



**MINUTES
NEW YORK STATE RACING AND WAGERING BOARD
MEETING OF JUNE 29, 2011**

A meeting of the New York State Racing and Wagering Board was held on Wednesday, June 29, 2011 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 11:04 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
James Kellogg, Audits & Investigations
Kristen Buckley, Acting Secretary to the Board

Also in Attendance Were:

Kenneth Council, Director of Administration
Joseph Mahoney, NYSR&WB
Nicole Robilotto, Director of Licensing
Michelle Martin, NYSR&WB
John Googas, NYSR&WB
Rick Goodell, NYSR&WB
Mark Stuart, NYSR&WB
William Sekellick, NYSR&WB
Jim McNamara, NYSR&WB
Michael Amo
Alex Savage, Saratoga Gaming & Raceway
John Matarazzo, Saratoga Gaming & Raceway
Jim Crane, Crane & Parente
Robert Hemsworth, Capital OTB

OPEN COMMENT PERIOD: Began: 11:04 a.m. Ended: 11:04 a.m.

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

No further comments were made.

A. The Board approved the minutes of the Board meeting held on May 26, 2011.

B. ITEMS PREVIOUSLY APPROVED OR DEFERRED BY THE CHAIR

1. BUFFALO RACEWAY – IMPORT OF VARIOUS LOCATIONS IN 2011

For entry into the minutes, on May 27, 2011 the New York State Racing and Wagering Board approved an amendment to the Buffalo Trotting Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from Meadowlands Racetrack, New Jersey from June 1 through June 30, 2011 under the same conditions for 2011 simulcasting.

Approval was also provided for this simulcast through December 31, 2011 conditioned upon:

1. Issuance of consent by the Standardbred Breeders & Owners Association of New Jersey, Inc. (SBOA) for the simulcasting for the relevant period; and
2. Filing of the SBOA consent with the Board prior to the start of the relevant period.

2. For entry into the minutes, on June 13, 2011 the New York State Racing and Wagering Board approved an amendment to the Buffalo Trotting Association simulcast plan of operation authorizing the simulcast for wagering purposes of races from Monmouth Park, New Jersey through June 26, 2011 under the same conditions.

Approval was also provided for this simulcast through November 6, 2011 conditioned upon:

1. Issuance of consent by the New Jersey Thoroughbred Horsemen's Association, Inc. for the simulcasting for the relevant period; and
2. Filing of the New Jersey Thoroughbred Horsemen's Association, Inc. consent with the Board prior to the start of the relevant period.

3. BUFFALO RACEWAY – EXPORT TO VARIOUS LOCATIONS IN 2011

For entry into the minutes, on June 10, 2011, the New York State Racing and Wagering Board approved the Buffalo Trotting Association request to simulcast its harness racing programs for wagering purposes to MTP Bets Media and Wagering, Washington through July 24, 2011.

4. **CAPITAL DISTRICT REGIONAL OTB – REQUEST TO CONDUCT PROMOTIONAL EVENTS IN JUNE 2011**
For entry into the minutes, on May 26, 2011, the New York State Racing and Wagering Board approved the May 24, 2011 application by the Capital District Regional Off-Track Betting Corporation to conduct the specified handicapping contests and promotion events during June 2011.
5. **CAPITAL DISTRICT REGIONAL OTB – REQUEST TO CLOSE UNION STREET BRANCH - SCHENECTADY**
For entry into the minutes, on June 1, 2011 the New York State Racing and Wagering Board approved the Capital District Regional Off-Track Betting Corporation's request to amend its plan of operation to reflect the closure of its branch located at 1630 Union Street, Schenectady, New York, effective May 22, 2011.
6. **CAPITAL DISTRICT REGIONAL OTB – REQUEST TO CONDUCT A CAPITAL BETS PROMOTION FOR JULY AND AUGUST FOR NEW CAPITAL BETS ACCOUNT HOLDERS**
For entry into the minutes, on June 16, 2011, the New York State Racing and Wagering Board approved the June 9, 2011 application by the Capital District Regional Off-Track Betting Corporation to conduct a Capital Bets Promotion for new account holders only from July 1, 2011 through August 31, 2011.
7. **CAPITAL DISTRICT REGIONAL OTB – REQUEST TO ADD “\$100 MYSTERY RACE REPLAY” PROMOTION TO ROUND 2 (JUNE 25/26) OF “WEEKENDS WITH THE WIZARD”**
For entry into the minutes, on June 16, 2011, the New York State Racing and Wagering Board approved the June 1, 2011 application by the Capital District Regional Off-Track Betting Corporation to conduct the “\$100 Mystery Race Play” in coordination with the second weekend of the “Weekends With The Wizard” promotion on Saturday June 25, 2011 and Sunday June 26, 2011.
8. **CAPITAL DISTRICT REGIONAL OTB – REQUEST TO CONDUCT ANNUAL SUMMER CHALLENGE HANDICAPPING CONTEST ON JULY 9TH AND 10TH**
For entry into the minutes, on June 17, 2011, the New York State Racing and Wagering Board approved the June 7, 2011 application by the Capital District Regional Off-Track Betting Corporation to conduct the Summer Challenge Handicapping Contest on Saturday, July 9, 2011 and Sunday, July 10, 2011 at the Albany Teletheater.
9. **CATSKILL REGIONAL OTB – IMPORT OF VARIOUS LOCATIONS IN 2011**
For entry into the minutes, on May 26, 2011, the New York State Racing and Wagering Board approved an amendment to the plans of operation of Catskill, Capital, Nassau and Western Regional Off-Track Betting Corporations authorizing the simulcast for wagering purposes of races from Meadowlands Racetrack, New Jersey from June 1 through June 30, 2011 under the same conditions for simulcast during 2011.

Approval was also provided for this simulcast through December 31, 2011 conditioned upon:

1. Issuance of consent by the Standardbred Breeders & Owners Association of New Jersey, Inc. (SBOA) for the simulcasting for the relevant period; and
 2. Filing of the SBOA consent with the Board prior to the start of the relevant period.
10. For entry into the minutes, on June 13, 2011, the New York State Racing and Wagering Board approved an amendment to the plans of operation of Catskill, Capital, Nassau and Western Regional Off-Track Betting Corporations authorizing the simulcast for wagering purposes of races from Monmouth Park, New Jersey through June 26, 2011 under the same conditions.

Approval was also provided for this simulcast through November 6, 2011 conditioned upon:

1. Issuance of consent by the New Jersey Thoroughbred Horsemen's Association, Inc. for the simulcasting for the relevant period; and
 2. Filing of the New Jersey Thoroughbred Horsemen's Association, Inc. consent with the Board prior to the start of the relevant period.
11. For entry into the minutes, on June 14, 2011, the New York State Racing and Wagering Board approved an amendment to the plans of operation of Catskill, Capital, Nassau and Western Regional Off-Track Betting Corporations authorizing the simulcast for wagering purposes of races from California Authority Of Racing Fairs, California from June 15 through October 16, 2011.
12. For entry into the minutes, on June 22, 2011, the New York State Racing and Wagering Board approved an amendment to the plans of operation of Catskill, Capital, Nassau and Western Regional Off-Track Betting Corporations authorizing the simulcast for wagering purposes of races from Hollywood Park, California through July 17, 2011 pursuant to a new contract dated May 16, 2011.
13. **FINGER LAKES RACETRACK – REQUEST TO CONDUCT THE \$1,000 HIT THE BOARD ELIMINATOR CHALLENGE**
For entry into the minutes, on June 1, 2011, the New York State Racing and Wagering Board approved the May 26, 2011 application by the Finger Lakes Racing Association, Inc. to conduct the \$1,000 Hit the Board Eliminator Challenge on June 18 and 25, 2011.

14. **FINGER LAKES RACETRACK – IMPORT OF VARIOUS LOCATIONS IN 2011**

For entry into the minutes, on May 27, 2011 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:

1. Monmouth Park, New Jersey through June 12, 2011.
2. Suffolk Downs, Massachusetts through November 5, 2011.

15. For entry into the minutes, on June 15, 2011 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 Monmouth Park, New Jersey through June 26, 2011 under the same conditions.

Approval was also provided for this simulcast through November 6, 2011 conditioned upon:

1. Issuance of consent by the New Jersey Thoroughbred Horsemen's Association, Inc. for the simulcasting for the relevant period; and
2. Filing of the New Jersey Thoroughbred Horsemen's Association, Inc. consent with the Board prior to the start of the relevant period.

16. **FINGER LAKES RACETRACK – EXPORT TO VARIOUS LOCATIONS IN 2011**

For entry into the minutes, on June 15, 2011, the New York State Racing and Wagering Board approved Finger Lakes Racing Association, Inc.'s request to simulcast its thoroughbred racing programs for wagering purposes to Remington Park (with eight [8] secondary sites, excluding Choctaw Casino and Cherokee Casino Sallisaw), Oklahoma through December 3, 2011.

17. For entry into the minutes, on June 15, 2011, the New York State Racing and Wagering Board approved Finger Lakes Racing Association, Inc.'s request to simulcast its thoroughbred racing programs for wagering purposes to the Silks Corporation, North Dakota through December 3, 2011.

18. **MONTICELLO RACEWAY – REQUEST TO CONDUCT A LEG OF THE CKG BILLINGS ON SUNDAY JUNE 12TH AND ANOTHER ON JULY 17TH**

For entry into the minutes, on May 27, 2011, the New York State Racing and Wagering Board approved the Monticello Raceway request by letters dated May 23, 2011 and May 24, 2011 for permission to conduct one (1) CKG Billings amateur race on Sunday, June 12, 2011 and one (1) on Sunday, July 17, 2011.

19. **MONTICELLO RACEWAY – IMPORT OF VARIOUS LOCATIONS IN 2011**

For entry into the minutes, on May 27, 2011 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 Meadowlands Racetrack, New Jersey from June 1 through June 30, 2011 under the same conditions for 2011 simulcasting.

Approval was also provided for this simulcast through December 31, 2011 conditioned upon:

1. Issuance of consent by the Standardbred Breeders & Owners Association of New Jersey, Inc. (SBOA) for the simulcasting for the relevant period; and
2. Filing of the SBOA consent with the Board prior to the start of the relevant period.

20. For entry into the minutes, on June 7, 2011, 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 Colonial Downs, Virginia from June 8 through July 31, 2011.

21. For entry into the minutes, on June 13, 2011 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 Monmouth Park, New Jersey through June 26, 2011 under the same conditions for 2011 simulcasting.

Approval was also provided for this simulcast through November 6, 2011 conditioned upon:

1. Issuance of consent by the New Jersey Thoroughbred Horsemen's Association, Inc. for the simulcasting for the relevant period; and
2. Filing of the New Jersey Thoroughbred Horsemen's Association, Inc. consent with the Board prior to the start of the relevant period.

22. **MONTICELLO RACEWAY – EXPORT TO VARIOUS LOCATIONS IN 2011**

For entry into the minutes, on May 27, 2011, 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 2011 to the following secondary sites associated with the previously approved simulcasts to Woodbine Entertainment Group:

1. Shoeless Joe's.
2. Assiniboia HPI.
3. Champions at Royal Square.

23. For entry into the minutes, on June 9, 2011, 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 2011 to the following secondary sites associated with the previously approved simulcasts to Assiniboia Downs:
 1. Central Hotel (Rookies).
 2. McPhillips Street Station Casino.

24. **NASSAU REGIONAL OTB – REQUEST TO CONDUCT HANDICAPPING PROMOTIONS**

For entry into the minutes, on June 9, 2011, the New York State Racing and Wagering Board approved the May 24, 2011 Nassau Regional Off-Track Betting Corporation request to conduct the “B.K. Sweeny’s Belmont Week” Handicapping Contest on Thursday, June 9, 2011, the Palace Crown Handicapping Tournament on Sunday, August 7, 2011, and the Belmont Stakes Handicapping Seminar on Friday, June 10, 2011.

25. **NYRA – REQUEST APPROVAL OF RACING OFFICIAL - ROMANO**

For entry into the minutes, pursuant to Board Rule 4005.1, on June 3, 2011, the New York State Racing and Wagering Board approved the May 12, 2011 request of the New York Racing Association to employ Dr. Megan Christine Romano as an examining veterinarian for the remainder of the 2011 racing season.

26. **NYRA – REQUEST TO PARTICIPATE IN THE BREEDERS CUP CLASSIC “OWNERSHIP” CHALLENGE**

For entry into the minutes, on June 9, 2011, the New York State Racing and Wagering Board approved the May 20, 2011 New York Racing Association request to conduct the 2011 Breeders Cup Classic Ownership Challenge.

27. **NYRA – IMPORT OF VARIOUS LOCATIONS IN 2011**

For entry into the minutes, on May 26, 2011, 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 GBI Racing Limited, United Kingdom through December 31, 2011.

28. For entry into the minutes, on June 7, 2011 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 Colonial Downs, Virginia from June 8 through July 31, 2011.

29. For entry into the minutes, on June 9, 2011 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 Canterbury Park, Minnesota from June 16 through September 5, 2011.

30. For entry into the minutes, on June 13, 2011 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 Monmouth Park, New Jersey through June 26, 2011 under the same conditions for 2011 simulcasting.

Approval was also provided for this simulcast through November 6, 2011 conditioned upon:

1. Issuance of consent by the New Jersey Thoroughbred Horsemen's Association, Inc. for the simulcasting for the relevant period; and
 2. Filing of the New Jersey Thoroughbred Horsemen's Association, Inc. consent with the Board prior to the start of the relevant period.
31. For entry into the minutes, on June 14, 2011 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 California Authority Of Racing Fairs, California from June 15 through October 16, 2011.
 32. **NYRA – EXPORT TO VARIOUS LOCATIONS IN 2011**
For entry into the minutes, on May 26, 2011, 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 Mount Pleasant Meadows, Michigan through December 31, 2011.
 33. For entry into the minutes, on May 26, 2011, 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 Treasure Valley Racing, Idaho from June 1 through December 31, 2011.
 34. For entry into the minutes, on May 31, 2011, 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 Intermountain Racing & Entertainment, LLC., Idaho through December 31, 2011.
 35. For entry into the minutes, on June 9, 2011, the New York State Racing and Wagering Board approved the New York Racing Association's request to simulcast the 2011 Belmont Stakes for separate pool wagering purposes to the following entities:
 1. UniTAB TattsBet Limited, Australia.
 2. TABCORP Holdings Limited, Australia.
 3. New Zealand Racing Board, New Zealand.

36. For entry into the minutes, on June 9, 2011, the New York State Racing and Wagering Board approved the New York Racing Association's request to simulcast the 2011 Belmont Stakes for separate pool wagering purposes to France Galop (with one-hundred [100] secondary sites), France.
37. **SARATOGA HARNESS – REQUEST TO HOST A LEG OF THE CKG BILLINGS AMATEUR RACES ON MONDAY, MAY 30, 2011**
For entry into the minutes, on May 27, 2011, the New York State Racing and Wagering Board approved the Saratoga Casino and Raceway request by letter dated May 27, 2011 for permission to conduct one (1) CKG Billings amateur race with pari-mutuel wagering on Monday, May 30, 2011.
38. **SARATOGA HARNESS – REQUEST TO CONDUCT A “FREE BELMONT STAKES DAY DATA” PROMOTION FOR SARATOGABETS ACCOUNT HOLDERS AND A “\$50 BONUS DEPOSIT GIVEAWAY” PROMOTION**
For entry into the minutes, on June 1, 2011, the New York State Racing and Wagering Board approved the May 25, 2011 Saratoga Casino and Raceway request to conduct the “Free Belmont Day Data” promotion and the \$50 Bonus Deposit Giveaway on Saturday, June 11, 2011.
39. **SARATOGA HARNESS – IMPORT OF VARIOUS LOCATIONS IN 2011**
For entry into the minutes, on May 26, 2011 the New York State Racing and Wagering Board approved an amendment to the Saratoga Casino and Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Meadowlands Racetrack, New Jersey from June 1 through June 30, 2011 under the same conditions for 2011 simulcasts.

Approval was also provided for this simulcast through December 31, 2011 conditioned upon:

1. Issuance of consent by the Standardbred Breeders & Owners Association of New Jersey, Inc. (SBOA) for the simulcasting for the relevant period; and
 2. Filing of the SBOA consent with the Board prior to the start of the relevant period.
40. For entry into the minutes, on June 1, 2011 the New York State Racing and Wagering Board approved an amendment to the Saratoga Casino and Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Running Aces Harness Park, Minnesota through August 27, 2011.
41. For entry into the minutes, on June 3, 2011 the New York State Racing and Wagering Board approved an amendment to the Saratoga Casino and Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Scioto Downs, Ohio through September 11, 2011.

42. For entry into the minutes, on June 7, 2011, the New York State Racing and Wagering Board approved an amendment to the Saratoga Casino and Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Colonial Downs, Virginia from June 8 through July 31, 2011.
43. For entry into the minutes, on June 8, 2011 the New York State Racing and Wagering Board approved an amendment to the Saratoga Casino and Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Retama Park, Texas July 1 through October 15, 2011.
44. For entry into the minutes, on June 14, 2011 the New York State Racing and Wagering Board approved an amendment to the Saratoga Casino and Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
 1. Prairie Meadows Racetrack, Ohio through October 22, 2011.
 2. California Authority Of Racing Fairs, California from June 15 through October 16, 2011.
 3. Emerald Downs, Washington through September 25, 2011.
45. For entry into the minutes, on June 14, 2011 the New York State Racing and Wagering Board approved an amendment to the Saratoga Casino and Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Monmouth Park, New Jersey through June 26, 2011.

Approval was also provided for this simulcast through December 31, 2011 conditioned upon:

1. Issuance of consent by the New Jersey Thoroughbred Horsemen's Association, Inc. for the simulcasting for the relevant period; and
 2. Filing of the New Jersey Thoroughbred Horsemen's Association, Inc. consent with the Board prior to the start of the relevant period.
46. **SARATOGA HARNESS – EXPORT TO VARIOUS LOCATIONS IN 2011**
For entry into the minutes, on June 8, 2011, 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 Canterbury Park, Minnesota through December 11, 2011.
 47. **SUFFOLK REGIONAL OTB – REQUEST FOR NEWSDAY TO SET UP PROMOTIONAL DISPLAY TABLES AT FOUR BRANCH LOCATIONS**
For entry into the minutes, on May 27, 2011, the New York State Racing and Wagering Board approved the May 26, 2011 application by the Suffolk Regional Off-Track Betting Corporation to conduct the Belmont Stakes Newsday Promotion on Saturday, June 11, 2011 at the Hauppauge, Bay Shore, Centereach, Ronkonkoma and Commack branches.

48. **SUFFOLK REGIONAL OTB – IMPORT OF VARIOUS LOCATIONS IN 2011**

For entry into the minutes, on May 26, 2011, the New York State Racing and Wagering Board approved an amendment to the plan of operation of Suffolk Regional Off-Track Betting Corporation authorizing the simulcast for wagering purposes of races from Meadowlands Racetrack, New Jersey from June 1 through June 30, 2011 under the same conditions for simulcasts during 2011.

Approval was also provided for this simulcast through December 31, 2011 conditioned upon:

1. Issuance of consent by the Standardbred Breeders & Owners Association of New Jersey, Inc. (SBOA) for the simulcasting for the relevant period; and
2. Filing of the SBOA consent with the Board prior to the start of the relevant period.

49. For entry into the minutes, on June 7, 2011, the New York State Racing and Wagering Board approved an amendment to the plan of operation of Suffolk Regional Off-Track Betting Corporation authorizing the simulcast for wagering purposes of races from Colonial Downs, Virginia from June 8 through July 31, 2011.

50. For entry into the minutes, on June 13, 2011, the New York State Racing and Wagering Board approved an amendment to the plan of operation of Suffolk Regional Off-Track Betting Corporation authorizing the simulcast for wagering purposes of races from Monmouth Park, New Jersey through June 26, 2011 under the same conditions for simulcasts during 2011.

Approval was also provided for this simulcast through November 6, 2011 conditioned upon:

1. Issuance of consent by the New Jersey Thoroughbred Horsemen's Association, Inc. for the simulcasting for the relevant period; and
2. Filing of the New Jersey Thoroughbred Horsemen's Association, Inc. consent with the Board prior to the start of the relevant period.

51. For entry into the minutes, on June 14, 2011, the New York State Racing and Wagering Board approved an amendment to the plan of operation of Suffolk Regional Off-Track Betting Corporation authorizing the simulcast for wagering purposes of races from California Authority Of Racing Fairs, California from June 15 through October 16, 2011.

52. For entry into the minutes, on June 22, 2011, the New York State Racing and Wagering Board approved an amendment to the plan of operation of Suffolk Regional Off-Track Betting Corporation authorizing the simulcast for wagering purposes of races from Hollywood Park, California through July 17, 2011 pursuant to a new contract dated May 16, 2011.

53. **TIOGA DOWNS – REQUEST TO HOST THE “ULTIMATE NIGHT AT THE RACES” PROMOTION**

For entry into the minutes, on May 26, 2011, the New York State Racing and Wagering Board approved the May 13, 2011 Tioga Downs request to conduct the “Ultimate Night At The Races” on August 5, 2011.

54. **TIOGA DOWNS – REQUEST TO ADD A PICK FOUR TO 2011 WAGERING FORMAT**

For entry into the minutes, on June 1, 2011 the New York State Racing and Wagering Board approved the American Racing-Tioga Downs Inc. request to implement a Pick 4 wager as specified in its May 11, 2011 letter and subsequent correspondence with staff.

55. **TIOGA DOWNS – REQUEST TO HOST THE 2011 LAWNMOWER GIVEAWAY PROMOTION**

For entry into the minutes, on June 16, 2011, the New York State Racing and Wagering Board approved the June 13, 2011 application by Tioga Downs to conduct the 2011 Lawnmower Giveaway on Sunday, June 19, 2011.

56. **TIOGA DOWNS – IMPORT OF VARIOUS LOCATIONS IN 2011**

For entry into the minutes, on May 26, 2011 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 Meadowlands Racetrack, New Jersey from June 1 through June 30, 2011 under the same conditions for 2011 simulcasts.

Approval was also provided for this simulcast through December 31, 2011 conditioned upon:

1. Issuance of consent by the Standardbred Breeders & Owners Association of New Jersey, Inc. (SBOA) for the simulcasting for the relevant period; and
2. Filing of the SBOA consent with the Board prior to the start of the relevant period.

57. For entry into the minutes, on June 9, 2011, 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 Colonial Downs, Virginia through July 31, 2011.

58. For entry into the minutes, on June 13, 2011 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 Monmouth Park, New Jersey through June 26, 2011 under the same conditions for simulcasting during 2011.

Approval was also provided for this simulcast through November 6, 2011 conditioned upon:

1. Issuance of consent by the New Jersey Thoroughbred Horsemen's Association, Inc. for the simulcasting for the relevant period; and
2. Filing of the New Jersey Thoroughbred Horsemen's Association, Inc. consent with the Board prior to the start of the relevant period.

59. **TIOGA DOWNS – EXPORT TO VARIOUS LOCATIONS IN 2011**

For entry into the minutes, on June 10, 2011, the New York State Racing and Wagering Board approved the Tioga Downs request to simulcast its harness racing programs for wagering purposes to MTP Bets Media and Wagering, Washington through September 10, 2011.

60. For entry into the minutes, on June 22, 2011, the New York State Racing and Wagering Board approved the requests by Tioga Downs dated May 26, 2011 and June 3, 2011 to authorize simulcasts to Meadowlands Racetrack on a non-commingled pool basis during 2011.

61. **VERNON DOWNS – REQUEST TO HOST THE “ULTIMATE NIGHT AT THE RACES” PROMOTION**

For entry into the minutes, on May 26, 2011, the New York State Racing and Wagering Board approved the May 13, 2011 Vernon Downs request to conduct the “Ultimate Night At The Races” on August 5, 2011.

62. **VERNON DOWNS – REQUEST TO ADD A PICK FOUR TO 2011 WAGERING FORMAT**

For entry into the minutes, on June 1, 2011 the New York State Racing and Wagering Board approved the American Racing-Vernon Downs Inc. request to implement a Pick 4 wager as specified in its May 11, 2011 letter and subsequent correspondence with staff.

63. **VERNON DOWNS – REQUEST TO CHANGE POST TIME FROM 7:05 P.M. TO 6:55 P.M. STARTING IN JULY FOR THE REMAINDER OF THE 2011 RACE SEASON**

For entry into the minutes, on June 8, 2011, the New York State Racing and Wagering Board approved the June 2, 2011 Vernon Downs request to change their post-time from 7:05 p.m. to 6:55 p.m. from July through the remainder of the 2011 racing season.

64. **VERNON DOWNS – REQUEST TO HOST THE 2011 LAWNMOWER GIVEAWAY PROMOTION**

On June 16, 2011, the New York State Racing and Wagering Board approved the June 13, 2011 application by Vernon Downs to conduct the 2011 Lawnmower Giveaway on Saturday, June 18, 2011.

65. **VERNON DOWNS – REQUEST TO MOVE QUALIFIERS TO FRIDAY MORNINGS AT 11:00 A.M. BEGINNING FRIDAY, JULY 1ST**

For entry into the minutes, on June 22, 2011, the New York State Racing and Wagering Board approved the June 16, 2011 Vernon Downs request to move qualifiers to Friday mornings at 11:00 a.m. starting on Friday, July 1, 2011.

66. **VERNON DOWNS – IMPORT OF VARIOUS LOCATIONS IN 2011**

For entry into the minutes, on May 26, 2011 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 Meadowlands Racetrack, New Jersey from June 1 through June 30, 2011 under the same conditions for 2011 simulcasts.

Approval was also provided for this simulcast through December 31, 2011 conditioned upon:

1. Issuance of consent by the Standardbred Breeders & Owners Association of New Jersey, Inc. (SBOA) for the simulcasting for the relevant period; and
2. Filing of the SBOA consent with the Board prior to the start of the relevant period.

67. For entry into the minutes, on June 9, 2011, 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 Colonial Downs, Virginia through July 31, 2011.

68. For entry into the minutes, on June 13, 2011 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 Monmouth Park, New Jersey through June 26, 2011 under the same conditions for 2011 simulcasts.

Approval was also provided for this simulcast through November 6, 2011 conditioned upon:

1. Issuance of consent by the New Jersey Thoroughbred Horsemen's Association, Inc. for the simulcasting for the relevant period; and
2. Filing of the New Jersey Thoroughbred Horsemen's Association, Inc. consent with the Board prior to the start of the relevant period.

69. **VERNON DOWNS – EXPORT TO VARIOUS LOCATIONS IN 2011**

For entry into the minutes, on June 10, 2011, the New York State Racing and Wagering Board approved the Vernon Downs request to simulcast its harness racing programs for wagering purposes to MTP Bets Media and Wagering, Washington through November 27, 2011.

70. For entry into the minutes, on June 22, 2011, the New York State Racing and Wagering Board approved the requests by Vernon Downs dated May 26, 2011 and June 3, 2011 to authorize simulcasts to Meadowlands Racetrack on a non-commingled pool basis during 2011.
71. **WESTERN REGIONAL OTB – REQUEST TO CONDUCT A “WIN A NIGHT AT THE RACES” (BATAVIA DOWNS) PROMOTION**
For entry into the minutes, on May 26, 2011, the New York State Racing and Wagering Board approved the May 23, 2011 Western Regional Off-Track Betting Corporation request to conduct the “Win A Night At The Races” promotion with the drawing to be held on Friday, June 17, 2011.
72. **WESTERN REGIONAL OTB – REQUEST TO CONDUCT A SINGLE THOROUGHBRED HANDICAPPING CONTEST AT BATAVIA DOWNS CASINO**
For entry into the minutes, on June 9, 2011, the New York State Racing and Wagering Board approved the May 16, 2011 application by the Western Regional Off-Track Betting Corporation-Batavia Downs to conduct the “OTB Summer Handicapping Contest” at Batavia Downs Casino on Saturday, July 16, 2011.
73. **WESTERN REGIONAL OTB – REQUEST TO CONDUCT A \$5,000 GUARANTEE ON THE PICK 4 POOL**
For entry into the minutes, on June 17, 2011, the New York State Racing and Wagering Board approved the Batavia Downs request by letter dated June 9, 2011 to conduct a \$5,000 guaranteed Late Pick 4 Pool on the following Saturdays: August 6, August 13 and August 20, 2011.
74. **WESTERN REGIONAL OTB/BATAVIA DOWNS – REQUEST TO ADD A 13TH RACE ON SELECTED SATURDAY NIGHTS DURING THE 2011 BATAVIA DOWNS LIVE MEET**
For entry into the minutes, on June 23, 2011, the New York State Racing and Wagering Board approved the Batavia Downs request by letter dated June 14, 2011 to add a 13th race on July 30, 2011, August 6, 13 and 20, 2011 and September 3, 10 and 17, 2011. All other race nights will have 12 races.
75. **WESTERN REGIONAL OTB/BATAVIA DOWNS – IMPORT OF VARIOUS LOCATIONS IN 2011**
For entry into the minutes, on June 7, 2011, the New York State Racing and Wagering Board approved an amendment to the plans of operation of Western, Capital, Catskill and Nassau Regional Off-Track Betting Corporations authorizing the simulcast for wagering purposes of races from Colonial Downs, Virginia from June 8 through July 31, 2011.
76. **YONKERS RACEWAY – REQUEST TO CONDUCT THE CKG BILLINGS AMATEUR DRIVING SERIES ON JUNE 18, SEPTEMBER 13 AND NOVEMBER 14**

For entry into the minutes, on June 9, 2011, the New York State Racing and Wagering Board approved the Yonkers Raceway request by letters dated May 24, 2011 and June 1, 2011 for permission to conduct CKG Billings amateur races on Saturday, June 18, 2011, Monday, July 18, 2011, Tuesday, September 13, 2011 and Monday, November 14, 2011.

77. **YONKERS RACEWAY – REQUEST TO CONTINUE GUARANTEED (\$20,000) PICK-4 POOL THROUGH THE END OF JUNE**

For entry into the minutes, on June 9, 2011, the New York State Racing and Wagering Board approved the Yonkers Raceway request dated June 1, 2011 to conduct a \$20,000 guaranteed Late Pick 4 Pool on Mondays and Tuesdays through the end of June.

78. **YONKERS RACEWAY – IMPORT OF VARIOUS LOCATIONS IN 2011**

For entry into the minutes, on June 1, 2011, 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 Meadowlands Racetrack, New Jersey from June 1 through June 30, 2011 under the same conditions as established for 2011 simulcasting.

Approval was also provided for this simulcast through December 31, 2011 conditioned upon:

1. Issuance of consent by the Standardbred Breeders & Owners Association of New Jersey, Inc. (SBOA) for the simulcasting for the relevant period; and
2. Filing of the SBOA consent with the Board prior to the start of the relevant period.

79. For entry into the minutes, on June 9, 2011, 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. Hazel Park, Michigan through August 27, 2011.
2. Delta Downs Racetrack, Louisiana through July 3, 2011 for account wagering only.

80. For entry into the minutes, on June 13, 2011, 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 Monmouth Park, New Jersey through June 26, 2011 under the same conditions established for 2011 simulcasting.

Approval was also provided for this simulcast through November 6, 2011 conditioned upon:

1. Issuance of consent by the New Jersey Thoroughbred Horsemen's Association, Inc. for the simulcasting for the relevant period; and

2. Filing of the New Jersey Thoroughbred Horsemen's Association, Inc. consent with the Board prior to the start of the relevant period.
81. For entry into the minutes, on June 14, 2011, 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 California Authority Of Racing Fairs, California from June 15 through October 16, 2011.
82. **YONKERS RACEWAY – EXPORT TO VARIOUS LOCATIONS IN 2011**
For entry into the minutes, on May 26, 2011, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its harness racing programs for wagering purposes to US Off Track, Oregon through December 31, 2011.
83. For entry into the minutes, on May 27, 2011, 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 2011 to the seventy-one secondary sites associated with the previously approved simulcasts to Woodbine Entertainment Group.
84. For entry into the minutes, on June 1, 2011, 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 2011 to Player Management Group, Pennsylvania, a secondary site associated with the previously approved simulcasts to Xpressbet.
85. For entry into the minutes, on June 8, 2011, the New York State Racing and Wagering Board approved Yonkers Raceway's request to simulcast its harness racing programs for wagering purposes to Delta Downs Racetrack, Louisiana through December 31, 2011.

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

1. **SARATOGA HARNESS – REQUEST TO UPGRADE HVAC SYSTEM IN THE FOYER TO THE MAIN ENTRANCE**
For entry into the minutes, pursuant to New York State Racing, Pari-Mutuel Wagering and Breeding Law Section 322, on June 10, 2011, the New York State Racing and Wagering Board approved the June 9, 2011 request by Saratoga Casino and Raceway for issuance of a permit in relation to the upgrade of the HVAC system in the foyer to the main entrance of the facility.
2. **VERNON DOWNS – REQUEST TO CONDUCT WAGERING AT THE NEW SIMULCAST FACILITY IN THE VERNON DOWNS HOTEL EXPANSION**
For entry into the minutes, on June 15, 2011 the New York State Racing and Wagering Board approved American Racing – Vernon Downs Inc.'s request to

conduct wagering at its new simulcast facility located at the Vernon Downs hotel. The approval was conditioned on the following:

- The hotel manager and waitresses, bartenders and personnel involved in activities at this simulcast facility shall obtain racing licenses;
- Vernon Downs shall not commence wagering at the facility until the appropriate certificate of occupancy is issued and shall file the same with the Board.

3. **WESTERN REGIONAL OTB/BATAVIA DOWNS – REQUEST APPROVAL OF WROTBC’S BATAVIA DOWNS MODIFIED 2011 STALL RESERVATIONS**

For entry into the minutes, pursuant to Board Rule 4118.6, on June 16, 2011 the New York State Racing and Wagering Board approved the May 31, 2011 submitted revisions to the 2011 Batavia Downs stall application.

4. **NYRA – REQUEST AN AMENDMENT TO REWARDS PROGRAM – CROSS PROMOTIONAL AGREEMENT WITH CDI**

For entry into the minutes, on June 17, 2011 the New York State Racing and Wagering Board approved the June 15, 2011 request by the New York Racing Association (NYRA) to amend their rewards program to include the specified cross promotional agreement between NYRA and Churchill Downs Incorporated.

5. **MONTICELLO RACEWAY – REQUEST TO ALLOW HARNESSRACINGUPDATE.COM TO SHOW VIDEO REPLAYS OF VARIOUS RACES OF INTEREST FROM MONTICELLO RACEWAY**

For entry into the minutes, on June 22, 2011 the New York State Racing and Wagering Board approved the request of Monticello Raceway to allow Harnessracingupdate.com to show video replays of various races of interest from Monticello Raceway.

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

1. **RESOLUTION TO ESTABLISH “THE RACING FAN ADVISORY COUNCIL”**

The Board adopted the following resolution to establish a Fan Advisory Council to provide input and advice to the Board on matters relating to horse racing:

WHEREAS the New York State Racing and Wagering Board has general jurisdiction over all horse racing activities and all pari-mutuel betting activities, both on-track and off-track in New York State, and over the corporations, associations, and persons involved therein; and

WHEREAS the horse racing is a significant element of New York State’s economy, including agriculture, entertainment, and tourism; and

WHEREAS the preservation and continuation of pari-mutuel horse racing and its rich tradition is vital to the interests of the State of New York; and

WHEREAS the interests and opinions of the racing fan are important aspects in relation to the ongoing conduct of racing and the future conduct of racing; and

WHEREAS the New York State Racing and Wagering Board recognizes the significance of the interests and opinions of the racing fans,

NOW THEREFORE, the New York State Racing and Wagering Board (“Board”) hereby establishes the **RACING FAN ADVISORY COUNCIL** to provide input and advice to the Board on all matters related to horse racing and wagering.

The **RACING FAN ADVISORY COUNCIL** (“RFAC” or “Council”) shall be established and operate pursuant to the following:

1. The Council shall be composed of five members. None of the members of the Council shall be employees or officers of the New York State Racing and Wagering Board (“Board”) or be paid employees, lobbyists, or officers of any licensed or franchised racetrack or off-track betting corporation or any non-profit corporation which represents breeders or horsemen. Members shall be selected based on their long-term involvement, interest in, knowledge, and devotion to the sport of horse racing as fans of the sport. Five persons shall be appointed by the chairperson of the Board. One person shall be appointed upon the recommendation of the chairperson of the Senate Committee on Racing and Wagering and Gaming, and one person shall be appointed by the chairperson of the Assembly Committee on Racing and Wagering.
2. The chairperson and the deputy chairperson of the Council shall be selected by the chairperson of the Board. The deputy chairperson shall be selected from among the persons appointed by the chairpersons of the designated legislative committees.
3. The members of the Council shall serve for a period of five years. In the event of a vacancy occurring during a term of appointment by reason of death, resignation, disqualification or otherwise, such vacancy shall be filled for the unexpired term in the same manner as the original appointment.
4. The racing fan advisory council shall request and shall receive the assistance and cooperation of the Board in regard to receipt of information relating to horse racing and wagering in New York State.

5. The racing fan advisory council shall:

- (a) have as its mission the growth of the fan base related to the sport of horse racing;
- (b) recommend procedures to ensure that the opinion of the fan is a central part of the regulation of horse racing,
- (c) advise the Board on issues related to horse racing and wagering;
- (d) prepare an annual report, and any other reports it deems necessary, to the Board regarding the operation of the State's thoroughbred and harness racetracks and the state's off-track betting corporations;
- (e) advise the Board on appropriate actions to encourage fan attendance and wagering at the State's thoroughbred and harness racetracks and the State's off-track betting corporations;
- (f) be authorized by the Board to enter upon the racetracks and their facilities regulated or controlled by the Board during race times, and during periods of horse workouts, and during hours when members of the media are permitted to be present at the facilities;
- (g) advise the Board on the creation and development of an I LOVE NY Racing promotion;
- (h) give an annual, non-monetary award to a thoroughbred breeding farm and a New York State standardbred breeding farm which has worked to promote horse racing in New York;
- (i) recommend changes to the rules of the Board and to the laws affecting horse racing;
and
- (j) perform such other duties as may be increased by order of the Board.

2. **TIOGA DOWNS – REQUEST UTILIZATION OF “FASTBET CARDS” AND “YOUR CLUB” CARDS**

The New York State Racing and Wagering Board approved American Racing – Tioga Downs Inc.’s request to amend its account wagering plan of operation in relation to (FastBet/Your Club cards) as specified in its April 27, 2011 letter and subsequent correspondence with staff.

3. **VERNON DOWNS – REQUEST UTILIZATION OF “FASTBET CARDS” AND “YOUR CLUB” CARDS**

The New York State Racing and Wagering Board approved American Racing – Vernon Downs Inc.’s request to amend its account wagering plan of operation in relation to (FastBet/Your Club cards) as specified in its April 27, 2011 letter and subsequent correspondence with staff.

4. **CATSKILL REGIONAL OTB – REQUEST TO INSTALL SELF ACTIVATED BETTING TERMINALS (STANs) AT BIRTCHY’S - BINGHAMTON**

The New York State Racing and Wagering Board approved an amendment to the Catskill Regional Off-Track Betting Corporation simulcast plan of operation to authorize installation of self-activated betting terminals at Birtchy’s, 567 Conklin Road, Binghamton, New York.

5. **YONKERS RACEWAY – REQUEST FOR APPROVAL OF EXPANSION PROJECT – EMPIRE CITY CASINO**

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 June 10, 2011 request by Yonkers Raceway Corporation for issuance of a permit in relation to expansion of the Yonkers Raceway/Empire City Casino facility.

6. **SARATOGA HARNESS – REQUEST TO AMEND PLAYER REWARDS PROGRAM – ADD NEW PROMOTIONAL INCENTIVES TO ADW PLATFORM**

The New York State Racing and Wagering Board approved Saratoga Harness Racing Inc.'s request to amend its player reward program (SaratogaBets Rewards) as stated in its June 10, 2011 letter and subsequent correspondence with staff.

7. **BUFFALO RACEWAY – PLAYER REWARDS PROGRAM PROPOSAL**

The New York State Racing and Wagering Board approved Buffalo Raceway's request to implement a Player Rewards Program as specified in its May 20, 2011 letter and subsequent correspondence with staff. The approval is conditioned on the following:

- Buffalo Raceway shall obtain prior written consent of the host track prior to awarding rewards on such track;
- The Board shall have access and the right to audit the program including the names of the players and vouchers issued;
- Buffalo Raceway shall submit reports of the program to the Board. These reports shall include, but need not be limited to, the number of participants in the program, details of the rewards by category level and participation, the cumulative rewards earned, the amount of rewards "re-wagered" and cumulatively for program participants, the amounts wagered by bet type by in-state races and out-of state races. Each report shall also contain analysis regarding the effect of the program on handle, net effect on income from wagering and the costs incurred as a result of program operation. These reports must be filed within two weeks of the end of each calendar year.

8. **IN THE MATTER OF JOSHUA R. MARKS**

The New York State Racing and Wagering Board accepted the recommendation of Hearing Officer Clemente J. Parente that any licenses held by Joshua R. Marks be revoked and a fine of \$500 be imposed based upon findings of conduct in violation of Board rules on September 25 and October 1, 2010 and that any future license be subject to enumerated conditions.

9. **IN THE MATTER OF PAUL A. NICOL, JR.**

The New York State Racing and Wagering Board accepted the recommendation of Hearing Officer Clemente J. Parente that the ten (10) day license suspension of Paul A. Nicol, Jr. for careless riding during the 7th race on August 17, 2010 be upheld.

10. **IN THE MATTER OF NEFTALI PEREZ**
The New York State Racing and Wagering Board accepted the recommendation of Hearing Officer Clemente J. Parente that the seven (7) day license suspension of Neftali Perez for careless riding during the 5th race on October 28, 2010 be upheld.
10. **IN THE MATTER OF THE APPEAL OF EDWIN J. SCHATZEL (“KING DAVID J”, AQUEDUCT RACETRACK, 1ST RACE OF JANUARY 29, 2011)**
The New York State Racing and Wagering Board upheld the recommendation of Hearing Officer Clemente J. Parente that the motion to dismiss the appeal of Edwin J. Schatzel be granted and that the matter be dismissed.

E. ITEMS FOR BOARD INFORMATION/DISCUSSION

1. **INDIAN GAMING/LICENSING STATISTICS**
Licensing statistics for May 1, 2011 through May 31, 2011. 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, 2011 since January 1, 2011 were as follows: total receipts 7,209 and total licenses 5,530 for the year 2011.
3. **GAMES OF CHANCE/BELL JAR TICKETS**
List of bell jar tickets authorized/denied by the Charitable Gaming Unit between May 1, 2011 and May 31, 2011.
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 12 2011 through June 15, 2011.
5. **2011 LICENSED SUPPLIERS**
List of licensed suppliers - manufacturers' and distributors' licenses issued for the time period of May 1, 2011 through May 31, 2011.
6. **CAPITAL DISTRICT REGIONAL OTB – 2011 PLAYER REWARDS FIRST QUARTER RESULTS**
The reports for the Capital District Regional OTB Player Rewards first quarter results of 2011 were filed with the Board.
7. **NASSAU REGIONAL OTB – 2011 PLAYER REWARDS FIRST QUARTER RESULTS**
The reports for the Nassau Regional OTB Player Rewards first quarter results of 2011 were filed with the Board.
8. **SUFFOLK REGIONAL OTB – ONE YEAR RENEWAL OF QWIK BET AGREEMENTS**

Suffolk Regional Off-Track Betting Corporation submitted requests to extend the terms of the following Qwik Bet Agreements:

- Strano Pub, Inc. d/b/a Jimmy's
- HMJV Rest. Inc. d/b/a Main Street Pub
- Napper Tandy's of Northport, Inc. d/b/a Napper Tandy's

F. FOLLOW-UP ON ITEMS PREVIOUSLY APPROVED

None.

The meeting adjourned at 11:41 a.m.