



**MINUTES
NEW YORK STATE RACING AND WAGERING BOARD
MEETING OF JUNE 27, 2012**

A meeting of the New York State Racing and Wagering Board was held on Wednesday, June 27, 2012 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
Charles J. Diamond, Member
Ronald G. Ochrym, Executive Director
Robert Feuerstein, General Counsel
Thomas Casaregola, Audits & Investigations
Kristen Buckley, Acting Secretary to the Board

Also in Attendance Were:

Lee Park, NYSR&WB
Michelle Martin, NYSR&WB
James Kellogg, NYSR&WB
Stacy Harvey, NYSR&WB
Mark Stuart, NYSR&WB
Rick Goodell, NYSR&WB
William Sekellick, NYSR&WB
Jim Chiapetta, Flair, LLC
Robert Hemsworth, Capital OTB
Mike Kane, Thoroughbred Daily News

OPEN COMMENT PERIOD: Began: 11:05 a.m. Ended: 11:05 a.m.

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

No other comments were made.

A. The Board approved the minutes of the Board meeting held on May 30, 2012.

B. ITEMS PREVIOUSLY APPROVED OR DEFERRED BY THE CHAIR

1. BUFFALO RACEWAY – REQUEST TO CONDUCT A “LUCKY PROGRAM” PROMOTION

For entry into the minutes, on June 20, 2012, the New York State Racing and Wagering Board approved the June 12, 2012 Buffalo Trotting Association request to conduct a “Lucky Program” promotion on Saturday, July 14, 2012.

2. BUFFALO RACEWAY – EXPORT TO VARIOUS LOCATIONS IN 2012

For entry into the minutes, on June 1, 2012, the New York State Racing and Wagering Board amended its letter dated May 4, 2012 to **extend approval for three (3) weeks only** for Buffalo Trotting Association’s request to simulcast its harness racing programs for wagering purposes to the **Racing and Gaming Service’s site identified as TRA Code RG1**. This approval is **valid through June 23, 2012 only**, pending further review and without prejudice to any further action.

3. For entry into the minutes, on June 22, 2012, the New York State Racing and Wagering Board approved the Buffalo Trotting Association’s request to simulcast its harness racing programs for wagering purposes to Ida Racing at Sandy Downs, TRA Code TET (with two [2] secondary sites: The Turf Club OTB, TRA Code TCC and Idabet.com, TRA Code IDB), Idaho for the calendar year 2012.

4. For entry into the minutes, on June 22, 2012, the New York State Racing and Wagering Board amended its letter dated June 1, 2012 to **extend approval for the calendar year 2012** for Buffalo Trotting Association’s request to simulcast its harness racing programs for wagering purposes to the **Racing and Gaming Service’s site identified as TRA Code RG1**. This approval is conditioned upon satisfactory completion of a suitability review.

5. CAPITAL DISTRICT REGIONAL OTB – BELMONT STAKES DAY PROMOTIONS

For entry into the minutes, on May 30, 2012, the New York State Racing and Wagering Board approved the May 22, 2012 application by the Capital District Regional Off-Track Betting Corporation to conduct the specified Belmont Stakes Day (June 9, 2012) promotions at the Clubhouse Race Book.

6. **CAPITAL DISTRICT REGIONAL OTB – REQUEST TO AMEND LIVE BANKROLL SYNDICATE BLANKET APPROVAL REQUEST**
For entry into the minutes, on June 5, 2012, the New York State Racing and Wagering Board approved the May 22, 2012 application by the Capital District Regional Off-Track Betting Corporation to amend their Live Bankroll Syndicate blanket approval Request previously approved by the Board on February 23, 2012.
7. **CAPITAL DISTRICT REGIONAL OTB – JUNE 2012 PROMOTIONS**
For entry into the minutes, on June 7, 2012, the New York State Racing and Wagering Board approved the May 30, 2012 application by the Capital District Regional Off-Track Betting Corporation to conduct the specified handicapping contests and promotion events for June, 2012.
8. **CAPITAL DISTRICT REGIONAL OTB – VERNON DOWNS \$1,000 HANDICAPPING CONTEST**
For entry into the minutes, on June 12, 2012, the New York State Racing and Wagering Board approved the June 7, 2012 application by the Capital District Regional Off-Track Betting Corporation to conduct the Vernon Downs \$1,000 handicapping contest on Saturday, October 27, 2012.
9. **CAPITAL DISTRICT REGIONAL OTB – REQUEST TO CONDUCT AN “IPAD GIVEAWAY”**
For entry into the minutes, on June 20, 2012, the New York State Racing and Wagering Board approved the June 12, 2012 application by the Capital District Regional Off-Track Betting Corporation to conduct an “IPad Giveaway” on Saturday, July 14, 2012 with entries being taken from Monday, July 9, 2012 through Friday, July 13, 2012.
10. **FINGER LAKES RACETRACK – PERMISSION TO CONDUCT VARIOUS PROMOTIONS THROUGHOUT JUNE 2012**
For entry into the minutes, on June 1, 2012, the New York State Racing and Wagering Board approved the May 21, 2012 application by the Finger Lakes Racing Association, Inc. to conduct the specified promotions in June, 2012.
11. **FINGER LAKES RACETRACK – REQUEST APPROVAL OF NEW RACING OFFICIAL – CHARLES BOWNDS**
For entry into the minutes, pursuant to Board Rule 4005.1, on June 15, 2012, the New York State Racing and Wagering Board approved the request of the Finger Lakes Racing Association, Inc. to employ Charles Bownds as Racing Secretary for the remainder of the 2012 racing season.
12. **FINGER LAKES RACETRACK – EXPORT TO VARIOUS LOCATIONS IN 2012**
For entry into the minutes, on June 1, 2012, the New York State Racing and Wagering Board amended its letter dated May 4, 2012 to **extend approval for three (3) weeks only** for Finger Lakes Racing Association, Inc.’s request to simulcast its

thoroughbred racing programs for wagering purposes to the **Racing and Gaming Service's site identified as TRA Code RG1**. This approval is **valid through June 23, 2012 only**, pending further review and without prejudice to any further action.

13. For entry into the minutes, on June 5, 2012, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs for wagering purposes to Arapahoe Park (with nine [9] secondary sites: Sundance Steakhouse and Saloon; Havana Park; Southern Colorado Gaming & Event Center; Red & Jerry's; Bank 8 Billiards; Softball Country; Post Time; COPOW and Post Time at Copperhead), Colorado for the calendar year 2012.
14. For entry into the minutes, on June 7, 2012, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs for wagering purposes for the year 2012 to Hippodrome Quebec, TRA Code QUE, a secondary site associated with the previously approved simulcasts to Woodbine Entertainment Group.
15. For entry into the minutes, on June 22, 2012, the New York State Racing and Wagering Board amended its letter dated June 1, 2012 to **extend approval for the calendar year 2012** for Finger Lakes Racing Association Inc.'s request to simulcast its thoroughbred racing programs for wagering purposes to the **Racing and Gaming Service's site identified as TRA Code RG1**. This approval is conditioned upon satisfactory completion of a suitability review.
16. **MONTICELLO RACEWAY – REQUEST TO ALLOW ROCKY MOUNTAIN TURF CLUB'S ONLINE WAGERING SITES TO SHOW VIDEO REPLAYS**
For entry into the minutes, on May 30, 2012, the New York State Racing and Wagering Board approved the request of Monticello Raceway to allow Rocky Mountain Turf Club's Online Wagering sites to show video replays of races from Monticello Raceway through December 31, 2012.
17. **MONTICELLO RACEWAY – REQUEST TO CONDUCT ADDITIONAL RACE DATE ON JULY 13, 2012**
For entry into the minutes, on June 1, 2012, the New York State Racing and Wagering Board approved the Monticello Raceway request by letter dated May 22, 2012 to add a race day on Friday, July 13, 2012 with a post-time of 12:50 p.m..
18. **MONTICELLO RACEWAY – REQUEST TO CHANGE POST-TIME ON JULY 4, 2012**
For entry into the minutes, on June 22, 2012, the New York State Racing and Wagering Board approved the Monticello Raceway request by letter dated June 20, 2012 to change the post-time on Wednesday, July 4, 2012 from 6:30 p.m. to 5:30 p.m.
19. **MONTICELLO RACEWAY – EXPORT TO VARIOUS LOCATIONS IN 2012**
For entry into the minutes, on May 25, 2012, the New York State Racing and Wagering Board approved the Monticello Raceway request to simulcast its harness

racing programs for wagering purposes for the year 2012 to the following secondary sites associated with the previously approved simulcasts to Rocky Mountain Turf Club, Inc.:

1. Hit The Board, Thehorseonline, TRA Code WUB.
 2. Hit The Board/ THR, TRA Code HIT.
20. For entry into the minutes, on June 1, 2012, the New York State Racing and Wagering Board amended its letter dated May 4, 2012 to **extend approval for three (3) weeks only** for Monticello Raceway's request to simulcast its harness racing programs for wagering purposes to the **Racing and Gaming Service's site identified as TRA Code RG1**. This approval is **valid through June 23, 2012 only**, pending further review and without prejudice to any further action.
21. For entry into the minutes, on June 5, 2012, the New York State Racing and Wagering Board approved the Monticello Raceway request to simulcast its harness racing programs for wagering purposes for the year 2012 to Hippodrome Quebec, TRA Code QUE, a secondary site associated with the previously approved simulcasts to Woodbine Entertainment Group.
22. For entry into the minutes, on June 22, 2012, the New York State Racing and Wagering Board amended its letter dated June 1, 2012 to **extend approval for the calendar year 2012** for Monticello Raceway's request to simulcast its harness racing programs for wagering purposes to the **Racing and Gaming Service's site identified as TRA Code RG1**. This approval is conditioned upon satisfactory completion of a suitability review.
23. **NASSAU REGIONAL OTB – REQUEST TO CONDUCT THE BELMONT STAKES SPOILER FEST EVENT**
For entry into the minutes, on June 4, 2012, the New York State Racing and Wagering Board approved the June 1, 2012 application by the Nassau Regional Off-Track Betting Corporation to conduct the Belmont Stakes Spoiler Fest Event at the Nassau Off-Track Betting Race Palace on Monday, June 4, 2012.
24. **NASSAU REGIONAL OTB – IMPORT OF VARIOUS LOCATIONS IN 2012**
For entry into the minutes, on May 30, 2012, the New York State Racing and Wagering Board approved an amendment to the plans of operation of Nassau, Capital, Catskill, Suffolk and Western Regional Off-Track Betting Corporations authorizing the simulcast for wagering purposes of races from Ocean Downs, Maryland from June 17 through September 2, 2012.
25. **NYRA – REQUEST APPROVAL OF NEW RACING OFFICIAL - SETH KUPPERMAN**
For entry into the minutes, pursuant to Board Rule 4005.1, on May 31, 2012, the New York State Racing and Wagering Board approved the request of the New York Racing Association to employ Dr. Seth Kupperman as a Lasix Veterinarian for the remainder of the 2012 racing season.

26. **NYRA – REQUEST TO CHANGE POST-TIME ON JUNE 8, 2012**
For entry into the minutes, on June 7, 2012, the New York State Racing and Wagering Board approved the New York Racing Association, Inc.’s request to change its post-time on June 8, 2012 from 1:00 p.m. to 12:50 p.m..
27. **NYRA – EXPORT TO VARIOUS LOCATIONS IN 2012**
For entry into the minutes, on May 25, 2012, the New York State Racing and Wagering Board approved the New York Racing Association request to simulcast its thoroughbred racing programs for wagering purposes for the year 2012 to the following secondary sites associated with the previously approved simulcasts to Rocky Mountain Turf Club, Inc.:
1. Hit The Board, Thehorseonline, TRA Code WUB.
 2. Hit The Board/ THR, TRA Code HIT.
28. For entry into the minutes, on May 25, 2012, the New York State Racing and Wagering Board approved the New York Racing Association request to simulcast its thoroughbred racing programs for wagering purposes for the year 2012 to the following secondary sites associated with the previously approved simulcasts to Woodbine Entertainment Group:
1. Hippodrome Quebec, TRA Code QUE.
 2. Quebec IVR, TRA Code QBC.
29. For entry into the minutes, on June 5, 2012, 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 Montana Simulcast Racing LLC (with seven [7] secondary sites: Billings Won \$800 Casino; Butte M & M Casino and Cigar Bar; Great Falls Halftime Sports Bar; Helena Bull’s Eye Casino; Kalispell Scotty’s Bar & Steak House; Missoula Katie O’Keefes and Miles City Golden Spur), Montana for the calendar year 2012.
30. For entry into the minutes, on June 5, 2012, the New York State Racing and Wagering Board approved the New York Racing Association’s request to simulcast the 2012 Belmont Stakes for separate pool wagering purposes to Hipodromo de San Isidro Argentina (with two-hundred and ninety-nine [299] secondary sites), Argentina.
31. For entry into the minutes, on June 5, 2012, 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 Jockey Club del Peru, Peru for the calendar year 2012.
32. **SARATOGA HARNESS – REQUEST TO CONDUCT THE “BELMONT STAKES RACE ANTI-SURCHARGE” AND THE “SARATOGABETS I’LL HAVE ANOTHER PHOTO GIVEAWAY” PROMOTIONS**
For entry into the minutes, on June 1, 2012, the New York State Racing and Wagering

Board approved the May 30, 2012 Saratoga Casino and Raceway request to conduct the “Belmont Stakes Anti-Surcharge” promotion and the “SaratogaBets I’ll Have Another Photo Giveaway” on Belmont Stakes Day, Saturday, June 9, 2012.

33. **SARATOGA HARNESS – EXPORT TO VARIOUS LOCATIONS IN 2012**
For entry into the minutes, on June 1, 2012, the New York State Racing and Wagering Board amended its letter dated May 4, 2012 to **extend approval for three (3) weeks only** for Saratoga Casino and Raceway’s request to simulcast its harness racing programs for wagering purposes to the **Racing and Gaming Service’s site identified as TRA Code RG1**. This approval is **valid through June 23, 2012 only**, pending further review and without prejudice to any further action.
34. For entry into the minutes, on June 12, 2012, the New York State Racing and Wagering Board approved Saratoga Casino and Raceway’s request to simulcast its harness racing programs for wagering purposes to the following tracks during the remainder of calendar year 2012:
 1. Birmingham Race Course, Alabama.
 2. Victoryland Greyhound Park, Alabama.
35. For entry into the minutes, on June 22, 2012, the New York State Racing and Wagering Board amended its letter dated June 1, 2012 to **extend approval for the calendar year 2012** for Saratoga Casino and Raceway’s request to simulcast its harness racing programs for wagering purposes to the **Racing and Gaming Service’s site identified as TRA Code RG1**. This approval is conditioned upon satisfactory completion of a suitability review.
36. **TIOGA DOWNS – REQUEST TO CONDUCT GSY AMATEUR DRIVERS SERIES RACES**
For entry into the minutes, on May 30, 2012, the New York State Racing and Wagering Board approved the Tioga Downs request by letter dated May 23, 2012 to conduct GSY Amateur Drivers Series races on Sunday, July 8, 2012 and Saturday, August 25, 2012.
37. **TIOGA DOWNS – REQUEST TO CONDUCT 1 AND 1/4 MILE RACES**
For entry into the minutes, on June 1, 2012, the New York State Racing and Wagering Board approved the Tioga Downs request by letter dated May 31, 2012 for permission to run 1 and ¼ mile races once per day throughout the current meet beginning on June 1, 2012.
38. **TIOGA DOWNS – REQUEST TO OFFER GUARANTEED PICK 4 POOL**
For entry into the minutes, on June 5, 2012, the New York State Racing and Wagering Board approved the May 30, 2012 Tioga Downs request to offer a guaranteed \$5,000 Pick 4 pool on Sunday, June 10, 2012.
39. **TIOGA DOWNS – REQUEST TO OFFER GUARANTEED PICK 4 POOL AND DROP SUPERFECTA**
For entry into the minutes, on June 20 2012, the New York State Racing and Wagering

Board approved the Vernon Downs request by letter dated June 13, 2012 to offer a Guaranteed \$5,000 Pick 4 pool on Sunday, August 26, 2012 and to drop the superfecta wager in the race in which the Pick 4 begins.

40. **TIOGA DOWNS – REQUEST TO CONDUCT CHANGE YOUR LUCK MEADOWLANDS GETAWAY AND THE BACK TO THE TRACK HANDICAPPING CONTEST**

For entry into the minutes, on June 20, 2012, the New York State Racing and Wagering Board approved the Tioga Downs request by letter dated June 14, 2012 to conduct the Change Your Luck Meadowlands Getaway on Friday, July 13, 2012, to move the scheduled handicapping contest on Sunday, July 15, 2012 to Saturday, July 14, 2012, and to conduct the Back To The Track Handicapping Contest.

41. **VERNON DOWNS – REQUEST TO CONDUCT GSY AMATEUR DRIVERS SERIES RACES**

For entry into the minutes, on May 30, 2012, the New York State Racing and Wagering Board approved the Vernon Downs request by letter dated May 27, 2012 to conduct GSY Amateur Drivers Series races on Saturday, August 18, 2012 and Saturday, September 22, 2012.

42. **VERNON DOWNS – REQUEST TO OFFER GUARANTEED PICK 4 POOL AND DROP SUPERFECTA**

For entry into the minutes, on June 20 2012, the New York State Racing and Wagering Board approved the Vernon Downs request by letter dated June 13, 2012 to offer a Guaranteed \$5,000 Pick 4 pool on Sunday, August 26, 2012 and to drop the superfecta wager in the race in which the Pick 4 begins.

43. **VERNON DOWNS – REQUEST TO CONDUCT THE BACK TO THE TRACK HANDICAPPING CONTEST**

For entry into the minutes, on June 20, 2012, the New York State Racing and Wagering Board approved the Vernon Downs request by letter dated June 14, 2012 to conduct the Back to the Track Handicapping Contest on Saturday, July 14, 2012 in place of the Favorite vs. The Field promotion.

44. **WESTERN REGIONAL OTB – REQUEST TO CONDUCT CUSTOMER APPRECIATION DAYS**

For entry into the minutes, on June 5, 2012, the New York State Racing and Wagering Board approved the Western Regional Off-Track Betting Corporation request by letter dated May 29, 2012 to conduct Customer Appreciation Days at all thirty-two of their branch locations on the following dates:

Friday, June 8, 2012- West Ridge Branch

Friday, June 15, 2012- Pine Branch and River Branch

Friday, June 22, 2012- Wherle Branch

Thursday, June 28, 2012- Newark Branch and Seneca Falls Branch

Friday, June 29, 2012- Military Branch and Main St Branch

Thursday, July 5, 2012- Corning Branch and Hornell Branch

Friday, July 6, 2012 - Webster Branch
 Wednesday, July 11, 2012- Mohawk Branch
 Thursday, July 12, 2012- French Branch
 Friday July 13, 2012- Marway Branch
 Wednesday July 18, 2012- Auburn Branch
 Wednesday July 25, 2012- Albion Branch and ITW Branch
 Thursday, July 26, 2012- Clinton Branch
 Friday, July 27, 2012- Phoenix Branch
 Thursday, August 2, 2012- Transit Branch
 Wednesday, August 8, 2012- Lyell Branch
 Wednesday, August 15, 2012- Olean Branch and Jamestown Branch
 Thursday, August 16, 2012- Oswego Branch and Central Square Branch
 Friday, August 17, 2012- Delaware Branch
 Wednesday, August 22, 2012- Bullshead Branch
 Thursday, August 23, 2012- Hudson Branch
 Friday, August 24, 2012- Ridge Lea Branch
 Wednesday, August 29, 2012- Jefferson Branch
 Thursday, August 30, 2012- Geneseo Branch
 Friday, August 31, 2012- Mckinley Branch

45. **WESTERN REGIONAL OTB/BATAVIA DOWNS – REQUEST TO CONDUCT WAGER GIVEAWAY AT THE PHOENIX BRANCH**
 For entry into the minutes, on June 5, 2012, the New York State Racing and Wagering Board approved the Western Regional Off-Track Betting Corporation request by letter dated May 24, 2012 to conduct a Wager Giveaway promotion at the Phoenix Branch on Belmont Stakes Day, Saturday, June 9, 2012.
46. **WESTERN REGIONAL OTB/BATAVIA DOWNS – REQUEST TO CONDUCT DRAWING TO WIN ONLINE PROGRAMS DURING THE 2012 BATAVIA DOWNS LIVE RACING SEASON**
 For entry into the minutes, on June 20, 2012, the New York State Racing and Wagering Board approved the June 15, 2012 application by the Western Regional Off-Track Betting Corporation/Batavia Downs request to conduct a drawing to win online Batavia Downs racing programs for the entire 2012 Live Racing Season with entries being taken upon approval and the drawing to be conducted on Monday, July 16, 2012.
47. **YONKERS RACEWAY – REQUEST TO CHANGE GUARANTEED PICK FOUR POOL ON TUESDAYS**
 For entry into the minutes, on May 31, 2012, the New York State Racing and Wagering Board approved the May 25, 2012 Yonkers Raceway request to increase the guarantee on the Tuesday Pick 4 pool from the current \$20,000 to \$25,000 beginning upon Board approval.
48. **YONKERS RACEWAY – IMPORT OF VARIOUS LOCATIONS IN 2012**
 For entry into the minutes, on May 25, 2012, the New York State Racing and Wagering Board approved an amendment to the Yonkers Raceway simulcast plan of

operation authorizing the simulcast for wagering purposes of races from Sterling Suffolk Racecourse, Massachusetts from June 2 through October 29, 2012.

49. For entry into the minutes, on June 12, 2012, the New York State Racing and Wagering Board approved an amendment to the Yonkers Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from the California Authority Racing Fairs, California from June 21 through October 14, 2012.
50. **YONKERS RACEWAY – EXPORT TO VARIOUS LOCATIONS IN 2012**
For entry into the minutes, on May 25, 2012, the New York State Racing and Wagering Board approved Yonkers Raceway’s request to simulcast its harness racing programs for wagering purposes to the New York Racing Association, New York during the remainder of 2012.
51. For entry into the minutes, on May 25, 2012, 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 Churchill Downs Incorporated sites for the calendar year 2012:
 1. Arlington Park (with thirty-two [32] secondary sites: Trackside- Arlington, TRA Code API; Trackside- Rockford, TRA Code APR; Trackside- Chicago, TRA Code APC; Trackside Hodgkins, TRA Code APD; Trackside- Waukegan, TRA Code APW; Trackside- Quad City Downs, TRA Code APQ; Trackside McHenry, TRA Code APH; Trackside- South Elgin, TRA Code APE; Trackside- South Beloit, TRA Code APS; Trackside- Lockport, TRA Code APF; Trackside- Villa Park, TRA Code APP; Trackside- Orland Hills, TRA Code APO; Capitol OTB, TRA Code CAT; Fairmount Park, TRA Code FPK; Maywood Park, TRA Code MAP; Balmoral Park, TRA Code BPR; Hawthorne Racecourse, TRA Code HAW; Corliss OTB, TRA Code CSO; Elk Grove OTB, TRA Code ELK; Crestwood OTB, TRA Code CST; Aurora (The Foundry), TRA Code EPO; North Aurora OTB, TRA Code AUR; Mokena OTB, TRA Code MOK; Champaign OTB, TRA Code CPO; Joliet OTB, TRA Code JOO; Niles OTB, TRA Code NIL; Oakbrook Terrace OTB, TRA Code OKT; Route 3 OTB, TRA Code FPK; Alton OTB, TRA Code ABT; Normal (All Season’s Golf Center), TRA Code SLO; Players Pub, TRA Code HWP and Shark City, TRA Code HWG), Illinois.
 2. Churchill Downs Technology Initiatives Company (with four [4] secondary sites: TRA Code TWS; TRA Code TWN; TRA Code TWO and luckity.com, TRA Code LKY), Oregon.
 3. Fair Grounds Racecourse (with eleven [11] secondary sites: Kenner Finish Line OTB, TRA Code FLQ; Gretna Finish Line OTB, TRA Code FLC; Covington Finish Line OTB, TRA Code FLA; Houma Finish Line OTB, TRA Code FLD; LaPlace Finish Line OTB, TRA Code FLS; Thibodaux Finish Line OTB, TRA Code FLT; Metairie Finish Line OTB, TRA Code FLR; Elmwood Finish Line OTB, TRA Code FLE; Boutte Finish Line OTB, TRA Code FLB; Chaimette Finish Line OTB, TRA Code FLF and FG Account Wagering, TRA Code FAW), Louisiana.

4. Hoosier Park (with three [3] secondary sites: Trackside- Ft. Wayne, TRA Code FWG; Trackside- Indianapolis, TRA Code IAG and Trackside Merrillville, TRA Code MEG), Indiana.
 5. The Meadows (with four [4] secondary sites: New Castle OTB, TRA Code MEA; Harmar Township OTB, TRA Code MEA; Moon Township OTB, TRA Code MEA and The Meadows Account Wagering; TRA Code MAW), Pennsylvania.
 6. Oaklawn Park, Arkansas.
 7. Velocity Wagering Limited, Isle Of Man.
52. For entry into the minutes, on May 25, 2012, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes to Sky Channel Pty Ltd, Australia for the calendar year 2012.
 53. For entry into the minutes, on June 1, 2012, the New York State Racing and Wagering Board amended its letter dated May 4, 2012 to **extend approval for three (3) weeks only** for Yonkers Raceway's request to simulcast its harness racing programs for wagering purposes to the **Racing and Gaming Service's site identified as TRA Code RG1**. This approval is **valid through June 23, 2012 only**, pending further review and without prejudice to any further action.
 54. For entry into the minutes, on June 5, 2012, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes for the year 2012 to Hippodrome Quebec, TRA Code QUE, a secondary site associated with the previously approved simulcasts to Woodbine Entertainment Group.
 55. For entry into the minutes, on June 22, 2012, the New York State Racing and Wagering Board amended its letter dated June 1, 2012 to **extend approval for the calendar year 2012** for Yonkers Raceway's request to simulcast its harness racing programs for wagering purposes to the **Racing and Gaming Service's site identified as TRA Code RG1**. This approval is conditioned upon satisfactory completion of a suitability review.

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

1. NYRA – REQUEST FOR APPROVAL OF CALL CENTER PROCEDURE FOR BELMONT STAKES DAY

For entry into the minutes, on June 4, 2012, the New York State Racing and Wagering Board (Board) approved the New York Racing Association, Inc.'s (NYRA) request for partial utilization of the Portland, Oregon call center on June 9, 2012 pursuant to its application and subsequent correspondence with Board staff. The approval is conditioned on NYRA filing a report with the Board no later than close of business June 11, 2012 indicating the volume of calls and handle wagered at the Amherst, New York call center and the Portland, Oregon call center.

2. **IN THE MATTER OF KENNETH J. DEVAUX – SUMMARY SUSPENSION**
For entry into the minutes, on June 1, 2012, the New York State Racing and Wagering Board summarily suspended the harness owner, trainer and driver's license of Kenneth J. Devaux based upon a finding that safety of the participants and the public safety and welfare as well as the integrity of racing imperatively required this emergency action.
3. **IN THE MATTER OF BRIAN D. ALLEN – SUMMARY SUSPENSION**
For entry into the minutes, on June 13, 2012, the New York State Racing and Wagering Board summarily suspended the harness trainer and driver's license of Brian D. Allen based upon a finding that the public safety and welfare and the integrity of racing imperatively required this emergency action.

D. ITEMS APPROVED, DENIED OR DEFERRED BY THE BOARD

1. **BUFFALO RACEWAY – REQUEST TO AMEND PLAYER REWARDS PROGRAM**
The New York State Racing and Wagering Board approved Buffalo Trotting Association Inc.'s request to amend its Player Rewards Program to discontinue offering 1% Casino Free Play to reward members.
2. **BUFFALO RACEWAY – REQUEST APPROVAL FOR DEMOLITION OF THREE BARNs AND CONSTRUCTION OF TWO NEW BARNs ON THE BACKSTRETCH**
Pursuant to Section 322 of the New York State Racing, Pari-Mutuel Wagering and Breeding Law, the New York State Racing and Wagering Board approved the request by the Buffalo Trotting Association for the demolition of three barns and the construction of two new replacement barns.
3. **WESTERN REGIONAL OTB – NEW MEMBER TO BOARD OF DIRECTORS FOR WAYNE COUNTY – KEN LAUDERDALE**
The New York State Racing and Wagering Board approved the request of Western Regional Off-Track Betting Corporation to amend its plan of operation to reflect the appointment of Ken Lauderdale as the representative from Wayne County to serve on the Board of the Western Regional Off-Track Betting Corporation.
4. **FINGER LAKES RACETRACK – REQUEST APPROVAL OF NEW RACING OFFICIAL – ERICA HUTTEN**
Pursuant to Board Rule 4005.1, the New York State Racing and Wagering Board approved the request of Finger Lakes Racing Association to employ Dr. Erica Hutten as an Examining Veterinarian for the remainder of the 2012 racing season conditioned upon the satisfactory completion of staff's suitability review.

5. **WESTERN REGIONAL OTB - NEW E-Z BET FACILITY - COBBER'S BY THE CREEK - ELMA**
 The New York State Racing and Wagering Board approved an amendment to the Western Regional Off-Track Betting Corporation simulcast plan of operation to authorize the operation of an EZ Bet simulcast facility located in Cobber's By The Creek Restaurant & Lounge, 6831 Seneca Street, Elma, NY.

6. **CAPITAL DISTRICT REGIONAL OTB – REQUEST TO CLOSE IMPERIAL BRANCH AT 325 STATE ST., SCHENECTADY AND OPEN BRANCH AT 510 SMITH ST., SCHENECTADY**
 The New York State Racing and Wagering Board approved an amendment to the Capital District Regional Off - Track Betting Corporation simulcast plan of operation for the following:
 - Closure of Imperial Branch, 325 State St., Schenectady
 - Opening new branch, 510 Smith Street, Schenectady.

7. **CAPITAL DISTRICT REGIONAL OTB – REQUEST TO CLOSE 4TH & FULTON ST. BRANCH, TROY AND OPEN BRANCH AT UNCLE SAM LANES INC., 600 FULTON ST., TROY**
 The New York State Racing and Wagering Board approved an amendment to the Capital District Regional Off-Track Betting Corporation simulcast plan of operation for the following:
 - Closure of 4th and Fulton St branch, Troy
 - Opening new branch, Uncle Sam Lanes, 600 Fulton St, Troy.

8. **NOTICE OF PROPOSED RULEMAKING – THOROUGHBRED RACING CLAIMING RULE**
 The New York State Racing and Wagering Board approved the proposal of an amendment to subdivision (a) of Section 4038.5 of the Board's thoroughbred racing rules. This amendment provides that a claim shall be void for any horse that dies during a race or is euthanized on the track following a race.

9. **NOTICE OF ADOPTION – AMENDMENT OF THOROUGHBRED OUT-OF-COMPETITION RULE**
 The New York State Racing and Wagering Board approved the adoption of amendments to Sections 4043.12 and 4012.5 of 9 NYCRR. These rule amendments revise the text of previously Board approved out-of-competition rules to authorize and govern out-of-competition testing.

10. **IN THE MATTER OF RECIPROCATING THE ONTARIO RACING COMMISSION RULING THAT THE HORSE “REIBERCROMBIE” MAY NOT BE RACED FOR 90 DAYS BECAUSE IT WAS RACED WHILE DRUGGED**
 The New York State Racing and Wagering Board upheld the recommendation of Hearing Officer Clemente Parente that the ruling of the Presiding Judge to reciprocate

Ontario Racing Commission Ruling SB43994, that Steve W. Calhoun is not permitted to enter or race the horse "Reibercrombie" for a period of 90 days as a result of a post-race positive drug test, be affirmed.

11. **IN THE MATTER OF JAMES P. TRACY**

The New York Racing and Wagering Board upheld the recommendation of Hearing Officer Clemente Parente that the harness trainer James P. Tracy be fined \$500 for violation of Board Rule 4120.2 based upon oral administration of substances by dose syringe to the horse *Time Flow*, trained by Tracy, that was entered to race on August 13, 2011 at Saratoga Raceway.

E. ITEMS FOR BOARD INFORMATION/DISCUSSION

1. **INDIAN GAMING/LICENSING STATISTICS**

Licensing statistics for May 1, 2012 through May 31, 2012. Also included were the certifications for Oneida, Mohawk, Seneca Allegany, Seneca Buffalo and Seneca Niagara.

2. **LICENSING/CURRENT LICENSE COUNT**

The racing licensing counts as of May 31, 2012 since January 1, 2012 were as follows: total receipts 7,529 and total licenses 5,142 for the year 2012.

3. **GAMES OF CHANCE/BELL JAR TICKETS**

List of bell jar tickets authorized/denied by the Charitable Gaming Unit between May 1, 2012 and May 31, 2012.

4. **GAMES OF CHANCE/BINGO REGISTRATION NUMBERS**

List of Games of Chance and Bingo Registration Numbers authorized/denied by the Charitable Gaming Unit from May 3, 2012 through June 4, 2012.

5. **2012 LICENSED SUPPLIERS**

There were no supplier licenses issued for the time period of May 1 through May 31, 2012.

F. FOLLOW-UP ON ITEMS PREVIOUSLY APPROVED

None.

The meeting adjourned at 2:31 p.m.