



**MINUTES
NEW YORK STATE RACING AND WAGERING BOARD
MEETING OF JUNE 23, 2010**

A meeting of the New York State Racing and Wagering Board was held on Wednesday, June 23, 2010 at 2:00 p.m. at the Racing & Wagering Board's Schenectady Office located at 1 Broadway Center, Suite 600, Schenectady, New York.

The meeting was called to order at 2:06 p.m.

In Attendance Were:

John D. Sabini, Chairman
Daniel D. Hogan, Member
Charles J. Diamond, Member
Ronald G. Ochrym, Executive Director
Robert Feuerstein, General Counsel
Joseph Lynch, Director of Racing Operations
Thomas Casaregola, Director of Audits & Investigations
Gail Pronti, Secretary to the Board

Also in Attendance Were:

Kenneth Council, Director of Administration
Joseph Mahoney, NYSR&WB
William Sekellick, NYSR&WB
Kristen Buckley, NYSR&WB
Vivian Davis, NYSR&WB
John Googas, NYSR&WB
Todd L. Papineau, St. Regis Mohawk Tribal Gaming Commission
Jill Benedict, Akwasasne Mohawk Casino
Charles Otto, Akwasasne Mohawk Casino
Robert Hemsworth, Capital District OTB
Jim Gallagher, NYTHA

OPEN COMMENT PERIOD: No comments were made.

A. The Board approved the minutes of the Board meeting held on May 25, 2010.

B. ITEMS PREVIOUSLY APPROVED OR DEFERRED BY THE CHAIR

1. **BUFFALO RACEWAY – IMPORT OF VARIOUS LOCATIONS IN 2010**

On May 20, 2010, 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 NJSEA (Monmouth Park), New Jersey through June 15, 2010.

2. **BUFFALO RACEWAY – EXPORT TO VARIOUS LOCATIONS IN 2010**

On May 19, 2010, 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 2010 to the following two [2] additional secondary sites associated with the previously approved simulcasts to eBet Technologies Inc., Oregon:

1. www.RaceUwin.com
2. www.wagerliveracing.com.

3. On May 19, 2010, the New York State Racing and Wagering Board approved the Buffalo Trotting Association, Inc. request to simulcast its standardbred racing program for wagering purposes to The Red Mile, Kentucky through July 25, 2010.

4. On May 19, 2010, the New York State Racing and Wagering Board approved the request of Buffalo Trotting Association, Inc. to provide official race replays to Harness Horse Breeders of New York State during the year 2010 only for the specific purposes set forth in the agreement dated May 11, 2010.

5. **CAPITAL DISTRICT REGIONAL OTB – ANNUAL SUMMER CHALLENGE HANDICAPPING CONTEST OF JUNE 12TH & 13TH**

On May 13, 2010, the New York State Racing and Wagering Board approved the May 11, 2010 application by the Capital District Regional Off-Track Betting Corporation to conduct the “Capital OTB Summer Challenge” handicapping contest on June 12 and 13, 2010.

6. **CAPITAL DISTRICT REGIONAL OTB – JUNE 2010 PROMOTIONS**

On May 19, 2010, the New York State Racing and Wagering Board approved the May 18, 2010 application by the Capital District Regional Off-Track Betting Corporation to conduct the specified promotions during the month of June 2010.

7. **CAPITAL DISTRICT REGIONAL OTB – CLOSURE OF 40 NORTH PEARL STREET BRANCH – ALBANY, NY**
On May 20, 2010, the New York State Racing and Wagering Board approved an amendment to the plan of operation of the Capital District Regional Off-Track Betting Corporation to reflect the closure of the branch located at 40 North Pearl Street in the Ten Eyck State Office Building in Albany, NY effective November 13, 2009.
8. **CAPITAL DISTRICT REGIONAL OTB – IMPORT OF VARIOUS LOCATIONS IN 2010**
On May 13, 2010, 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 Hazel Park, Michigan through September 18, 2010.
9. On May 13, 2010, 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 Plainridge Racecourse, Massachusetts through November 26, 2010.
10. **CAPITAL DISTRICT, CATSKILL, NASSAU, SUFFOLK AND WESTERN REGIONAL OTBS – IMPORT OF VARIOUS LOCATIONS IN 2010**
On May 13, 2010, the New York State Racing and Wagering Board approved amendments to the plans of operation of the Capital, Catskill, Nassau, Suffolk and Western Regional off-track betting corporations authorizing the simulcast for wagering purposes of races from Woodbine Entertainment Group d/b/a Woodbine Racetrack and Mohawk Racetrack, Ontario, Canada for the remainder of 2010.
11. On May 13, 2010, the New York State Racing and Wagering Board approved amendments to the plans of operation of the Capital, Catskill, Nassau, Suffolk and Western Regional off-track betting corporations authorizing the simulcast for wagering purposes of races from Pocono Downs, Pennsylvania through November 13, 2010.
12. On May 13, 2010, the New York State Racing and Wagering Board approved amendments to the plans of operation of the Capital, Catskill, Nassau, Suffolk and Western Regional off-track betting corporations authorizing the simulcast for wagering purposes of races from Sterling Suffolk Racecourse, LLC, Massachusetts from May 15 through November 13, 2010.
13. On May 13, 2010, the New York State Racing and Wagering Board approved amendments to the plans of operation of the Capital, Catskill, Nassau, Suffolk and Western Regional off-track betting corporations authorizing the simulcast for wagering purposes of races from Presque Isle Downs & Casino, Pennsylvania from May 7 through September 25, 2010.
14. On May 14, 2010, the New York State Racing and Wagering Board approved amendments to the plans of operation of the Capital, Catskill, Nassau, Suffolk and Western Regional off-track betting corporations authorizing the simulcast for wagering purposes of races from Pimlico Race Course, Maryland through May 22, 2010.

15. On May 19, 2010, the New York State Racing and Wagering Board approved amendments to the plans of operation of the Capital, Catskill, Nassau, Suffolk and Western Regional off-track betting corporations authorizing the simulcast for wagering purposes of races from:
 1. Calder Race Course, Florida through October 20, 2010
 2. Churchill Downs (Spring Meet), Kentucky through July 4, 2010
 3. Hollywood Park Racing Association, California through July 18, 2010.
16. On May 20, 2010, the New York State Racing and Wagering Board approved amendments to the plans of operation of the Capital, Catskill, Nassau, Suffolk and Western Regional off-track betting corporations authorizing the simulcast for wagering purposes of races from NJSEA (Monmouth Park), New Jersey from May 22 through June 15, 2010.
17. On May 28, 2010, the New York State Racing and Wagering Board approved amendments to the plans of operation of the Capital, Catskill, Nassau, Suffolk and Western Regional off-track betting corporations authorizing the simulcast for wagering purposes of races from Colonial Downs L.P. (Thoroughbred Meet), Virginia from May 29 through July 21, 2010.
18. On June 2, 2010, the New York State Racing and Wagering Board approved amendments to the plans of operation of the Capital, Catskill, Nassau, Suffolk and Western Regional off-track betting corporations authorizing the simulcast for wagering purposes of races from Yavapai Downs, Arizona through September 7, 2010.
19. On June 3, 2010, the New York State Racing and Wagering Board approved amendments to the plans of operation of the Capital, Catskill, Nassau, Suffolk and Western Regional off-track betting corporations authorizing the simulcast for wagering purposes of races from Freehold Raceway, New Jersey through June 30, 2010.
20. On June 4, 2010, the New York State Racing and Wagering Board approved amendments to the plans of operation of the Capital, Catskill, Nassau, Suffolk and Western Regional off-track betting corporations to authorize the simulcast for wagering purposes of races from Wyvern International, LTD, Australia during the year 2010.
21. On June 10, 2010, the New York State Racing and Wagering Board approved amendments to the plans of operation of the Capital, Catskill, Nassau, Suffolk and Western Regional off-track betting corporations authorizing the simulcast for wagering purposes of races from the California Authority of Fairs, California from June 16 through October 17, 2010.
22. On June 10, 2010, the New York State Racing and Wagering Board approved amendments to the plans of operation of the Capital, Catskill, Nassau, Suffolk and Western Regional off-track betting corporations authorizing the simulcast for wagering purposes of races from Pinnacle Race Course, Michigan during the year 2010.

23. **CAPITAL DISTRICT, CATSKILL AND WESTERN REGIONAL OTBS – IMPORT OF VARIOUS LOCATIONS IN 2010**
On June 2, 2010, the New York State Racing and Wagering Board approved amendments to the plans of operation of the Capital, Catskill and Western Regional off-track betting corporations authorizing the simulcast for wagering purposes of races from Louisiana Downs, Louisiana through September 26, 2010.
24. On June 3, 2010, the New York State Racing and Wagering Board approved amendments to the plans of operation of the Capital, Catskill and Western Regional off-track betting corporations authorizing the simulcast for wagering purposes of races from Maywood Park, Illinois through December 31, 2010.
25. **CATSKILL REGIONAL OTB – IMPORT OF VARIOUS LOCATIONS IN 2010**
On June 1, 2010, the New York State Racing and Wagering Board approved amendments to the plans of operation of Catskill Regional Off-Track Betting Corporation, Capital District Regional OTB Corporation and Western Regional Off-Track Betting Corporation authorizing the simulcast for wagering purposes of races from Hazel Park, Michigan through December 31, 2010.
26. **FINGER LAKES RACETRACK – JUNE 2010 “HIT THE BOARD” ELIMINATOR PROMOTION**
On May 20, 2010, the New York State Racing and Wagering Board approved the May 18, 2010 Finger Lakes Racetrack request to conduct three “Hit the Board” eliminator challenges on the Saturdays of June 12, 19 and 26, 2010.
27. **FINGER LAKES RACETRACK – IMPORT OF VARIOUS LOCATIONS IN 2010**
On May 19, 2010, 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 Tioga Downs, New York through December 31, 2010.
28. On May 20, 2010, 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 NJSEA (Monmouth Park), New Jersey through June 15, 2010.
29. **FINGER LAKES RACETRACK – EXPORT TO VARIOUS LOCATIONS IN 2010**
On May 19, 2010, 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 2010 to www.RaceUwin.com, a secondary site associated with the previously approved simulcasts to eBet Technologies Inc.
30. On June 10, 2010, 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 Yavapai Downs (with fifty-three [53] secondary sites), Arizona during the year 2010.

31. **MONTICELLO RACEWAY – REQUEST TO ADD RACE DATE**
On June 2, 2010, the New York State Racing and Wagering Board approved the Monticello Raceway request to add the race date of Saturday, August 14, 2010 with post-time at 7:00 p.m.
32. **MONTICELLO RACEWAY – IMPORT OF VARIOUS LOCATIONS IN 2010**
On May 20, 2010, 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 NJSEA (Monmouth Park), New Jersey from May 22 through June 15, 2010.
33. **MONTICELLO RACEWAY – EXPORT TO VARIOUS LOCATIONS IN 2010**
On May 26, 2010, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt, Inc. request to simulcast its standardbred racing programs for wagering purposes for the year 2010 to the following secondary site: Finn McCool’s OTB, Virginia, associated with the previously approved simulcasts to Colonial Downs L.P.
34. **NASSAU REGIONAL OTB – REQUEST TO OFFER ONE MILLION DOLLAR PICK-FOUR CONTEST FOR BELMONT STAKES**
On May 24, 2010, The New York State Racing and Wagering Board approved the May 20, 2010 Nassau Regional Off-Track Betting Corporation request to conduct a Belmont Stakes Day One Million Dollar Guaranteed Pick Four Contest at the Carle Place branch during the Belmont Stakes Handicapping Seminar.
35. **NASSAU REGIONAL OTB – IMPORT OF VARIOUS LOCATIONS IN 2010**
On May 19, 2010, the New York State Racing and Wagering Board approved amendments to the plans of operation of Nassau Regional Off-Track Betting Corporation, Capital District Off-Track Betting Corporation, Catskill Regional Off-Track Betting Corporation, Suffolk Regional Off-Track Betting Corporation and Western Regional Off-Track Betting Corporation authorizing the simulcast for wagering purposes of races from Indiana Downs (Thoroughbred Meet), Indiana through July 14, 2010.
36. On May 20, 2010, the New York State Racing and Wagering Board approved an amendment to the Nassau Regional Off-Track Betting Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from Wyvern International, LTD, Australia through December 31, 2010.
37. On June 2, 2010, the New York State Racing and Wagering Board approved amendments to the plans of operation of Nassau Regional Off-Track Betting Corporation, Capital District Off-Track Betting Corporation, Catskill Regional Off-Track Betting Corporation, Suffolk Regional Off-Track Betting Corporation and Western Regional Off-Track Betting Corporation authorizing the simulcast for wagering purposes of races from Harrah’s Chester Racetrack, Pennsylvania through December 15, 2010.

38. On June 10, 2010, the New York State Racing and Wagering Board approved amendments to the plans of operation of Nassau Regional Off-Track Betting Corporation, and Suffolk Regional Off-Track Betting Corporation, authorizing the simulcast for wagering purposes of races from Louisiana Downs (Thoroughbred Meet), Louisiana through September 26, 2010.
39. **NEW YORK CITY OTB – IMPORT OF VARIOUS LOCATIONS IN 2010**
On May 14, 2010, 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 Pimlico Race Course, Maryland on May 14 and 15, 2010 only.
- 40a-q. On May 28, 2010, the New York State Racing and Wagering Board approved an amendment to the New York City Off-Track Betting Corporation’s plan of operation authorizing the simulcasts for wagering purposes of races from the following tracks for the specified time periods:
- a. Calder Race Course through October 20, 2010
 - b. Churchill Downs (Spring Meet) through July 4, 2010
 - c. Hollywood Park Racing Assoc. through July 18, 2010
 - d. Thistledown (Track Net) through November 6, 2010
 - e. Indiana Downs (Thoroughbred Meet) through July 14, 2010
 - f. River Downs Jockey Club through September 6, 2010
 - g. Prairie Meadows Racetrack and Casino through August 8, 2010
 - h. Harrah’s Chester Casino & Racetrack through December 15, 2010
 - i. Delaware Racing Association through November 6, 2010
 - j. Fort Erie Racetrack through October 26, 2010
 - k. Sterling Suffolk Racecourse through November 13, 2010
 - l. Presque Isle Downs & Casino through September 25, 2010
 - m. Mohegan Sun at Pocono Downs through November 13, 2010
 - n. Woodbine Racetrack and Mohawk Racetrack through December 31, 2010
 - o. Arlington Park (Track Net) through September 26, 2010
 - p. NJSEA (Monmouth Park) through June 15, 2010
 - q. Colonial Downs through July 21, 2010.
41. On June 2, 2010, 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 Louisiana Downs, Louisiana through September 26, 2010.
42. On June 2, 2010, 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 Yavapai Downs, Arizona through September 7, 2010.

43. On June 3, 2010, 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 Freehold Raceway, New Jersey through June 30, 2010.
44. On June 3, 2010, 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 Maywood Park, Illinois through December 31, 2010.
45. On June 4, 2010, 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 Wyvern International, LTD, Australia during the year 2010.
46. On June 10, 2010, 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 the California Authority of Fairs, California from June 16 through October 17, 2010.
47. On June 10, 2010, 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 Pinnacle Race Course, Michigan during the year 2010.
48. **NYRA – IMPORT OF VARIOUS LOCATIONS IN 2010**
On May 20, 2010, 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 NJSEA (Monmouth Park), New Jersey from May 22 through June 15, 2010.
49. On May 24, 2010, 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 Yavapai Downs, Arizona from May 29 through September 7, 2010.
50. On May 28, 2010, 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 L.P. (Thoroughbred Meet), Virginia from May 29 through July 21, 2010.
51. On June 4, 2010, 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 tracks in England and Wales via the auspices of GBI Racing Ltd, London, England through December 31, 2010.

52. **NYRA – EXPORT TO VARIOUS LOCATIONS IN 2010**
On May 13, 2010, 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 California Authority of Racing Fairs (with thirty-five [35] secondary sites), California from June 16 through October 17, 2010.
53. On June 1, 2010, the New York State Racing and Wagering Board approved the New York Racing Association request to simulcast the 2010 Belmont Stakes for separate pool wagering purposes to UniTAB, Australia.
54. On June 2, 2010, 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 Yavapai Downs (with fifty-five [55] secondary sites), Arizona through September 7, 2010.
55. On June 3, 2010, the New York State Racing and Wagering Board approved the New York Racing Association request to simulcast the June 5, 2010 Belmont Stakes for separate pool wagering purposes to TABCORP, Australia and to the New Zealand Racing Board, New Zealand.
56. On June 3, 2010, 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 Wonderland Greyhound Park, Massachusetts through September 1, 2010.
57. On June 3, 2010, the New York State Racing and Wagering Board approved the New York Racing Association request to simulcast the June 5, 2010 Belmont Stakes for separate pool wagering purposes to PMU (Pari mutual urbain), France on June 5, 2010.
58. **SARATOGA HARNESS – IMPORT OF VARIOUS LOCATIONS IN 2010**
On May 20, 2010, 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 NJSEA (Monmouth Park), New Jersey from May 22 through June 15, 2010.
59. On May 20, 2010, 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 Delaware Racing Association, Delaware through November 6, 2010.
60. On May 20, 2010, 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 Sterling Suffolk Racecourse, LLC, Massachusetts through November 13, 2010.

61. On May 28, 2010, 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 Colonial Downs L.P. (Thoroughbred Meet), Virginia from May 29 through July 21, 2010.
62. On June 1, 2010, the New York State Racing and Wagering Board approved the Saratoga Harness Racing, Inc. request to simulcast its standardbred racing programs for wagering purposes for the year 2010 to the following secondary site: www.RaceUwin.com, associated with the previously approved simulcasts to eBet Technologies, Inc.
63. **SUFFOLK REGIONAL OTB – IMPORT TO VARIOUS LOCATIONS IN 2010**
On May 11, 2010, the New York State Racing and Wagering Board approved an amendment to the Suffolk Regional Off-Track Betting Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from The New York Racing Association through December 31, 2010.
64. **TIOGA DOWNS – IMPORT OF VARIOUS LOCATIONS IN 2010**
On May 7, 2010, 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 Presque Isle Downs & Casino, Pennsylvania from May 7 through September 25, 2010.
65. On May 13, 2010, 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 River Downs Jockey Club, Inc., Ohio through September 6, 2010.
66. On May 13, 2010, 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 Georgian Downs Limited, Ontario, Canada through December 31, 2010.
67. See below, after number 69.
68. On May 20, 2010, 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 (Monmouth Park), New Jersey from May 22 through June 15, 2010.
69. On June 10, 2010, 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 Running Aces Harness Park, Minnesota through August 28, 2010.

67. **TIOGA DOWNS – EXPORT TO VARIOUS LOCATIONS IN 2010**
On May 13, 2010, the New York State Racing and Wagering Board approved the Tioga Downs request to simulcast its harness racing programs for wagering purposes through September 11, 2010 to:
1. Western Regional Off-Track Betting Corporation, New York
 2. Batavia Downs, New York.
70. On May 19, 2010, the New York State Racing and Wagering Board approved the Tioga Downs request to simulcast its harness racing programs for wagering purposes to Finger Lakes Racing Association, Inc., New York through September 11, 2010.
71. On May 20, 2010, the New York State Racing and Wagering Board approved the Tioga Downs request to simulcast its harness racing programs for wagering purposes to Northville Downs, Michigan through September 11, 2010.
72. On June 10, 2010, the New York State Racing and Wagering Board approved the Tioga Downs request to simulcast its standardbred racing programs for wagering purposes to Las Vegas Dissemination Company (with six [6] secondary sites), Nevada for purposes of dissemination for simulcasting with pari-mutuel wagering through September 11, 2010 to the six [6] sites specified in the agreement submitted to the Board.
73. **VERNON DOWNS - REQUEST TO CHANGE TWO RACE DATES**
On May 13, 2010, the New York State Racing and Wagering Board approved the May 5, 2010 request of Vernon Downs to cancel live racing scheduled for May 27 and July 1, 2010 and to race on June 3 and July 8, 2010 as replacement dates.
74. **VERNON DOWNS – REQUEST TO CANCEL LIVE RACING ON MAY 14, 2010**
On May 14, 2010, the New York State Racing and Wagering Board approved cancellation of the racing program scheduled for May 14, 2010 due to power issues related to a reported transformer failure.
75. **VERNON DOWNS – IMPORT OF VARIOUS LOCATIONS IN 2010**
On May 7, 2010, 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 Presque Isle Downs & Casino, Pennsylvania from May 7 through September 25, 2010.
76. On May 13, 2010, 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 Georgian Downs Limited, Ontario, Canada through December 31, 2010.
77. On May 13, 2010, 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 River Downs Jockey Club, Inc., Ohio through September 6, 2010.

78. On May 20, 2010, 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 (Monmouth Park), New Jersey from May 22 through June 15, 2010.
79. On June 10, 2010, 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 Running Aces Harness Park, Minnesota through August 28, 2010.
80. **VERNON DOWNS – EXPORT TO VARIOUS LOCATIONS IN 2010**
On May 19, 2010, the New York State Racing and Wagering Board approved the Vernon Downs, Inc. request to simulcast its racing programs for wagering purposes for the year 2010 to www.RaceUwin.com, a secondary site associated with the previously approved simulcasts to eBet Technologies Inc.
81. **WESTERN REGIONAL OTB/BATAVIA DOWNS – GRAND OPENING EVENT AT DR.'S INN – ROCHESTER, NY**
On May 26, 2010, the New York State Racing and Wagering Board approved the May 24, 2010 Western Regional Off-Track Betting Corporation request to conduct the specified OTB Wager Giveaway promotion.
82. **WESTERN REGIONAL OTB/BATAVIA DOWNS – REQUEST TO OFFER TRIP TO TRAVERS' STAKES PROMOTION**
On May 26, 2010, the New York State Racing and Wagering Board approved the May 24, 2010 Western Regional Off-Track Betting Corporation request to conduct the specified trip to Travers' Stakes promotion.
83. **WESTERN REGIONAL OTB/BATAVIA DOWNS – IMPORT OF VARIOUS LOCATIONS IN 2010**
On May 13, 2010, the New York State Racing and Wagering Board approved an amendment to the Batavia Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Tioga Downs, New York through September 11, 2010.
84. On May 13, 2010, the New York State Racing and Wagering Board approved an amendment to the Western Regional Off-Track Betting Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from Tioga Downs, New York through September 11, 2010.
85. **YONKERS RACEWAY – REQUEST TO DELETE RACE CARDS ON WEDNESDAYS AND ADD THURSDAYS FOR THE REMAINDER OF 2010**
On May 17, 2010, the New York State Racing and Wagering Board approved the May 7, 2010 Yonkers Raceway request to race on Thursday nights starting July 1, 2010 in place of the previously assigned Wednesday nights. The last Wednesday “live” racing card will be Wednesday, June 23, 2010.

86. **YONKERS RACEWAY – IMPORT OF VARIOUS LOCATIONS IN 2010**
On May 13, 2010, 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 Alberta Downs, Alberta, Canada during the year 2010.
87. On May 13, 2010, 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 Delaware Racing Association, Delaware through November 6, 2010.
88. On May 17, 2010, 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. River Downs Jockey Club, Inc., Ohio through September 6, 2010
 2. Sterling Suffolk Racecourse, LLC, Massachusetts through November 13, 2010.
89. On May 20, 2010, 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 (Monmouth Park), New Jersey from May 22 through June 15, 2010.
90. On May 26, 2010, 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 Los Alamitos Quarter Horse Racing Association, California through December 19, 2010.
91. On June 10, 2010, 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. Hoosier Park, Indiana through July 11, 2010
 2. Woodbine Entertainment Group (Woodbine Racetrack and Mohawk Raceway), Ontario, Canada through December 31, 2010.
92. On June 10, 2010, 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 Vernon Downs, New York through November 27, 2010.
93. **YONKERS RACEWAY – EXPORT TO VARIOUS LOCATIONS IN 2010**
On May 19, 2010, the New York State Racing and Wagering Board approved the Yonkers Raceway, Inc. request to simulcast its racing programs for wagering purposes for the year 2010 to www.RaceUwin.com, a secondary site associated with the previously approved simulcasts to eBet Technologies Inc.

94. On May 20, 2010, the New York State Racing and Wagering Board approved the Yonkers Raceway request to amend its authorization to simulcast races conducted during 2010 to eBet Technologies, Inc., to include video streaming of the racing programs to customers outside of New York State. The Board also approved the simulcast to: www.wagerLiveracing.com. as a secondary site associated with the previously approved simulcasts to eBet Technologies.

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

1. **IN THE MATTER OF RODRIGO SOTELO - SUMMARY SUSPENSION**
On May 17, 2010, the New York State Racing and Wagering Board summarily suspended the thoroughbred groom/exercise rider's license of Rodrigo Sotelo upon a finding that the public safety and welfare imperatively required this emergency action.
2. **FINGER LAKES RACETRACK – NEW RACING OFFICIAL - SMITH**
On May 24, 2010, the New York State Racing and Wagering Board denied the April 1, 2010 request of the Finger Lakes Racing Association to employ Peter Smith as a racing official during 2010.
3. **CAPITAL DISTRICT REGIONAL OTB – REQUEST TO OPERATE MOBILE BRANCH ON JUNE 5, 2010 AT CATSKILL MOUNTAIN LODGE – PALENVILLE, NY**
On May 24, 2010, the New York State Racing and Wagering Board approved the Capital District Regional Off-Track Betting Corporation May 20, 2010 request to operate the Mobile Branch at Catskill Mountain Lodge in Palenville, New York on June 5, 2010 pursuant to the mobile wagering plan of operation approved by the Board on July 24, 2009 and the operations summary provided in Capital's May 20, 2010 letter.
4. **IN THE MATTER OF ROBERT A. DUNLAP - SUMMARY SUSPENSION**
On May 27, 2010, the New York State Racing and Wagering Board summarily suspended the harness groom's license of Robert A. Dunlap upon a finding that the public safety and welfare imperatively required this emergency action.
5. **IN THE MATTER OF FRANK RONDON - SUMMARY SUSPENSION**
On May 27, 2010, the New York State Racing and Wagering Board summarily suspended the thoroughbred stable employee's license of Frank Rondon upon a finding that the public safety and welfare imperatively required this emergency action.
6. **YONKERS RACEWAY – REQUEST FOR APPROVAL OF PEACE OFFICERS**
On June 3, 2010, 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 individuals listed below as special policemen within and around the grounds of Yonkers Raceway.

The nine (9) individuals approved are:

1. Robert Arnold
2. Charlie Hernandez
3. Ken Maher
4. Magdiel Perdomo
5. Scott Stefanik
6. Terrence Brown
7. Danny Lamedica
8. Michael Marrano
9. Robert Rubin.

7. **NEW YORK CITY OTB – REQUEST TO APPOINT NEW CHAIRMAN OF THE BOARD – SCHWARTZ**

On June 9, 2010, the New York State Racing and Wagering Board approved amendments to the New York City Off-Track Betting Corporation’s plan of operation to reflect the following changes:

- The resignation of Meyer S. Frucher as a Member and Chairman of the Board of Directors of the Corporation.
- The appointment of Lawrence S. Schwartz as a Member of the Board of Directors and the designation by the Governor for Mr. Schwartz to serve as Chairman of the Board of Directors.

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

1. **FINGER LAKES RACETRACK – REQUEST TO EXPAND VINEYARD BUFFET**

The New York State Racing and Wagering Board approved the Finger Lakes Racing Association request for a permit pursuant to Section 246 of the New York State Racing and Wagering, Pari-Mutuel Wagering and Breeding Law for expansion of the Vineyard Buffet.

2. **CATSKILL REGIONAL OTB – INTERNET ACCOUNT WAGERING**

The New York State Racing and Wagering Board approved the request by Catskill Regional Off-Track Betting Corporation to amend its plan of operation to implement internet wagering. The approval is conditioned on the following:

- All wagering and related activities must be conducted pursuant to the submitted plan of operation;
- Approval is limited to include internet wagering only; any expansion to include other electronic means requires additional prior Board approval;
- The Racing Data Transaction Management Servers must continue to be located in New York at the designated facilities;
- Catskill OTB may offer wagering via the internet only for those tracks which have provided written consent and have obtained the proper regulatory approvals;

- Catskill OTB may offer race replays via the internet only for those tracks which have provided written consent and have obtained the proper regulatory approvals.
 - Catskill OTB may offer live video streaming of races via the internet only for those tracks which have provided written consent and have obtained the proper regulatory approvals. Live video streaming of races is restricted to Catskill OTB's statutorily defined region.
3. **NOTICE OF ADOPTION – COUPLED ENTRIES RULE**
The New York State Racing and Wagering Board approved the adoption of amendments to sections 4025.10(d) and 4035.2(e) of 9 N.Y.C.R.R.. These rules will allow a maximum of two horses with a common trainer to compete in the same race as separate betting interests.
 4. **NOTICE OF PROPOSED RULEMAKING – HARNESS SULKY RULE**
The New York State Racing and Wagering Board approved the proposed rulemaking to amend Section 4116.10 of the Board's Harness Rules. This amendment would require that any sulky involved in an accident be inspected by the manufacturer or authorized representative before being used again in a race, qualifier or in training.
 5. **NOTICE OF PROPOSED RULEMAKING – CELL PHONES IN PADDOCK AREA**
The New York State Racing and Wagering Board deferred the proposed rulemaking to amend Section 4104.11 of the Board's Harness Rules to a future Board meeting.
 6. **SARATOGA HARNESS – REQUEST TO REPLACE ELECTRONIC FUNDS TRANSFER PROVIDER**
On June 23, 2010, the New York State Racing and Wagering Board (Board) approved the Saratoga Harness Racing, Inc. request to amend its internet and telephone account wagering to change its automated clearing house (ACH) provider to iSmartCheck. All other terms and conditions of the Board's May 25, 2010 approval of Saratoga Harness' internet and telephone wagering plan of operation remain in effect.
 7. **YONKERS RACEWAY – REQUEST TO WITHDRAW \$380,109.10 FROM CIF**
On June 23, 2010, the New York State Racing and Wagering Board approved the Yonkers Raceway request to withdraw \$380,109.10 from its Capital Improvement Fund for reimbursement of the following Capital Improvement Expenditures:

Backstretch (100%)

Driver's Building – General Construction	\$131,196.55
Driver's Building – Railings	13,818.00
Driver's Building – Swing Door	4,118.25
Driver's Building – Fire Repair	10,604.49
Driver's Building – Theater Seating	6,216.91
Driver's Building – Carpet & Bathroom Tiling	12,300.00
Driver's Building – Emergency Exit	5,622.68
Driver's Building – Chairs	2,934.31
Driver's Building – Architecture	9,715.88
Driver's Building – Demobilization of Trailers	19,343.00
Driver's Building – Roofing	34,300.00

Driver's Building – HVAC	26,640.54
Driver's Building – Electrical Construction	155,483.76
Driver's Building – Security Cameras	16,256.25
Driver's Building – Asbestos Abatement Services	7,850.00
Driver's Building – Waterproof Walls	22,000.00
Driver's Building – Televisions (3)	5,903.00
Travelers Insurance Reimbursement (02/13/2008)	(\$75,194.52)
Travelers Insurance Reimbursement (10/30/2009)	<u>(\$29,000.00)</u>
 Total CIF Approved	 <u>\$380,109.10</u>

8. **NASSAU REGIONAL OTB – REQUEST TO APPOINT NEW VICE PRESIDENTS - BIANCULLI & DIANA**

On June 23, 2010, the New York State Racing and Wagering Board approved an amendment to the Nassau Regional Off-Track Betting Corporation plan of operation to reflect the appointments of Richard Bianculli as the new Vice President of Operations and Douglas Diana as the new Vice President of Corporate Affairs.

9. **ST. REGIS MOHAWK TRIBE – REQUEST TO AMEND APPENDICES A & B OF TRIBAL-STATE COMPACT**

Pursuant to the delegated authority of Governor David A. Paterson, on April 26, 2010, the New York State Racing and Wagering Board considered and unanimously approved amendments to the Tribal-State Compact between the Saint Regis Mohawk Tribe and the State of New York, substituting the present Appendix A, Section VIII with a new Appendix A, Section VIII, amending Appendix A, Section XII, substituting the present Appendix A, Section XXVIII with; new Appendix A, Section XXXIII, substituting Appendix A, Section XXVII with a new Appendix A, Section XXXIV and adding Sections 66, 67, 68, 69 and 70 to Appendix B, as proposed by correspondences of Vaughn N. Aldrich, Chairman, Saint Regis Mohawk Tribal Gaming Commission and Todd L. Papineau, Executive Director, Saint Regis Mohawk Tribal Gaming Commission.

10. **IN THE MATTER OF GRAHAM LEWIS**

The New York State Racing and Wagering Board upheld the recommendation of designated hearing officer, Clemente J. Parente that the appeal by harness racing trainer-driver applicant Graham Lewis be denied and the license refusal be affirmed based upon the finding that Mr. Lewis' experience, character and general fitness are such that his participation in racing would be inconsistent with the public interest, convenience or necessity or with the best interests of racing generally.

11. **IN THE MATTER OF PRE-RACE DETENTION OF HORSES TRAINED BY WILLIAM PIONTEK**

The New York State Racing and Wagering Board upheld the recommendation of designated hearing officer, Clemente J. Parente that the appeal of the pre-race detention order be denied and affirmed the determination of the Presiding Judge in all respects consistent with the stipulation, based upon a finding that the horses trained by William Piontek on October 19, 2009 be subject to eight (8) months of pre-race detention when he committed a second violation within a twelve-month period.

E. ITEMS FOR BOARD INFORMATION/DISCUSSION

1. INDIAN GAMING/LICENSING STATISTICS

Licensing statistics for May 1, 2010 through May 31, 2010. Also included were the certifications for Oneida, Mohawk, Seneca Allegany, Seneca Buffalo and Seneca Niagara.

2. LICENSING/CURRENT LICENSE COUNT

The current racing licensing counts as of May 31, 2010 since January 1, 2010 are as follows: total receipts 7,127 and total licenses 5,173 for the year 2010.

3. GAMES OF CHANCE/BINGO REGISTRATION NUMBERS

List of Games of Chance and Bingo Registration Numbers authorized/denied by the Charitable Gaming Unit from May 6, 2010 thru June 7, 2010.

4. 2010 LICENSED SUPPLIERS

List of licensed suppliers – manufacturers’ and distributors’ licenses issued for the time period of May 1, 2010 through May 31, 2010.

5. GAMES OF CHANCE/BELL JAR TICKETS

List of bell jar tickets authorized/denied by the Charitable Gaming Unit between May 1, 2010 and May 31, 2010.

F. FOLLOW-UP ON ITEMS PREVIOUSLY APPROVED

None.

The meeting adjourned at 2:50 p.m.