gaul

The following seven (7) individuals are approved conditioned on the satisfactory evaluation of the results of the federal fingerprint-based criminal history report:

Robert Stearns
James Kelly
James McCann
James Sarro
David Howard
Eric Ryan
Anthony Lontrato

7. YONKERS RACEWAY – REQUEST FOR APPROVAL OF YONKERS PEACE OFFICERS

For entry into the minutes, on January 13, 2009, pursuant to Section 312 of the Racing, Pari-Mutuel Wagering and Breeding Law, the New York State Racing and Wagering Board granted Yonkers Racing Corporation's request to approve the appointment of the individual listed below as special policemen within and around the grounds of Yonkers Raceway. These special policemen may exercise the powers of peace officers as authorized by and in accordance with Section 312 of the Racing, Pari-Mutuel Wagering and Breeding Law and Section 2.20 of the Criminal Procedure Law.

The one (1) individual approved is:

Robert Parra.

D. ITEMS TO BE APPROVED, DENIED OR DEFERRED BY THE BOARD

1. MONTICELLO RACEWAY – 2009 TRACK & SIMULCAST LICENSE APPLICATIONS

The New York State Racing and Wagering Board assigned to Monticello Raceway the race dates requested for the month of February 2009 only.

2. YONKERS RACEWAY – 2009 TRACK & SIMULCAST LICENSE APPLICATIONS

The New York State Racing and Wagering Board assigned to Yonkers Raceway the race dates requested for the month of February 2009 only.

3. SARATOGA HARNESS – 2009 TRACK & SIMULCAST LICENSE APPLICATIONS

On January 26, 2009, the New York State Racing and Wagering Board granted the Saratoga Harness Racing, Inc. track and simulcast licenses for 2009.

The Board assigned the 170 racing programs requested on the dates specified and at the post times requested. The Board approved plans relating to the Magnetic Media Storage (Rule 5100.5), Totalisator Room Security (Rule 5100.23[d]), and Posting of Race Results (Rule 5100.11).

The 2009 track and simulcast licenses are conditioned upon the following:

- Compliance with all applicable provisions of the Racing, Pari-Mutuel Wagering and Breeding Law, Board rules and orders and directives of the New York State Racing and Wagering Board. These include but are not limited to the following:
 - a. Retransmission of your simulcast signal by authorized recipients to secondary recipients is not allowable without disclosure within the contract of the names and locations of all secondary recipients.
 - b. The Board has the authority to audit the out-of-state receiving site's books and records (including all secondary sites that receive your simulcast) and must be noted in any simulcast agreement entered into for your simulcast signal. Included within the agreement must be reference that the guest shall permit inspection of the totalisator facilities at the site where guest's wagers are subject to commingling and all related totalisator books and records by a representative of the host or of the host's Board. Names and contact telephone numbers and/or addresses of managers at all pari-mutuel "hubs" used in the course of your simulcast transactions, if not included within individual contracts, must be supplied to the Board.
 - c. Any agreement which you are party to is subject to the requirements of the host and guest states with any provision mandated by either jurisdiction with such provisions specifically incorporated into contract by reference. Both parties, including any Secondary Recipients, shall comply with the provisions of all-applicable Federal, State and local laws and regulations.
 - d. An SAS-70 Type II audit is to be performed for the current licensing period on the totalizator operations utilized and located at your facility. The report is to be filed with the Board no later than October 31, 2009.
 - e. Rule 5100.2(b)(1), which requires that the track's totalisator system be in compliance with Rule 5100.24(1)-Independent Monitoring System.

4. NYS TAXATION & FINANCE - CERTIFICATION OF YEAR 2008 RACING DATES/RACES FOR TAX RATE PURPOSES

The New York State Racing and Wagering Board certified pursuant to Section 236 (3)(b)(ii) and Section 318 (5)(b)(ii) of the Racing, Pari-Mutuel Wagering and Breeding Law that Finger Lakes Racetrack, Monticello Raceway, Saratoga Gaming and Raceway,

and Yonkers Raceway did conduct during the year 2008 at least 90% of programs/races in 1985 or 1986 (whichever is less).

For 2008, the Board found that for Batavia Downs, Buffalo Raceway, and Vernon Downs, it would have been uneconomical or impractical for these corporations to be assigned the prescribed number of racing dates, pursuant to Section 318(5)(b)(ii). Therefore, such finding entitles these harness racetracks to be classified as if each complied with such requirements.

Accordingly, the Board certified that Finger Lakes, Batavia Downs, Buffalo Raceway, Monticello Raceway, Saratoga Harness, Vernon Downs, and Yonkers Raceway have complied with either Section 236(3)(b)(ii) or Section 318(5)(b)(ii) of the Racing, Pari-Mutuel Wagering and Breeding Law for the purpose of establishing the 2008 pari-mutuel tax rate.

5. **NYRA – REQUEST TO MODIFY INTERNET & ACCOUNT WAGERING – NYRA REWARDS PLAYERS CLUB**

The New York State Racing and Wagering Board approved the New York Racing Association, Inc. January 11, 2008 request to modify the NYRA Rewards Player Club granting access to the club to patrons who have wagered \$10,000 in the current year as well as in the prior year.

All conditions from the Board’s previous approvals remain in effect.

6. **TIOGA DOWNS – REQUEST TO BUILD EXERCISER BETWEEN BARNES IN THE BACKSTRETCH**

The New York State Racing and Wagering Board approved the Tioga Downs July 18, 2008 request to construct a horse exerciser manufactured by Odyssey Performance Ltd. of Canada to be located in the backstretch between Barnes G and E.

7. **NEW YORK CITY OTB –AMENDMENT OF TOTALISATOR CONTRACT**

The New York State Racing and Wagering Board approved the New York City Off-Track Betting Corporation, Inc. request dated November 26, 2008 to amend its plan of operation to reflect the following modification of its contract with AmTote.

Modification No. 5, dated January 16, 2008, provides for extension of the original contract until June 30, 2008 and three additional renewal periods up to June 30, 2009. It also provides for additional AmTote BetStations, and

Modification No. 6, dated October 29, 2008, provides for the purchase of 75 betting terminals and an additional renewal period up to December 31, 2009.

8. **NASSAU REGIONAL OTB – REQUEST TO AMEND ACCOUNT WAGERING PLAN**

The New York State Racing and Wagering Board approved the Nassau Regional Off-Track Betting Corporation request dated December 19, 2008 to change the third party provider of race replays and video streaming to Roberts Communications Network LLC (RCN) conditioned on the following:

- All other components of the previously approved plan of operation remain the same; and
- All other conditions of prior approvals remain in effect.

9. **TIOGA DOWNS – REQUEST TO WITHDRAW \$22,727.09 FROM CIF**

The New York State Racing and Wagering Board approved the Tioga Downs request to withdraw a total of \$22,727.09 from its Capital Improvement Fund for reimbursement of the following Capital Improvement Expenditures:

Backstretch (100%)

Rebanking Turn and Resurfacing	<u>\$22,727.09</u>
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Total Approved	<u>\$22,727.09</u>
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10. **VERNON DOWNS – REQUEST TO WITHDRAW \$130,413.73 FROM CIF**

The New York State Racing and Wagering Board approved the Vernon Downs request to withdraw a total of \$130,413.73 from its Capital Improvement Fund for reimbursement of the following Capital Improvement Expenditures:

Backstretch (100%)

Ongoing CAFO Project	\$ 90,081.37
Materials for Track Resurfacing	<u>40,332.36</u>

Total Approved	<u>\$130,413.73</u>
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11. **IN THE MATTER OF TINA L. ADAMCZYK**

The New York State Racing and Wagering Board upheld the recommendation of designated Hearing Officer Russell H. Baller, Jr. to dismiss the charge, license suspension and fine in relation to the report of an excessive TCO2 level finding for the horse ROAD TO FAME, trained by Tina L. Adamczyk, which competed at Monticello Raceway on November 13, 2007.

12. **IN THE MATTER OF TIMOTHY D. CASE**

The New York State Racing and Wagering Board overruled and modified the recommendation of designated Hearing Officer Russell H. Baller, Jr. in relation to reported excessive TCO2 levels in horses trained by Timothy D. Case, violation of Board Rules 4120.13 and 4120.4 as follows:

1. modified the dismissal of the sixty (60) day license suspension to seventy-five (75) days and the \$1,000 fine to a \$2,500 fine in relation to an excessive TCO2 level finding for the horse FOX VALLEY LOVEBUG, which competed at Yonkers Raceway on November 29, 2007, and
2. modified the three hundred sixty-five (365) day license suspension to revocation with ineligibility to reapply for five (5) years, including no direct or indirect participation in New York pari-mutuel horse racing, and a \$5,000 fine in

relation to an excessive TCO2 level finding for the horse R U BARTLETT, which competed at Monticello Raceway on February 12, 2008.

13. IN THE MATTER OF ROSS V. CLARIDGE

The New York State Racing and Wagering Board upheld with modifications the recommendation of designated Hearing Officer Russell H. Baller, Jr. in relation to reported excessive TCO2 levels in horses trained by Ross V. Claridge, in violation of Board Rules 4120.13 and 4120.4 as follows:

1. dismissed the sixty (60) day license suspension and \$1,000 fine in relation

to the reported excessive TCO2 level finding for the horse AMAZIDA, which competed at Yonkers Raceway on October 6, 2007, and

2. modified the seventy-five (75) day license suspension to a sixty (60) day license suspension and reduced the \$2,500 fine to a \$1,000 fine in relation to an excessive TCO2 level finding for the horse DAVE AINT HERE, which competed at Yonkers Raceway on November 24, 2007.

14. IN THE MATTER OF JULIUS S. CZERMANN, JR.

The New York State Racing and Wagering Board overruled the recommendation of designated Hearing Officer Russell H. Baller, Jr. to dismiss the charges and suspended the harness racing trainer license of Julius S. Czermann, Jr. for sixty (60) days and imposed a \$1,000 fine based upon a finding that the TCO2 level of the horse BASIL HANOVER, trained by him which competed at Yonkers Raceway on November 19, 2007, exceeded the acceptable level, and thus constituted violation of Board Rules 4120.13 and 4120.4.

15. IN THE MATTER OF KEITH J. KASH

The New York State Racing and Wagering Board upheld with modification the recommendation of designated Hearing Officer Russell H. Baller, Jr. in relation to a reported excessive TCO2 level in a horse trained by Keith J. Cash, in violation of Board Rules 4120.13 and 4120.4, and the charge of tempering with the TCO2 quarantine of a horse, in violation of Board Rules 4120.15, 4119.7(a)(3,5), and 4120.13(b), as follows:

1. upheld a sixty (60) day license suspension and \$1,000 fine based on an excessive TCO2 level finding of the horse MERCEDES KILLIAN, which competed at Buffalo Raceway on April 30, 2008, and
2. modified a sixty (60) day license suspension to a one (1) year suspension to be served concurrently and a \$1,000 fine based upon his tampering with the TCO2 quarantine for MERCEDES KILLIAN.

16. IN THE MATTER OF MATTHEW A. MEDEIROS

The New York State Racing and Wagering Board upheld the recommendation of designated Hearing Officer Russell H. Baller, Jr. in relation to reported excessive TCO2 levels in horses trained by Matthew A. Medeiros, in violation of Board Rules 4120.13 and 4120.4 as follows:

1. upheld a sixty (60) day license suspension and \$1,000 fine in relation to an excessive TCO2 level finding of the horse NOTTHATKINDANGEL, which competed at Yonkers Raceway on March 5, 2007, and

2. upheld a seventy-five (75) day license suspension and \$2500 fine in relation to an excessive TCO2 level finding of the horse SWEET CELEBRATION, which competed at Yonkers Raceway on December 7, 2007.

17. IN THE MATTER OF DAVID L. SPAGNOLA

The New York State Racing and Wagering Board upheld the recommendation of designated Hearing Officer Russell H. Baller, Jr. and suspended the harness racing owner-trainer license of David L. Spagnola for sixty (60) days and imposed a \$1,000 fine based upon the finding that the TCO2 level of the horse DIRT CHEAP N, which competed at Saratoga Raceway on March 30, 2008 and was trained by Mr. Spagnola, exceeded the acceptable level, and thus constituted violation of Board Rules 4120.13 and 4120.4.

18. IN THE MATTER OF ROBERT W. SUMNER

The New York State Racing and Wagering Board upheld with modification the recommendation of designated Hearing Officer Russell H. Baller, Jr. in relation to three reported excessive TCO2 levels in horses trained by Robert W. Sumner, in violation of Board Rules 4120.13 and 4120.4 as follows:

1. upheld a sixty (60) day license suspension and \$1,000 fine in relation to a reported excessive TCO2 level finding of the horse SPORTY NATE, which competed at Yonkers Raceway on February 4, 2008,

2. upheld a seventy-five (75) day license suspension and \$2,500 fine in relation to a reported excessive TCO2 level finding of the horse ARTS MATTJESTY, which competed at Yonkers Raceway on February 23, 2008, and

3. revoked the license of Robert W. Sumner and declared him ineligible to reapply for five (5) years imposed a five-year license suspension including no direct or indirect participation in New York pari-mutuel horse racing, and imposed a \$5,000 fine in relation to a reported excessive TCO2 level finding of the horse ARTS MATTJESTY, which competed at Yonkers Raceway on April 5, 2008.

19. IN THE MATTER OF GERALD H. DECKER

The New York State Racing and Wagering Board upheld the recommendation of designated Hearing Officer Russell H. Baller, Jr. and sustained the sixty (60) day license suspension of the harness owner-trainer license of Gerald H. Decker and imposed a \$1,000 fine based upon the finding that the TCO2 level of the horse CAPITOL JET, which competed at Monticello Raceway on May 20, 2008 and was trained by Mr. Decker, exceeded the acceptable level, and thus constituted violation of Board Rules 4120.13 and 4120.4.

20. IN THE MATTER OF RICK C. ZUFELT

The New York State Racing and Wagering Board upheld the recommendation of designated Hearing Officer Russell H. Baller, Jr. and revoked the thoroughbred groom-exercise rider licenses of Rick C. Zufelt based upon his failure to comply with terms of his reinstatement to racing by failing to comply with the direction to provide a urine specimen on November 1, 2008 at Finger Lakes Racetrack, and prior substance abuse violations.

21. IN THE MATTER OF NOEL ITARA

The New York State Racing and Wagering Board upheld the recommendation of designated Hearing Officer Russell H. Baller, Jr. and revoked the thoroughbred groom-general services licenses of Noel Itara based upon his failure to comply with terms of his Consent to Conditions for Reinstatement dated April 18, 2008, and the prior related human substance abuse violation.

22. IN THE MATTER OF DENNIS J. LATERZA

The New York State Racing and Wagering Board upheld the recommendation of designated Hearing Officer Russell H. Baller, Jr. that the harness racing trainer license of Dennis J. Laterza be suspended for five (5) years, including no direct or indirect participation in New York pari-mutuel horse racing, and a \$2,500 fine be imposed based upon a finding of Recombinant Human Erythropoietin (rhEPO) in the post-race blood of the horse LEMON PEPPER, which competed in the 9th race at Yonkers Raceway on April 27, 2007 and was trained by Mr. Laterza. The disciplinary action was based on violations of Board Rules 4120.2(h) and 4120.4.

E. ITEMS FOR BOARD INFORMATION/DISCUSSION

1. INDIAN GAMING/LICENSING STATISTICS

Licensing statistics for December 1, 2008 through December 31, 2008. Also included are the certifications for Oneida, Mohawk, Seneca Allegany, Seneca Buffalo and Seneca Niagara.

2. GAMES OF CHANCE/BELL JAR TICKETS

List of bell jar tickets authorized/denied by the Charitable Gaming Unit between December 1, 2008 through December 31, 2008.

3. GAMES OF CHANCE/BINGO REGISTRATION NUMBERS

List of Games of Chance and Bingo Registration Numbers authorized/denied by the Charitable Gaming Unit from November 29, 2008 through January 2, 2009.

4. LICENSING/CURRENT LICENSE COUNT

The current racing licensing count as of December 31, 2008 since January 1, 2008 were as follows: total receipts 17,137 and total licenses 14,070 for the year 2008.

5. 2008 LICENSED SUPPLIERS

List of licensed suppliers – manufacturers' and distributors' licenses issued for the time period of December 1, 2008 through December 31, 2008.

F. FOLLOW-UP ON ITEMS PREVIOUSLY APPROVED

None.

The meeting adjourned at 11:51 a.m.

A meeting of the New York State Racing and Wagering Board was held on Monday, January 26, 2009 at 11:00 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 11:05 a.m.

In Attendance Were:

John D. Sabini, Chairman
Daniel D. Hogan, Member
John B. Simoni, Member
Ronald G. Ochrym, Executive Director
Rick Goodell, Assistant Counsel
Joseph Lynch, Director of Racing Operations
Thomas Casaregola, Director of Audits & Investigations
Gail Pronti, Secretary to the Board

Also in Attendance Were:

Joseph Mahoney, NYSR&WB
Kristen Buckley, NYSR&WB
Vivian Davis, NYSR&WB
Jonathan Boyce, NYSR&WB Intern

OPEN COMMENT PERIOD:

Comments Began: 11:04 a.m.

Gail Pronti, Secretary to the Board, stated that a comment was received via fax from Jackson Leeds with regard to the operation on Palm Sunday by New York State Off-Track Betting Corporations. This comment is attached to the minutes.

Comments Ended: 11:05 a.m.

C. ITEMS PREVIOUSLY APPROVED OR DEFERRED BY THE CHAIR

1. BUFFALO RACEWAY – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008

For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved an amendment to the Buffalo Trotting Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Tampa Bay Downs, Florida for the remainder of 2008.

2. BUFFALO RACEWAY – REQUEST TO EXPORT TO VARIOUS LOCATIONS IN 2009

For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved the Buffalo Trotting Association, Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to:

3. Monticello Raceway Mgmt., Inc., New York
4. Western Regional Off-Track Betting Corporation, New York.

3. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved the Buffalo Trotting Association, Inc. request to simulcast its harness racing programs for wagering purposes through July 26, 2009 to Day at The Track, Idaho.

4. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved the Buffalo Trotting Association, Inc. request to simulcast its harness racing programs for wagering purposes through July 26, 2009 to The Racing Network International (with eleven [11] secondary sites), Cayman Islands.

5. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved the Buffalo Trotting Association, Inc. request to simulcast its harness racing programs for wagering purposes through July 26, 2009 to:

4. Capital District Regional Off-Track Betting Corporation, New York
5. Catskill Regional Off-Track Betting Corporation, New York
6. Saratoga Gaming & Raceway, New York.

6. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved the Buffalo Trotting Association, Inc. request to simulcast its harness racing programs for wagering purposes through July 26, 2009 to The Racing Channel, www.racingchannel.com and www.oneclickbetting.com.
7. **CAPITAL DISTRICT REGIONAL OTB – DECEMBER 2008 PROMOTIONS**
For entry into the minutes, on December 3, 2008, the New York State Racing and Wagering Board approved the December 2, 2008 application by the Capital District Regional Off-Track Betting Corporation to conduct the specified promotions and contests during December 2008 and on January 1, 2009.
8. **CAPITAL DISTRICT REGIONAL OTB – WINNERS’ CIRCLE MEMBERSHIP PROMOTION**
For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved the December 4, 2008 application of the Capital District Regional Off-Track Betting Corporation to conduct the specified Winner’s Circle Club promotion. This approval was limited to the period from December 11 through December 31, 2008 and did **not** include approval for the drawings for gift cards.
9. **CAPITAL DISTRICT REGIONAL OTB – FREE MEMBERSHIP GIVEAWAY**
For entry into the minutes, on December 24, 2008, the NYS Racing and Wagering Board approved the Capital District Regional Off-Track Betting Corporation request to conduct promotions for two free memberships to Capital OTB’s “Winner’s Circle” Hospitality Room as specified in the December 18, 2008 application.
10. For entry into the minutes, on January 2, 2009, the NYS Racing and Wagering Board approved the Capital District Regional Off-Track Betting corporation request to conduct promotions for two free memberships to Capital OTB’s “Winner’s Circle” Hospitality Room on the **revised dates** specified in the e-mail to Joe Lynch dated January 2, 2009.
11. **CAPITAL DISTRICT REGIONAL OTB – JANUARY 2009 PROMOTIONS**
For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved an application by the Capital District Regional Off-Track Betting Corporation to conduct the promotions specified in the December 15, 2008 application to the Board.
12. **CAPITAL DISTRICT REGIONAL OTB – CLOSURE OF E-Z BET BRANCH - COUNTRY GROVE INN, TROY**
For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Capital District Regional Off-Track Betting Corporation plan of operation to reflect the closure, effective December 31, 2008, of the off-track betting operations at the EZ-Bet facility located at the Country Grove Inn in Troy, New York.

13. **CAPITAL DISTRICT REGIONAL OTB – REACTIVATED CAPITAL BETS ACCOUNTS PROMOTION**
For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved the application of Capital District Regional Off-Track Betting Corporation to conduct an account wagering promotion as described in the application dated December 17, 2008 and clarified on January 6, 2009.
14. **CAPITAL REGIONAL OTB – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved an amendment to the Capital District Regional Off-Track Betting Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from Hawthorne Racecourse, Illinois through January 11, 2009.
15. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved an amendment to the Capital District Regional Off-Track Betting Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from the following tracks during the year 2009, except as limited below:
 5. Monticello Raceway Management, Inc., New York
 6. The New York Racing Association, New York
 7. Saratoga Harness Racing, Inc., NY through March 11, 2009 only
 8. Yonkers Raceway, New York.
16. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved an amendment to the Capital District Regional Off-Track Betting Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from FR Park Racing (Freehold Raceway), LP, New Jersey through January 31, 2009.
17. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved an amendment to the Capital District Regional OTB Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from Buffalo Raceway, New York through July 26, 2009.
18. For entry into the minutes, on January 5, 2009, the New York State Racing and Wagering Board approved an amendment to the Capital District Regional OTB Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
 6. Balmoral Park, Illinois through December 30, 2009
 7. Turfway Park, Kentucky through April 2, 2009
 8. Maywood Park, Illinois through December 31, 2009
 9. Northfield Park, Ohio through June 30, 2009
 10. Los Alamitos Quarter Horse Racing, California through December 20, 2009.

19. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Capital District Regional OTB Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
 5. Beulah Park, Ohio through May 2, 2009
 6. Dover Downs, Delaware through December 31, 2009
 7. Penn National Race Course, Pennsylvania through December 31, 2009
 8. Philadelphia Park, Pennsylvania through December 31, 2009.

20. **CAPITAL REGIONAL OTB – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**

For entry into the minutes, on December 5, 2008, the New York State Racing and Wagering Board approved an amendment to the Capital District Off-Track Betting Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of the Japan Club Dirt from Northwest Racing Associates (Emerald Downs), Washington on December 6, 2008.

21. **CATSKILL REGIONAL OTB – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**

For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Catskill OTB Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from Northfield Park, Ohio through June 30, 2009.

22. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved amendments to the plans of operation of the Catskill, Capital, and Western Regional Off-Track Betting Corporations authorizing the simulcast for wagering purposes of races from Cal Expo, California through August 1, 2009.

23. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Catskill OTB Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from Beulah Park, Ohio through May 2, 2009.

24. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved amendments to the plans of operation of Catskill OTB Corporation and Western Regional Off-Track Betting Corporation authorizing the simulcast for wagering purposes of races from Hawthorne Race Course, Illinois through January 11, 2009.

25. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Catskill OTB Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from Buffalo Trotting Association, Inc., New York during the year 2009.

26. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Catskill OTB Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from Saratoga Raceway, New York during the year 2009.
27. **FINGER LAKES RACETRACK – PROMOTIONS FOR JANUARY THROUGH APRIL 2009**
For entry into the minutes, on December 23, 2008, the NYS Racing and Wagering Board approved the Finger Lakes Racetrack request to conduct the promotions during January-April, 2009 as specified in the December 15, 2008 application to the Board.
28. **FINGER LAKES RACETRACK – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**
For entry into the minutes, on December 3, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of the Japan Club Dirt from Northwest Racing Associates (Emerald Downs), Washington on December 6, 2008.
29. For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Tampa Bay Downs, Florida for the remainder of 2008.
30. **FINGER LAKES RACETRACK – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Philadelphia Park, Pennsylvania through December 31, 2009.
31. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Buffalo Trotting Association, Inc., New York through July 26, 2009.
32. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Calder Race Course, Florida through January 2, 2009.
33. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Fairgrounds, Louisiana through March 29, 2009.

34. For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from TP Racing L.L.P. d/b/a Turf Paradise, Arizona through May 3, 2009.
36. For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from the following tracks through December 31, 2009:
 2. Monticello Raceway Management, Inc., New York
 2. The New York Racing Association Inc., New York.
37. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Tampa Bay Downs, Florida through May 4, 2009.
38. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from Santa Anita, California through April 19, 2009.
39. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from Gulfstream Park, Florida through April 19, 2009.
39. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from Turfway Park, Kentucky through December 31, 2009.
40. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
 4. Laurel Park, Maryland through April 11, 2009
 5. Golden Gate Fields (Pacific Racing Association), California through June 14, 2009
 6. Penn National Race Course, Pennsylvania through December 31, 2009.
41. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Yonkers Raceway, New York through December 31, 2009.
42. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association simulcast plan of

operation authorizing the simulcast for wagering purposes of races from Beulah Park, Ohio through May 2, 2009.

43. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from the Charles Town Races, West Virginia through January 31, 2009.

44. **MONTICELLO RACEWAY - REQUEST TO CONTINUE SIX SUPERFECTA POOLS PER PROGRAM**

For entry into the minutes, on November 26, 2008, the New York State Racing and Wagering Board approved the request of Monticello Raceway to conduct six superfectas per racing program for the month of December 2008.

Monticello Raceway was required to submit a report no later than December 12, 2008, concerning the impact of the additional three superfectas per program, including but not limited to, the revenue generated and any comments received. The report was to address the cumulative period from the inception of the additional three superfectas per program in October 2008 through the date of the report.

45. **MONTICELLO RACEWAY - REQUEST TO CONTINUE SIX SUPERFECTA POOLS PER PROGRAM**

For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved the request of Monticello Raceway to conduct six superfectas per racing program for the period from January 1 through June 30, 2009 on any racing dates assigned during that period.

Monticello Raceway is required to submit a report no later than May 15, 2009, concerning the impact of the additional three superfectas per program, including but not limited to, the revenue generated and any comments received. The report should address the cumulative period from the inception of the additional three superfectas per program in October 2008 through the date of the report.

46. **MONTICELLO RACEWAY – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**

For entry into the minutes, on December 4, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt., Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Sports Creek Raceway, Michigan from December 14 through December 31, 2008.

47. For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt., Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Santa Anita Park, California from December 26-31, 2008.

48. **MONTICELLO RACEWAY – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt., Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from the following tracks during the year 2009:
5. Woodbine Entertainment Group (Woodbine Racetrack and Mohawk Raceway), Ontario, Canada
 6. Grand River Agricultural Society, Ontario, Canada
 7. Windsor Raceway Inc., Ontario, Canada
 8. Georgian Downs Limited, Ontario, Canada.
49. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt., Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from the following tracks during the year 2009:
3. Northlands Park, Alberta, Canada
 4. Flamboro Downs Limited, Ontario, Canada.
50. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt., Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
4. Philadelphia Park, Pennsylvania through December 31, 2009
 5. Hawthorne Race Course, Illinois through January 11, 2009
 6. NJSEA (Meadowlands), New Jersey through December 31, 2009.
51. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt., Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from the following tracks during the year 2009:
5. Balmoral Park, Illinois through December 30, 2009
 6. Dover Downs, Inc., Delaware through April 9, 2009
 7. Sports Creek Raceway, Michigan through February 1, 2009
 8. Maywood Park, Illinois through December 31, 2009.
52. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt., Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
6. Fairgrounds, Louisiana through March 29, 2009
 7. Calder Race Course, Florida through January 2, 2009
 8. The New York Racing Association Inc., New York through December 31, 2009

9. Boyd Racing L.L.C. d/b/a Delta Downs Racetrack Casino & Hotel, Louisiana through March 28, 2009
 10. Pompano Park, Florida through June 30, 2009.
53. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt., Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
6. The Meadows, Pennsylvania through April 30, 2009
 7. FR Park Racing, LP (Freehold Raceway), New Jersey through January 31, 2009
 8. Northfield Park Associates, LLC, Ohio through June 30, 2009
 9. Santa Anita Park, California through April 19, 2009
 10. Turfway Park LLC, Kentucky through December 31, 2009.
54. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Gulfstream Park, Florida through April 19, 2009.
55. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Penn National Race Course, Pennsylvania through December 31, 2009.
56. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Yonkers Raceway, New York through December 31, 2009.
57. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Beulah Park, Ohio through May 2, 2009.
58. **MONTICELLO RACEWAY – REQUEST TO EXPORT TO VARIOUS LOCATIONS IN 2008**
 For entry into the minutes, on December 3, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its standardbred racing program for wagering purposes for the remainder of 2008 to:
2. The Downs at Albuquerque, New Mexico
 2. SunRay Gaming of New Mexico LLC.
59. For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its standardbred racing program for wagering purposes to Blue Ribbon Downs, Oklahoma for the remainder of 2008.

60. For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its standardbred racing program for wagering purposes to Will Rogers Downs LLC, Oklahoma for the remainder of 2008.
61. **MONTICELLO RACEWAY – REQUEST TO EXPORT TO VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to:
10. Batavia Downs, New York
 11. Buffalo Trotting Association, New York
 12. Capital District Regional Off-Track Betting Corporation, New York
 13. Finger Lakes Racing Association Inc., New York
 14. Nassau Regional Off-Track Betting Corporation, New York
 15. Saratoga Raceway, New York
 16. Tioga Downs, New York
 17. Vernon Downs, New York
 18. Yonkers Raceway, New York.
62. For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to:
4. Northfield Park, Ohio
 5. Northville Racing Corporation, Michigan
 6. Ocean Downs (with one [1] secondary site), Maryland.
63. For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its standardbred racing program for wagering purposes during the year 2009 to:
8. Sam Houston Race Park
 9. Scarborough Downs, Maine
 10. Scioto Downs Inc., Ohio
 11. Southland Park Gaming & Racing, Arkansas
 12. Sports Creek Raceway, Michigan
 13. Suffolk Downs (with two [2] secondary sites), Massachusetts
 14. Sunland Park Racetrack & Casino, New Mexico.
64. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes through December 31, 2009 to:
5. Flamboro Downs Limited, Ontario, Canada
 6. Attractions Hippiques (with twenty-one [21] secondary sites), Quebec, Canada

7. Windsor Raceway, Inc. & Winrac Development Inc., Ontario, Canada
 8. Grand River Agricultural Society (with three [3] secondary sites), Ontario, Canada.
65. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes to Las Vegas Dissemination Company for purposes of only one associated site, Elite Turf Club N.V., during the year 2009.
 66. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to the following Atlantic City Casinos, New Jersey: (1) Marina District Development Co., LLC d/b/a The Borgata Hotel/Casino & Spa; (2) Adamar of New Jersey, Inc. d/b/a Tropicana Casino and Entertainment; (3) Trump Taj Mahal Associates d/b/a/ Trump Taj Mahal Casino Resort; (4) Atlantic City Showboat, Inc., d/b/a/ Showboat Hotel/Casino; (5) Bally's Park Place, Inc. d/b/a/ Bally's Atlantic city Casino; (6) Boardwalk Regency Corp. d/b/a/ Caesar's Atlantic city Hotel/Casino; (7) Harrah's Atlantic City Casino.
 67. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes to Rocky Mountain Turf Club (with two [2] secondary sites), Alberta, Canada through December 31, 2009.
 68. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes through December 31, 2009 to:
 4. Northlands Park (with thirty eight [38] secondary sites), Alberta, Canada
 5. Georgian Downs Limited (with two [2] secondary sites), Ontario, Canada
 6. Sudbury Downs, (with nine [9] secondary sites), Ontario, Canada.
 69. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to:

Penn National (with six [6] secondary sites), Pennsylvania

 6. Philadelphia Park (with eight [8] secondary sites), Pennsylvania
 7. Plainridge Racecourse, Massachusetts
 8. Downs Racing, LP d/b/a Mohegan Sun at Pocono Downs (with four [4] secondary sites), Pennsylvania
 9. PPI, Inc. d/b/a Pompano Park (with twenty [20] secondary sites), Florida
 10. Premier Turf Club, LLC, North Dakota.
 70. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to US Off-Track, Oregon.

71. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to:
 7. Delaware Racing Association, Delaware
 8. Freehold Raceway (with one [1] secondary site), New Jersey
 9. Great Lakes Downs, Michigan
 10. Harrington Raceway Inc., Delaware
 11. Hawthorne Race Course (with thirty [30] secondary sites), Illinois
 12. Hazel Park, Michigan.

72. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to:
 7. AmWest Entertainment LLC (with four [4] secondary sites), Kentucky
 8. Beulah Park, Ohio
 9. Canterbury Park, Minnesota
 10. Harrah's Chester Casino & Racetrack, Pennsylvania
 11. Choctaw Racing Services (with nine[9] secondary sites), Oklahoma
 12. Colonial Downs (with ten [10] secondary sites), Virginia.

73. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to:
 8. Indiana Downs, Indiana
 9. Lebanon Raceway, Ohio
 10. Lewiston Raceways (with three [3] secondary sites), Maine
 11. Lien Games, LLC, North Dakota
 12. The Lodge at Belmont, New Hampshire
 13. NJSEA (Meadowlands/Monmouth with two [2] secondary sites), New Jersey
 14. Mount Pleasant Meadows, Michigan.

74. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to:
 7. The Red Mile, Kentucky
 8. River Downs Jockey Club, Ohio
 9. Rockingham Park (with two [2] secondary sites), New Hampshire
 10. Rosecroft Raceway, Maryland
 11. Ruidoso Downs, New Mexico
 12. Running Aces Harness Park, Minnesota.

75. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its

harness racing programs for wagering purposes during the year 2009 to Connecticut OTB (with twenty [20] secondary sites), Connecticut.

76. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to Day at The Track, California.
77. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to Betpad LTD, Oregon.
78. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to Racing 2 Day, LLC, Florida.
79. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to The Racing Network International, Oregon.
80. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to Youbet.com, California.
81. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved the simulcast for wagering purpose of harness races conducted at Monticello Raceway to ODS Technologies, L.P. d/b/a TVG Network for 2009.
82. For entry into the minutes, on December 31, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to all tracks and sites associated with Track Net Media Group, LLC, Kentucky, which were submitted and specified previously for or during 2008. Approval was not granted for Hipodromoenlinea.com and Myracebet.com. Further, no simulcast or transmission was authorized for the purposes of display on HRTV or any equivalent mode of broadcast, cable distribution or satellite distribution.
83. For entry into the minutes, on January 5, 2009, the New York State Racing and Wagering Board approved the Monticello Raceway Management, Inc. request to simulcast its standardbred racing programs for wagering purposes during 2009 to The Racing Channel www.racingchannel.com and www.oneclickbetting.com.
84. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness

racing programs for wagering purposes during the year 2009 to Post It Stables, Inc. d/b/a Pinnacle Race Course, Michigan.

85. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes through December 31, 2009 to Rideau Carleton Raceway (with fourteen [14] secondary sites), Ontario, Canada.
86. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its harness racing programs for wagering purposes during the year 2009 to Hipodromo De Agua Caliente (with two hundred forty [240] secondary sites), Mexico.
87. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt., Inc. request to simulcast its standardbred racing program for wagering purposes during the year 2009 to:
 5. Blue Ribbon Downs, Oklahoma
 6. The Downs at Albuquerque, New Mexico
 7. SunRay Gaming of New Mexico
 8. Will Rogers Downs LLC, Oklahoma.
88. **NASSAU REGIONAL OTB – REQUEST TO OFFER PROMOTION TO PLAYER REWARD PROGRAM PARTICIPANTS**

For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved the December 8, 2008 request of the Nassau Regional Off-Track Betting Corporation to conduct the specified Player Rewards Club promotion during the period of December 13-31, 2008.
89. **NASSAU REGIONAL OTB – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**

For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved amendments to the plans of operation of each New York State off-track betting corporation authorizing the simulcast for wagering purposes of races from Sunland Park Racetrack & Casino, New Mexico through April 21, 2009.
90. **NEW YORK CITY OTB – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**

For entry into the minutes, on December 3, 2008, the New York State Racing and Wagering Board approved amendments to the plans of operation of each New York State off-track betting corporation authorizing the simulcast for wagering purposes of races from Turfway Park, Kentucky for the remainder of 2008.
91. For entry into the minutes, on December 16, 2008, the New York State Racing and Wagering Board approved amendments to the plans of operation of each New York State off-track betting corporation authorizing the simulcast for wagering purposes of races from Tampa Bay Downs, Florida for the remainder of 2008.

92. **NEW YORK CITY OTB – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved amendments to the plans of operation of each New York State off-track betting corporation authorizing the simulcast for wagering purposes of races from Tampa Bay Downs, Florida through May 3, 2009.
93. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved amendments to the plans of operation of each New York State off-track betting corporation authorizing the simulcast for wagering purposes of races from Balmoral Park, Illinois through December 30, 2009.
94. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved an amendment to the plan of operation of New York City Off-Track Betting Corporation authorizing the simulcast for wagering purposes of races from Hawthorne Race Course, Illinois through January 11, 2009.
95. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved an amendment to the simulcast plans of operation of each New York State Off-Track Betting Corporations authorizing the simulcast for wagering purposes of races from Golden Gate Fields, California through June 14, 2009.
96. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved amendments to the plans of operation of all six New York State Off-Track Betting Corporations authorizing the simulcast for wagering purposes of races from Freehold Raceway, New Jersey through December 31, 2009.
97. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved amendments to the simulcast plans of operation of each New York State Off-Track Betting Corporation authorizing the simulcast for wagering purposes of race from Santa Anita, California through April 19, 2009.
98. **NYRA – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**
For entry into the minutes, on December 5, 2008, the New York State Racing and Wagering Board approved an amendment to The New York Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from Tampa Bay Downs, Florida from December 13 through December 31, 2008.
99. **NYRA – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved an amendment to The New York Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from Hawthorne Racecourse, Illinois through January 11, 2009.
100. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved an amendment to The New York Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from:

9. Calder Race Course, Florida through January 2, 2009
 10. Portland Meadows, Oregon through March 24, 2009
 11. Fairgrounds, Louisiana through March 29, 2009
 12. My Way Holdings, LLC d/b/a Sunland Park, New Mexico through April 21, 2009
 13. Retama Development Corporation, Texas through February 28, 2009
 14. Tampa Bay Downs, Florida through May 3, 2009
 15. Boyd Racing L.L.C. d/b/a Delta Downs Racetrack Casino & Hotel, Louisiana through March 28, 2009
 16. TP Racing L.L.L.P. d/b/a Turf Paradise, Arizona through May 3, 2009.
101. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved an amendment to The New York Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
3. Los Angeles Turf Club (Santa Anita), California through April 19, 2009
 4. Pacific Racing Association (Golden Gate Fields), California through June 14, 2009.
102. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the New York Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from Gulfstream Park, Florida through April 19, 2009 and from Turfway Park, Kentucky through December 31, 2009.
103. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the New York Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from Philadelphia Park, Pennsylvania through December 31, 2009.
104. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to The New York Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Penn National Race Course through December 31, 2009.
105. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved an amendment to the New York Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from Laurel Park, Maryland through April 11, 2009.
106. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the New York Racing Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from Charles Town Races, West Virginia through January 31, 2009.
107. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the New York Racing Association simulcast plan of

operation authorizing the simulcast for wagering purposes of races from Beulah Park, Ohio through May 2, 2009.

108. NYRA – REQUEST TO EXPORT TO VARIOUS LOCATIONS IN 2008

For entry into the minutes, on December 5, 2008, the New York State Racing and Wagering Board approved The New York Racing Association’s request to simulcast its thoroughbred racing programs for wagering purposes to Tampa Bay Downs (with eighteen [18] secondary sites), Florida for the remainder of 2008.

109. NYRA – REQUEST TO EXPORT TO VARIOUS LOCATIONS IN 2009

For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved The New York Racing Association’s request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009, except as noted:

8. Birmingham Race Course, Alabama
9. Horsemen’s Park/Atokad, Nebraska
10. Lebanon Raceway, Ohio
11. Les Bois Park, Idaho
12. Arapahoe Park (with three [3] secondary sites), Colorado
13. Azalea City Racing Club, Inc., Alabama
14. Nebraska State Fair Park, Nebraska through May 14, 2009 only.

110. For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved The New York Racing Association’s request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks/sites during the year 2009, expect as noted:

7. Northville Downs, Michigan
8. Ocean Downs (with one [1] secondary site), Maryland
9. Prairie Meadows, Iowa
10. US Off-Track, North Dakota through April 30, 2009 only
11. Columbus Races, Nebraska through May 14, 2009 only
12. Will Rogers Downs, LLC, Oklahoma.

111. For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved The New York Racing Association’s request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:

8. Sam Houston Race Park (with two [2] secondary sites), Texas
9. Rockingham Park (with one [1] secondary site), New Hampshire
10. Rosecroft , Maryland
11. Retama Park Development, Texas
12. Harrah’s Bossier City Investment Co., LLC, Louisiana
13. Hazel Park, Michigan
14. Freehold Raceway, New Jersey.

112. For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:
7. Scarborough Downs, Maine
 8. Sports Creek Raceway, Michigan
 9. Sunland Park Racetrack & Casino, New Mexico
 10. Tri-State Racetrack & Gaming Center, West Virginia
 11. Wheeling Island Gaming, West Virginia
 12. Wyoming Entertainment, LLC, (with five [5] secondary sites), Wyoming.
113. For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:
7. The Downs at Albuquerque, New Mexico
 8. Dairyland Greyhound Park, Wisconsin
 9. Fonner Park, Nebraska
 10. Harrah's Chester Casino & Racetrack, Pennsylvania
 11. Harrington Raceway, Delaware
 12. Ruidoso Downs, New Mexico.
114. For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:
7. Buffalo Raceway, New York
 8. Vernon Downs, New York
 9. Tioga Downs, New York
 10. Finger Lakes Racing Association, Inc., New York
 11. Monticello Raceway, New York
 12. Saratoga Harness, New York (Aqueduct and Belmont Meets only).
115. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:
4. Grand River Agricultural Society (with two [2] secondary sites), Ontario, Canada
 5. TBC Teletheatre (with twenty [20] secondary sites), British Columbia, Canada
 6. St. John's Racing and Entertainment Centre, Newfoundland and Labrador, Canada.
116. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its

thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:

4. Attractions Hippiques (with nineteen [19] secondary sites), Quebec, Canada
 5. Evergreen Park, Alberta, Canada
 6. Hiawatha Horse Park, Ontario, Canada.
117. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to The Lodge at Belmont, New Hampshire through December 31, 2009.
118. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to Las Vegas Dissemination Company for the purposes of only the four [4] following specified sites, Nevada through December 31, 2009: Meskwaki Bingo & Casino; The Stables; Atlantis Paradise Island Casino and Cities of Gold Sports Bar.
119. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks and their previously approved secondary sites and the updated specified secondary sites during the year 2009:
12. Woodbine Entertainment Group (with twenty nine [29] secondary sites), Ontario, Canada
 13. Assiniboia Downs (with eight [8] secondary sites), Manitoba, Canada
 14. Stampede Park, Alberta, Canada
 15. Marquis Downs (with four [4] secondary sites), Saskatchewan, Canada
 16. Fraser Downs, British Columbia, Canada
 17. Hastings Entertainment, British Columbia
 18. Northlands Park, Alberta, Canada (with thirty-eight [38] secondary sites)
 19. Western Fair, Ontario, Canada
 20. Fort Erie (with three [3] secondary sites), Ontario, Canada
 21. Georgian Downs, Ontario, Canada
 22. Harness Racing PEI, Prince Edward Island, Canada.
120. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:
9. Indiana Downs (with two [2] secondary sites), Indiana
 10. Mountaineer Park, Inc., West Virginia
 11. Mountainview Thoroughbred Racing Association, Inc. (Penn National with five [5] secondary sites), Pennsylvania
 12. Evangeline Downs (with five [5] secondary sites), Louisiana

13. Emerald Downs (with ten [10] secondary sites), Washington
 14. Dover Downs, Delaware
 15. Colonial Downs (with eight [8] secondary sites), Virginia
 16. Canterbury Park, Minnesota.
121. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to Lewiston Raceways, Inc. for the purposes only of one site, Royal River Racing, South Dakota), Maine through December 31, 2009.
 122. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks and their previously approved secondary sites and any updated secondary sites during the year 2009:
 11. Flamboro Downs (with four [4] secondary sites), Ontario, Canada
 12. Kawartha Downs, Ontario, Canada
 13. Rideau Carlton Raceway (with fourteen [14] secondary sites), Ontario, Canada
 14. Sudbury Downs (with nine [9] secondary sites), Ontario, Canada
 15. Rocky Mountain Turf Club, Alberta, Canada
 16. Picov/Ajax Downs, Ontario, Canada
 17. Truro Raceway, Ontario, Canada
 18. Hanover Raceway, Ontario, Canada
 19. Clinton Raceway, Ontario, Canada
 20. Windsor Raceway (with four [4] secondary sites), Ontario, Canada.
 123. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to Twin River, Rhode Island through December 31, 2009.
 124. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to Lien Games Racing, LLC (with five [5] secondary sites), North Dakota during the year 2009.
 125. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to Southland Greyhound Park, Arkansas during the year 2009.
 126. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:

6. Northfield Park Associates (with one [1] secondary site), Ohio
 7. Scioto Downs, Inc., Ohio
 8. Greentrack, Inc., Alabama
 9. River Downs Jockey Club, Ohio
 10. Delaware Racing Association, Delaware.
127. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:
6. Zia Park, New Mexico
 7. Northville Racing Corporation, Michigan
 8. Blue Ribbon Downs (with one [1] secondary site), Oklahoma
 9. Dubuque Greyhound Park & Casino, Iowa
 10. Mt. Pleasant Meadows, Michigan.
128. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:
11. Philadelphia Park (with seven [7] secondary sites), Pennsylvania
 12. Turf Paradise (with fifty six [56] secondary sites), Arizona
 13. The Texas Hub d/b/a Simulcast Services, LLC (with twenty four [24] secondary sites), Texas
 14. Suffolk Downs (with nine [9] secondary sites), Massachusetts
 15. OTB Facilitators, LLC, Maine
 16. Raynham Taunton Greyhound, Massachusetts
 17. Raceway Park, Ohio
 18. Downs Racing, LP d/b/a Mohegan Sun at Pocono Downs, Pennsylvania (with four [4] secondary sites)
 19. Plainridge Racecourse, Massachusetts
 20. NJSEA (Monmouth/Meadowlands), New Jersey.
129. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks during the year 2009:
11. Autotote Enterprises Inc. (with twenty two [22] secondary sites), Connecticut
 12. SunRay Gaming of New Mexico, LLC, New Mexico
 13. AmWest Entertainment LLC (with four [4] secondary sites), South Dakota
 14. Lewiston Raceways (with four [4] secondary sites), Maine
 15. Presque Isle Downs, Inc., Pennsylvania
 16. The Racing Channel, Inc., Delaware (www.racingchannel.com and www.oneclickbetting.com ONLY)
 17. Running Aces Harness Park, Minnesota

18. Beulah Park, Ohio
 19. Bangor Raceway, Maine
 20. Seabrook Greyhound, New Hampshire.
130. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the following tracks/sites during the year 2009:
5. Hipodromo Presidente Remon (with ninety-six [96] secondary sites), Panama
 6. Hipodromo de Agua Caliente (with two hundred forty five [245] secondary sites), Caliente
 7. Arima Race Club (with five [5] secondary sites), Trinidad, West Indies
 8. Caymanas Track (with sixty six [66] secondary sites), Jamaica, West Indies.
131. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to Stevenson & Associates, Inc., Florida through December 31, 2009 for purposes only of dissemination and simulcasting to the following sites:
- Barbados Turf Club (Barbados)
 - Federal Bookmakers (Barbados)
 - SeaHorses, Ltd. (Bermuda)
 - Hipodromo Camarero and only those secondary sites contained on the 20 pages submitted (Puerto Rico).
132. For entry into the minutes, on December 31, 2008, the New York State Racing and Wagering Board approved the New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to TrackNet Media Group, Kentucky from January 1 through January 16, 2009.
133. For entry into the minutes, on December 31, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to Youbet.com, California through December 31, 2009.
134. For entry into the minutes, on December 31, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to transmit for video streaming purposes the thoroughbred races conducted at Aqueduct Racetrack, Belmont Park, and Saratoga Racecourse during 2009. This approval is conditioned upon:
- strict compliance with the terms of the Content License Agreement dated January 1, 2009, including the New York Resident Restriction
 - the applicable conditions for the simulcast of NYRA races to Youbet.com set forth in the Board's separate approval letter of this date
 - compliance with the following:

4. An electronic log or equivalent automated record must be maintained to document the timing of the transmission of the official replay in relation to implementation of the New York Resident Restriction
 5. No approval is granted for any international video streaming
 6. This agreement cannot be subleased or assigned without the prior written approval of the Board.
135. For entry into the minutes, on January 2, 2009, the New York State Racing and Wagering Board approved the New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to the Nevada Pari-Mutuel Association in relation to eighty-seven [87] sites, Nevada during the year 2009. These eighty-seven (87) sites include all of those specifically listed in the Agreement submitted for approval, as well as Sierra Development Company, d/b/a Binion's Gambling Hall & Hotel-Race and Sports Book (added by addendum dated December 24, 2008).
136. For entry into the minutes, on January 2, 2009, the New York State Racing and Wagering Board approved the simulcast for wagering purposes of thoroughbred races conducted at Belmont Park, Aqueduct Racetrack, and Saratoga Racecourse during 2009 to ODS Technologies, L.P. d/b/a TVG Network. This approval is subject to the conditions set forth below and excludes any domestic or international primary or secondary sites other than TVG Network and its direct account wagering component except as further noted below.
- This approval is limited to the guest sites specified in the Agreement and those specified by the Board in the January 10, 2008 letter to NYRA concerning account wagering operations under the auspices of TRNI/TRWN and is further conditioned upon the terms of the simulcast agreement dated January 1, 2009, including representations contained in communications of January 3 and 4, 2008 (in relation to the agreement dated January 2, 2008) with representatives of ODS Technologies, L.P. d/b/a TVG Network., **except** as otherwise set forth.
137. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved the New York Racing Association request to simulcast its thoroughbred racing programs for wagering purposes to the following seven (7) Atlantic City, New Jersey Casinos: The Borgata Hotel/ Casino & Spa, Showboat Atlantic City, Tropicana Casino and Entertainment, Trump Taj Mahal Casino Resort, Caesar's Atlantic City Hotel/Casino, Bally's Atlantic City Casino, and Harrah's Atlantic City during the year 2009.
138. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved the New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes to Hawthorne Race Course, Illinois during the year 2009.
139. **SARATOGA GAMING & RACEWAY – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**
 For entry into the minutes, on December 5, 2008, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming & Raceway simulcast

plan of operation authorizing the simulcast for wagering purposes of races from Boyd Racing L.L.C. d/b/a Delta Downs Racetrack Casino & Hotel (Thoroughbred meet), Louisiana for the remainder of 2008.

140. For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming & Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Tampa Bay Downs, Florida for the remainder of 2008.
141. **SARATOGA GAMING & RACEWAY – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**

For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming & Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Buffalo Trotting Association, Inc. through July 26, 2009.
142. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming & Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Monticello Raceway Management, Inc., New York through December 31, 2009.
143. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming & Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
 6. Fairgrounds, Louisiana through March 29, 2009
 7. TP Racing L.L.L.P. d/b/a Turf Paradise, Arizona through May 3, 2009
 8. Tampa Bay Downs, Florida through May 3, 2009
 9. My Way Holdings, LLC d/b/a Sunland Park Racetrack & Casino, New Mexico through April 21, 2009
 10. Boyd Racing L.L.C. d/b/a Delta Downs Racetrack Casino & Hotel, Louisiana through March 28, 2009.
144. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming & Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
 5. Dover Downs, Delaware through April 9, 2009
 6. FR Park Racing, LP (Freehold Raceway), New Jersey through January 31, 2009
 7. Balmoral Park, Illinois through December 30, 2009
 8. Maywood Park, Illinois through December 31, 2009.
145. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming & Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from The Meadows, Pennsylvania through April 30, 2009.

146. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming & Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
 5. Philadelphia Park, Pennsylvania through December 31, 2009
 6. Turfway Park LLC, Kentucky through December 31, 2009
 7. Northfield Park Associates, LLC, Ohio through June 30, 2009
 8. Woodbine Entertainment Group, Ontario Canada through December 31, 2009.
147. For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming and Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from The New York Racing Association, New York through December 31, 2009.
148. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming and Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Golden Gate Fields, California through June 14, 2009 and Santa Anita, California through April 19, 2009.
149. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming and Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from the Meadowlands, New Jersey through December 31, 2009.
150. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming and Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Retama Park, Texas through February 28, 2009.
151. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming and Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Portland Meadows, Oregon through March 24, 2009.
152. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Saratoga Gaming and Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Penn National, Pennsylvania through December 31, 2009 and the Charles Town Races, West Virginia through January 31, 2009.
153. **TIOGA DOWNS – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**
For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Tampa Bay Downs, Florida for the remainder of 2008.

154. **TIOGA DOWNS – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from FR Park Racing, LP (Freehold Raceway), New Jersey through January 31, 2009.
155. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Balmoral Park, Illinois through December 30, 2009.
156. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Maywood Park, Illinois through December 31, 2009.
157. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from The Meadows, Pennsylvania through April 30, 2009.
158. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Santa Anita, California through April 19, 2009.
159. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from NJSEA (Meadowlands), New Jersey through December 31, 2009 (Harness Meet only).
160. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Golden Gate Fields, California through June 14, 2009.
161. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Gulfstream Park, Florida through April 19, 2009.
162. For entry into the minutes, on January 5, 2009, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
5. Tampa Bay Downs, Florida through May 3, 2009
 6. Fair Grounds, Louisiana through March 29, 2009
 7. Dover Downs, Delaware through December 31, 2009

8. Pompano Park, Florida through June 30, 2009.
163. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Northfield Park, Ohio through June 30, 2009.
164. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Turfway Park, Kentucky through December 31, 2009.
165. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Turf Paradise, Arizona through May 3, 2009.
166. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Buffalo Trotting Association, Inc., New York through July 26, 2009.
167. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Yonkers Raceway, New York through December 31, 2009.
168. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Philadelphia Park, Pennsylvania through December 31, 2009.
169. **VERNON DOWNS – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**
For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Tampa Bay Downs, Florida for the remainder of 2008.
170. **VERNON DOWNS – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from FR Park Racing, LP (Freehold Raceway), New Jersey through January 31, 2009.
171. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Balmoral Park, Illinois through December 30, 2009.

172. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Maywood Park, Illinois through December 31, 2009.
173. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Santa Anita, California through April 19, 2009.
174. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Golden Gate Fields, California through June 14, 2009.
175. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from The Meadows, Pennsylvania through April 30, 2009.
176. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Gulfstream Park, Florida through April 19, 2009.
177. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from NJSEA (Meadowlands and Monmouth), New Jersey through December 31, 2009.
178. For entry into the minutes, on January 5, 2009, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
 5. Tampa Bay Downs, Florida through May 3, 2009
 6. Fair Grounds, Louisiana through March 29, 2009
 7. Dover Downs, Delaware through December 31, 2009
 8. Pompano Park, Florida through June 30, 2009.
179. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Northfield Park, Ohio through June 30, 2009.
180. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation

authorizing the simulcast for wagering purposes of races from Turfway Park, Kentucky through December 31, 2009.

181. For entry into the minutes, on January 6, 2009, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Turf Paradise, Arizona through May 3, 2009.
182. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Yonkers Raceway, New York through December 31, 2009.
183. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Buffalo Trotting Association, Inc., New York through July 26, 2009.
184. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Philadelphia Park, Pennsylvania through December 31, 2009.
185. **WESTERN REGIONAL OTB – OTB SUPER BOWL SQUARES PROMOTION**
For entry into the minutes, on December 3, 2008, the New York State Racing and Wagering Board approved the Western Regional Off-Track Betting Corporation's request to conduct the Super Bowl Squares Promotion from January 26 through January 30, 2009 at all branches and E-Z Bet locations.
186. **WESTERN REGIONAL OTB/BATAVIA DOWNS – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 29, 2008, the New York State Racing and Wagering Board approved an amendment to the Western Regional Off-Track Betting Corporation/Batavia Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Finger Lakes Racing Association, New York and Saratoga Gaming and Raceway, New York through December 31, 2009.
187. For entry into the minutes, on December 30, 2008, the New York State Racing and Wagering Board approved an amendment to the Western Regional Off-Track Betting Corporation/Batavia Downs simulcast plan of operations authorizing the simulcast for wagering purposes of races from Freehold Raceway, New Jersey through January 31, 2009.
188. **YONKERS RACEWAY – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**
For entry into the minutes, on December 3, 2008, 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 Turfway Park LLC, Kentucky for the remainder of 2008.

189. For entry into the minutes, on December 11, 2008, 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 Tampa Bay Downs, Florida for the remainder of 2008.
190. **YONKERS RACEWAY – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 23, 2008, 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 FR Park Racing, LP (Freehold Raceway), New Jersey through January 31, 2009.
191. For entry into the minutes, on December 23, 2008, 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 Dover Downs, Delaware through April 9, 2009.
192. For entry into the minutes, on December 23, 2008, 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 My Way Holdings, LLC d/b/a Sunland Park Racetrack & Casino, New Mexico through April 21, 2009.
193. For entry into the minutes, on December 23, 2008, 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 Woodbine Entertainment Group, Ontario, Canada during the year 2009.
194. For entry into the minutes, on December 23, 2008, 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 Northlands Park, Alberta, Canada from January 9, through March 7, 2009.
195. For entry into the minutes, on December 23, 2008, 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 Windsor Raceway Inc., Ontario, Canada during the year 2009.
196. For entry into the minutes, on December 24, 2008, 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 Buffalo Trotting Association, Inc., New York from January 14, 2009 through July 26, 2009.
197. For entry into the minutes, on December 29, 2008, 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 NJSEA (Meadowlands- Harness Meet Only), New Jersey through December 31, 2009.

198. For entry into the minutes, on December 29, 2008, 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 Santa Anita (Oak Tree), California through April 20, 2009 and Golden Gate (Pacific Racing), California through June 14, 2009.
199. For entry into the minutes, on December 30, 2008, 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:
 3. Pompano Park, Florida through June 30, 2009
 4. Northfield Park Associates, LLC, Ohio through December 30, 2009.
200. For entry into the minutes, on January 6, 2009, 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:
 7. Fairgrounds, Louisiana through March 29, 2009
 8. Turfway Park, Kentucky through December 31, 2009
 9. Turf Paradise, Arizona through May 3, 2009
 10. Delta Downs, Louisiana through March 28, 2009
 11. Hawthorne Racecourse, Illinois through December 31, 2009
 12. Gulfstream Park, Florida through April 19, 2009.
201. For entry into the minutes, on January 8, 2009, 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 Western Fair, Canada through December 31, 2009.
202. For entry into the minutes, on January 8, 2009, 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 Flamboro Downs, Canada through December 31, 2009.
203. For entry into the minutes, on January 7, 2009, 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 Cal Expo Harness Racing, California through August 1, 2009.
204. For entry into the minutes, on January 9, 2009, 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:
 3. Charles Town Races and Slots, West Virginia through January 31, 2009
 4. Penn National Race Course, Pennsylvania through December 31, 2009.

205. For entry into the minutes, on January 9, 2009, 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 Philadelphia Park, Pennsylvania through December 31, 2009.
206. For entry into the minutes, on January 9, 2009, 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 Tampa Bay Downs, Florida through May 3, 2009 and Laurel Park, Maryland through April 11, 2009.
207. **YONKERS RACEWAY – REQUEST TO EXPORT TO VARIOUS LOCATIONS IN 2009**
For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes to Las Vegas Dissemination Company for wagering purposes only at one site, Elite Turf Club N.V during the year 2009.
208. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes to Picov Downs Inc. (Ajax Downs), Ontario, Canada during the year 2009.
209. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes during the year 2009 to:
5. Assiniboia Downs (with nine [9] secondary sites), Manitoba, Canada
 6. Georgian Downs (with two [2] secondary sites), Ontario, Canada
 7. Truro Raceway (with two [2] secondary sites), Nova Scotia, Canada
 8. Western Fair Raceway, Ontario, Canada.
210. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes to Exhibition Park Raceway, New Brunswick, Canada during the year 2009.
211. For entry into the minutes, on December 23, 2008, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes during the year 2009 to:
4. Clinton Raceway, Inc., Ontario, Canada
 5. Hanover, Bentink & Brant Agricultural Society (with one [1] secondary site), Ontario, Canada
 6. Grand River Agricultural Society (with three [3] secondary sites), Ontario, Canada.
212. For entry into the minutes, on December 24, 2008, the New York State Racing and Wagering Board approved Yonkers Raceway's request to simulcast its harness racing

programs for wagering purposes to Autotote Enterprises Inc. at thirteen [13] specified sites, Connecticut during the year 2009.

213. For entry into the minutes, on January 7, 2009, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its standardbred racing programs for wagering purposes to Las Vegas Dissemination Company for purposes of dissemination for simulcasting with pari-mutuel wagering during 2009 to the six [6] sites specified in the agreement submitted to the Board.
214. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes to Rideau Carleton, Ontario, Canada during the year 2009.
215. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes to Flamboro Downs, Ontario, Canada during the year 2009.
216. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved Yonkers Raceway's request to simulcast its harness racing programs for wagering purposes to Freehold Raceway, New Jersey during the year 2009.
217. For entry into the minutes, on January 8, 2009, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes during the year 2009 to:
 1. Fort Erie Race Track (with three [3] secondary sites) Ontario, Canada
 2. Kawartha Downs Raceway (with one [1] secondary site), Ontario, Canada
 3. Northlands Park, Alberta, Canada.
218. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved Yonkers Raceway's request to simulcast its harness racing programs for wagering purposes to the following tracks through December 31, 2009:
 3. Saratoga Raceway, New York
 4. Monticello Raceway Management, Inc., New York.
219. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes to Attractions Hippiques (Montreal, Aylmer, Quebec, and Trois Rivieres) Ontario, Canada during the year 2009.
220. For entry into the minutes, on January 9, 2009, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes to Nevada Pari-Mutuel Association (with seventy-six [76] sites specified and for which signatures were submitted), Nevada during the year 2009.

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

1. IN THE MATTER OF SCOTT SCOFIELD

For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved the potential reinstatement of the harness trainer-driver license of Scott Scofield. His license was not reinstated due to failure to comply with conditions for reinstatement.

2. IN THE MATTER OF LESTER QUINTYNE

For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board summarily suspended the thoroughbred racing exercise rider license of Lester Quintyne based upon a refusal to submit a urine sample for human drug testing at Aqueduct Racetrack

3. CAPITAL REGIONAL OTB – REQUEST TO CONTINUE MODIFICATION OF CASH REWARDS

For entry into the minutes, on December 11, 2008, the New York State Racing and Wagering Board approved, in part, the Capital District Regional Off-Track Betting Corporation's December 2, 2008 request to modify its Capital Cash rewards Program. The Board approved, effective immediately, the 5% rate on wagers totaling more than \$50,000 in any monthly period, as described in the letter. The Board denied Capital OTB's request to apply the 5% rate retroactively. All other conditions from previous Board approvals remain in effect.

4. IN THE MATTER OF NORBERTO ARROYO, JR.

For entry into the minutes, on December 22, 2008, the New York State Racing and Wagering Board summarily suspended the thoroughbred jockey license of Norberto Arroyo, Jr. based upon a positive drug test for the presence of marijuana in his system at Aqueduct Racetrack on December 4, 2008.

5. NYRA - REQUEST TO CASH AT IRS WINDOWS STARTING WITH JANUARY 1, 2009 TICKETS

For entry into the minutes, on December 31, 2008, the New York State Racing and Wagering Board approved the New York Racing Association, Inc.'s request for approval to cash tickets meeting the definition set forth in 9 NYCRR Section 5100.19(a) at NYRA's designated IRS windows beginning January 1, 2009.

6. SARATOGA GAMING & RACEWAY – REQUEST FOR APPROVAL OF PEACE OFFICERS

For entry into the minutes, on January 13, 2009, pursuant to Section 312 of the Racing, Pari-Mutuel Wagering and Breeding Law, the New York State Racing and Wagering Board granted the Saratoga Gaming and Raceway request to approve the appointment of the individuals listed below as special policemen within and around the grounds of Saratoga Gaming and Raceway. These special policemen

may exercise the powers of peace officers as authorized by and in accordance with Section 312 of the Racing, Pari-Mutuel Wagering and Breeding Law and Section 2.20 of the Criminal Procedure Law.

The seven (7) individuals approved are:

Donald Braim
Bruce Cogan
Michael Moffre
John Treshock
Catherine Wood
Kenneth Yearsley
Kenneth Gaul

The following seven (7) individuals are approved conditioned on the satisfactory evaluation of the results of the federal fingerprint-based criminal history report:

Robert Stearns
James Kelly
James McCann
James Sarro
David Howard
Eric Ryan
Anthony Lontrato

7. YONKERS RACEWAY – REQUEST FOR APPROVAL OF YONKERS PEACE OFFICERS

For entry into the minutes, on January 13, 2009, pursuant to Section 312 of the Racing, Pari-Mutuel Wagering and Breeding Law, the New York State Racing and Wagering Board granted Yonkers Racing Corporation's request to approve the appointment of the individual listed below as special policemen within and around the grounds of Yonkers Raceway. These special policemen may exercise the powers of peace officers as authorized by and in accordance with Section 312 of the Racing, Pari-Mutuel Wagering and Breeding Law and Section 2.20 of the Criminal Procedure Law.

The one (1) individual approved is:

Robert Parra.

D. ITEMS TO BE APPROVED, DENIED OR DEFERRED BY THE BOARD

1. MONTICELLO RACEWAY – 2009 TRACK & SIMULCAST LICENSE APPLICATIONS

The New York State Racing and Wagering Board assigned to Monticello Raceway the race dates requested for the month of February 2009 only.

2. YONKERS RACEWAY – 2009 TRACK & SIMULCAST LICENSE APPLICATIONS

The New York State Racing and Wagering Board assigned to Yonkers Raceway the race dates requested for the month of February 2009 only.

3. **SARATOGA HARNESS – 2009 TRACK & SIMULCAST LICENSE APPLICATIONS**

On January 26, 2009, the New York State Racing and Wagering Board granted the Saratoga Harness Racing, Inc. track and simulcast licenses for 2009.

The Board assigned the 170 racing programs requested on the dates specified and at the post times requested. The Board approved plans relating to the Magnetic Media Storage (Rule 5100.5), Totalisator Room Security (Rule 5100.23[d]), and Posting of Race Results (Rule 5100.11).

The 2009 track and simulcast licenses are conditioned upon the following:

- Compliance with all applicable provisions of the Racing, Pari-Mutuel Wagering and Breeding Law, Board rules and orders and directives of the New York State Racing and Wagering Board. These include but are not limited to the following:
 - a. Retransmission of your simulcast signal by authorized recipients to secondary recipients is not allowable without disclosure within the contract of the names and locations of all secondary recipients.
 - c. The Board has the authority to audit the out-of-state receiving site's books and records (including all secondary sites that receive your simulcast) and must be noted in any simulcast agreement entered into for your simulcast signal. Included within the agreement must be reference that the guest shall permit inspection of the totalisator facilities at the site where guest's wagers are subject to commingling and all related totalisator books and records by a representative of the host or of the host's Board. Names and contact telephone numbers and/or addresses of managers at all pari-mutuel "hubs" used in the course of your simulcast transactions, if not included within individual contracts, must be supplied to the Board.
 - e. Any agreement which you are party to is subject to the requirements of the host and guest states with any provision mandated by either jurisdiction with such provisions specifically incorporated into contract by reference. Both parties, including any Secondary Recipients, shall comply with the provisions of all-applicable Federal, State and local laws and regulations.
 - f. An SAS-70 Type II audit is to be performed for the current licensing period on the totalizator operations utilized and located at your facility. The report is to be filed with the Board no later than October 31, 2009.
 - e. Rule 5100.2(b)(1), which requires that the track's totalisator system be in compliance with Rule 5100.24(1)-Independent Monitoring System.

4. **NYS TAXATION & FINANCE - CERTIFICATION OF YEAR 2008 RACING DATES/RACES FOR TAX RATE PURPOSES**

The New York State Racing and Wagering Board certified pursuant to Section 236 (3)(b)(ii) and Section 318 (5)(b)(ii) of the Racing, Pari-Mutuel Wagering and Breeding Law that Finger Lakes Racetrack, Monticello Raceway, Saratoga Gaming and Raceway,

and Yonkers Raceway did conduct during the year 2008 at least 90% of programs/races in 1985 or 1986 (whichever is less).

For 2008, the Board found that for Batavia Downs, Buffalo Raceway, and Vernon Downs, it would have been uneconomical or impractical for these corporations to be assigned the prescribed number of racing dates, pursuant to Section 318(5)(b)(ii). Therefore, such finding entitles these harness racetracks to be classified as if each complied with such requirements.

Accordingly, the Board certified that Finger Lakes, Batavia Downs, Buffalo Raceway, Monticello Raceway, Saratoga Harness, Vernon Downs, and Yonkers Raceway have complied with either Section 236(3)(b)(ii) or Section 318(5)(b)(ii) of the Racing, Pari-Mutuel Wagering and Breeding Law for the purpose of establishing the 2008 pari-mutuel tax rate.

5. **NYRA – REQUEST TO MODIFY INTERNET & ACCOUNT WAGERING – NYRA REWARDS PLAYERS CLUB**

The New York State Racing and Wagering Board approved the New York Racing Association, Inc. January 11, 2008 request to modify the NYRA Rewards Player Club granting access to the club to patrons who have wagered \$10,000 in the current year as well as in the prior year.

All conditions from the Board’s previous approvals remain in effect.

6. **TIOGA DOWNS – REQUEST TO BUILD EXERCISER BETWEEN BARNs IN THE BACKSTRETCH**

The New York State Racing and Wagering Board approved the Tioga Downs July 18, 2008 request to construct a horse exerciser manufactured by Odyssey Performance Ltd. of Canada to be located in the backstretch between Barns G and E.

7. **NEW YORK CITY OTB –AMENDMENT OF TOTALISATOR CONTRACT**

The New York State Racing and Wagering Board approved the New York City Off-Track Betting Corporation, Inc. request dated November 26, 2008 to amend its plan of operation to reflect the following modification of its contract with AmTote.

Modification No. 5, dated January 16, 2008, provides for extension of the original contract until June 30, 2008 and three additional renewal periods up to June 30, 2009. It also provides for additional AmTote BetStations, and

Modification No. 6, dated October 29, 2008, provides for the purchase of 75 betting terminals and an additional renewal period up to December 31, 2009.

8. **NASSAU REGIONAL OTB – REQUEST TO AMEND ACCOUNT WAGERING PLAN**

The New York State Racing and Wagering Board approved the Nassau Regional Off-Track Betting Corporation request dated December 19, 2008 to change the third party provider of race replays and video streaming to Roberts Communications Network LLC (RCN) conditioned on the following:

- All other components of the previously approved plan of operation remain the same; and
- All other conditions of prior approvals remain in effect.

9. **TIOGA DOWNS – REQUEST TO WITHDRAW \$22,727.09 FROM CIF**

The New York State Racing and Wagering Board approved the Tioga Downs request to withdraw a total of \$22,727.09 from its Capital Improvement Fund for reimbursement of the following Capital Improvement Expenditures:

Backstretch (100%)

Rebanking Turn and Resurfacing	<u>\$22,727.09</u>
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Total Approved	<u>\$22,727.09</u>
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10. **VERNON DOWNS – REQUEST TO WITHDRAW \$130,413.73 FROM CIF**

The New York State Racing and Wagering Board approved the Vernon Downs request to withdraw a total of \$130,413.73 from its Capital Improvement Fund for reimbursement of the following Capital Improvement Expenditures:

Backstretch (100%)

Ongoing CAFO Project	\$ 90,081.37
Materials for Track Resurfacing	<u>40,332.36</u>

Total Approved	<u>\$130,413.73</u>
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11. **IN THE MATTER OF TINA L. ADAMCZYK**

The New York State Racing and Wagering Board upheld the recommendation of designated Hearing Officer Russell H. Baller, Jr. to dismiss the charge, license suspension and fine in relation to the report of an excessive TCO2 level finding for the horse ROAD TO FAME, trained by Tina L. Adamczyk, which competed at Monticello Raceway on November 13, 2007.

12. **IN THE MATTER OF TIMOTHY D. CASE**

The New York State Racing and Wagering Board overruled and modified the recommendation of designated Hearing Officer Russell H. Baller, Jr. in relation to reported excessive TCO2 levels in horses trained by Timothy D. Case, violation of Board Rules 4120.13 and 4120.4 as follows:

1. modified the dismissal of the sixty (60) day license suspension to seventy-five (75) days and the \$1,000 fine to a \$2,500 fine in relation to an excessive TCO2 level finding for the horse FOX VALLEY LOVEBUG, which competed at Yonkers Raceway on November 29, 2007, and
2. modified the three hundred sixty-five (365) day license suspension to revocation with ineligibility to reapply for five (5) years, including no direct or indirect participation in New York pari-mutuel horse racing, and a \$5,000 fine in

relation to an excessive TCO2 level finding for the horse R U BARTLETT, which competed at Monticello Raceway on February 12, 2008.

13. IN THE MATTER OF ROSS V. CLARIDGE

The New York State Racing and Wagering Board upheld with modifications the recommendation of designated Hearing Officer Russell H. Baller, Jr. in relation to reported excessive TCO2 levels in horses trained by Ross V. Claridge, in violation of Board Rules 4120.13 and 4120.4 as follows:

1. dismissed the sixty (60) day license suspension and \$1,000 fine in relation

to the reported excessive TCO2 level finding for the horse AMAZIDA, which competed at Yonkers Raceway on October 6, 2007, and

2. modified the seventy-five (75) day license suspension to a sixty (60) day license suspension and reduced the \$2,500 fine to a \$1,000 fine in relation to an excessive TCO2 level finding for the horse DAVE AINT HERE, which competed at Yonkers Raceway on November 24, 2007.

14. IN THE MATTER OF JULIUS S. CZERMANN, JR.

The New York State Racing and Wagering Board overruled the recommendation of designated Hearing Officer Russell H. Baller, Jr. to dismiss the charges and suspended the harness racing trainer license of Julius S. Czermann, Jr. for sixty (60) days and imposed a \$1,000 fine based upon a finding that the TCO2 level of the horse BASIL HANOVER, trained by him which competed at Yonkers Raceway on November 19, 2007, exceeded the acceptable level, and thus constituted violation of Board Rules 4120.13 and 4120.4.

15. IN THE MATTER OF KEITH J. KASH

The New York State Racing and Wagering Board upheld with modification the recommendation of designated Hearing Officer Russell H. Baller, Jr. in relation to a reported excessive TCO2 level in a horse trained by Keith J. Cash, in violation of Board Rules 4120.13 and 4120.4, and the charge of tempering with the TCO2 quarantine of a horse, in violation of Board Rules 4120.15, 4119.7(a)(3,5), and 4120.13(b), as follows:

1. upheld a sixty (60) day license suspension and \$1,000 fine based on an excessive TCO2 level finding of the horse MERCEDES KILLIAN, which competed at Buffalo Raceway on April 30, 2008, and
2. modified a sixty (60) day license suspension to a one (1) year suspension to be served concurrently and a \$1,000 fine based upon his tampering with the TCO2 quarantine for MERCEDES KILLIAN.

16. IN THE MATTER OF MATTHEW A. MEDEIROS

The New York State Racing and Wagering Board upheld the recommendation of designated Hearing Officer Russell H. Baller, Jr. in relation to reported excessive TCO2 levels in horses trained by Matthew A. Medeiros, in violation of Board Rules 4120.13 and 4120.4 as follows:

1. upheld a sixty (60) day license suspension and \$1,000 fine in relation to an excessive TCO2 level finding of the horse NOTTHATKINDANGEL, which competed at Yonkers Raceway on March 5, 2007, and

2. upheld a seventy-five (75) day license suspension and \$2500 fine in relation to an excessive TCO2 level finding of the horse SWEET CELEBRATION, which competed at Yonkers Raceway on December 7, 2007.

17. IN THE MATTER OF DAVID L. SPAGNOLA

The New York State Racing and Wagering Board upheld the recommendation of designated Hearing Officer Russell H. Baller, Jr. and suspended the harness racing owner-trainer license of David L. Spagnola for sixty (60) days and imposed a \$1,000 fine based upon the finding that the TCO2 level of the horse DIRT CHEAP N, which competed at Saratoga Raceway on March 30, 2008 and was trained by Mr. Spagnola, exceeded the acceptable level, and thus constituted violation of Board Rules 4120.13 and 4120.4.

18. IN THE MATTER OF ROBERT W. SUMNER

The New York State Racing and Wagering Board upheld with modification the recommendation of designated Hearing Officer Russell H. Baller, Jr. in relation to three reported excessive TCO2 levels in horses trained by Robert W. Sumner, in violation of Board Rules 4120.13 and 4120.4 as follows:

1. upheld a sixty (60) day license suspension and \$1,000 fine in relation to a reported excessive TCO2 level finding of the horse SPORTY NATE, which competed at Yonkers Raceway on February 4, 2008,
2. upheld a seventy-five (75) day license suspension and \$2,500 fine in relation to a reported excessive TCO2 level finding of the horse ARTS MATTJESTY, which competed at Yonkers Raceway on February 23, 2008, and
3. revoked the license of Robert W. Sumner and declared him ineligible to reapply for five (5) years imposed a five-year license suspension including no direct or indirect participation in New York pari-mutuel horse racing, and imposed a \$5,000 fine in relation to a reported excessive TCO2 level finding of the horse ARTS MATTJESTY, which competed at Yonkers Raceway on April 5, 2008.

19. IN THE MATTER OF GERALD H. DECKER

The New York State Racing and Wagering Board upheld the recommendation of designated Hearing Officer Russell H. Baller, Jr. and sustained the sixty (60) day license suspension of the harness owner-trainer license of Gerald H. Decker and imposed a \$1,000 fine based upon the finding that the TCO2 level of the horse CAPITOL JET, which competed at Monticello Raceway on May 20, 2008 and was trained by Mr. Decker, exceeded the acceptable level, and thus constituted violation of Board Rules 4120.13 and 4120.4.

20. IN THE MATTER OF RICK C. ZUFELT

The New York State Racing and Wagering Board upheld the recommendation of designated Hearing Officer Russell H. Baller, Jr. and revoked the thoroughbred groom-exercise rider licenses of Rick C. Zufelt based upon his failure to comply with terms of his reinstatement to racing by failing to comply with the direction to provide a urine specimen on November 1, 2008 at Finger Lakes Racetrack, and prior substance abuse violations.

21. IN THE MATTER OF NOEL ITARA

The New York State Racing and Wagering Board upheld the recommendation of designated Hearing Officer Russell H. Baller, Jr. and revoked the thoroughbred groom-general services licenses of Noel Itara based upon his failure to comply with terms of his Consent to Conditions for Reinstatement dated April 18, 2008, and the prior related human substance abuse violation.

22. IN THE MATTER OF DENNIS J. LATERZA

The New York State Racing and Wagering Board upheld the recommendation of designated Hearing Officer Russell H. Baller, Jr. that the harness racing trainer license of Dennis J. Laterza be suspended for five (5) years, including no direct or indirect participation in New York pari-mutuel horse racing, and a \$2,500 fine be imposed based upon a finding of Recombinant Human Erythropoietin (rhEPO) in the post-race blood of the horse LEMON PEPPER, which competed in the 9th race at Yonkers Raceway on April 27, 2007 and was trained by Mr. Laterza. The disciplinary action was based on violations of Board Rules 4120.2(h) and 4120.4.

E. ITEMS FOR BOARD INFORMATION/DISCUSSION

1. INDIAN GAMING/LICENSING STATISTICS

Licensing statistics for December 1, 2008 through December 31, 2008. Also included are the certifications for Oneida, Mohawk, Seneca Allegany, Seneca Buffalo and Seneca Niagara.

2. GAMES OF CHANCE/BELL JAR TICKETS

List of bell jar tickets authorized/denied by the Charitable Gaming Unit between December 1, 2008 through December 31, 2008.

3. GAMES OF CHANCE/BINGO REGISTRATION NUMBERS

List of Games of Chance and Bingo Registration Numbers authorized/denied by the Charitable Gaming Unit from November 29, 2008 through January 2, 2009.

4. LICENSING/CURRENT LICENSE COUNT

The current racing licensing count as of December 31, 2008 since January 1, 2008 were as follows: total receipts 17,137 and total licenses 14,070 for the year 2008.

5. 2008 LICENSED SUPPLIERS

List of licensed suppliers – manufacturers' and distributors' licenses issued for the time period of December 1, 2008 through December 31, 2008.

F. FOLLOW-UP ON ITEMS PREVIOUSLY APPROVED

None.

The meeting adjourned at 11:51 a.m.