



**MINUTES
NEW YORK STATE RACING AND WAGERING BOARD
MEETING OF APRIL 28, 2008**

A meeting of the New York State Racing and Wagering Board was held on Monday, April 28, 2008 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 11:21 a.m.

In Attendance Were:

Daniel D. Hogan, Chairman
Michael J. Hoblock, Member
John B. Simoni, Member
John Cansdale, 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:

Daniel Toomey, NYSR&WB
Kristen Buckley, NYSR&WB
Vivian Davis, NYSR&WB
James Kellogg, NYSR&WB
John Googas, NYSR&WB
Brian Squadere, NYSR&WB
Bruce Samboy, NYSR&WB
Jason Settlemoir, American Racing
Dan Wray, NYCOTB
Michael Rhodes-Devey
Robert Hemsworth, Capital OTB
Andrew Maolo, Capital, Catskill and Suffolk OTB
Neil Tiger, Suffolk OTB

OPEN COMMENT PERIOD:

Neil Tiger of the Suffolk Regional Off-Track Betting Corporation spoke on behalf of all New York State off-track betting corporations concerning the acceptance of wagers from New York residents by out-of-state advanced deposit wagering sites. A copy of Mr. Tiger's remarks is on file in the office of the Secretary to the Board.

A. The Board approved the minutes of the Board meeting held on March 7, 2008.

B. ITEMS PREVIOUSLY APPROVED OR DEFERRED BY THE CHAIR

1. **BUFFALO RACEWAY – REQUEST TO OFFER HARNESS HANDICAPPING CONTEST**

For entry into the minutes, on March 4, 2008, the New York State Racing and Wagering Board approved the Buffalo Trotting Association, Inc. request to conduct a harness handicapping contest with four qualifiers to be held on April 5, 12, 19 and 26, 2008. The final will be held on May 10, 2008.

2. **BUFFALO RACEWAY – REQUEST TO ADD A THIRTEENTH RACE ON MARCH 15, 2008**

For entry into the minutes, on March 12, 2008, the New York State Racing and Wagering board approved Buffalo Raceway's request to add a thirteenth (13th) race on March 15, 2008 only.

3. **BUFFALO RACEWAY – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**

For entry into the minutes, on April 7, 2008, the New York State Racing and Wagering Board approved an amendment to the Buffalo Trotting Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Hawthorne Racecourse, Illinois through December 31, 2008.

4. **BUFFALO RACEWAY – REQUEST TO EXPORT TO VARIOUS LOCATIONS IN 2008**

For entry into the minutes, on February 27, 2008, the New York State Racing and Wagering Board approved the Buffalo Trotting Association, Inc. request to simulcast its standardbred racing programs for wagering purposes through July 26, 2008 to the following additional entities associated with the Track Net Media Group, Kentucky:

1. Racelinebet.com
2. Icanbet.com
3. Watchandwager.com.

5. For entry into the minutes, on March 4, 2008, the New York State Racing and Wagering Board approved the Buffalo Trotting Association, Inc. request to simulcast its standardbred racing programs for wagering purposes through July 26, 2008 to:
 1. Canterbury Park, Minnesota
 2. Indiana Downs, Indiana
 3. Plainridge Racecourse, Massachusetts.

6. For entry into the minutes, on March 4, 2008, the New York State Racing and Wagering Board approved the Buffalo Trotting Association, Inc. request to simulcast its standardbred racing programs for wagering purposes through July 26, 2008 to:
 1. Tioga Downs, New York
 2. Vernon Downs, New York.

7. For entry into the minutes, on March 13, 2008, the New York State Racing and Wagering Board approved the Buffalo Trotting Association, Inc. request to simulcast its standardbred racing programs for wagering purposes through July 26, 2008 to RGS, St. Kitts, West Indies.

8. For entry into the minutes, on March 27, 2008, the New York State Racing and Wagering Board approved the Buffalo Trotting Association, Inc. request to simulcast its standardbred racing programs for wagering purposes through July 26, 2008 to:
 1. Pompano Park, Florida
 2. ODS Technologies, L.P. d/b/a TVG, Delaware.

9. **CAPITAL DISTRICT REGIONAL OTB – MARCH 2008 FAN PROMOTIONS**
For entry into the minutes, on February 27, 2008, the New York State Racing and Wagering Board approved an application by the Capital District Regional Off-Track Betting Corporation to conduct promotions during the month of March, 2008. These promotions consist of Simple Giveaway Days on March 12, 15 and 28, 2008, and
 - Online Giant Jackpot handicapping contests on March 15 and 28, for all Capital Bets account holders;
 - Pick Four Capital Bets on March 5, 14 and 20;
 - March Madness on March 20, 21 and 22 at the Albany Teletheater;
 - A handicapping seminar on March 30, 2008 at the Albany Teletheater; and
 - The Battle of the Branches beginning on March 19 and concluding on May 10, 2008.

These promotions must be conducted in accordance with the rules submitted to the Board and are subject to audit.

10. **CAPITAL DISTRICT REGIONAL OTB – REQUEST FOR IN-HOME SIMULCASTING OF LIVE RACING**

For entry into the minutes, on February 29, 2008, the New York State Racing and Wagering Board approved the Capital District Regional Off-Track Betting Corporation request to amend its simulcast plan of operation to conduct in-home simulcasting of live racing pursuant to the terms provided in the February 28, 2008 agreement between Batavia Downs and Capital District OTB. This approval is valid through March 14, 2008 ONLY, without prejudice to reapplication.

This approval is conditioned upon compliance with all applicable laws and rules, including necessary consents associated with out-of-state simulcasting.

11. For entry into the minutes, on March 13, 2008, the New York State Racing and Wagering Board approved the continued in-home simulcasts of Saratoga Raceway and related in-home simulcasts through March 21, 2008 based on the consent provided by Saratoga Harness Racing, Inc.

12. **CAPITAL DISTRICT REGIONAL OTB – REQUEST TO OFFER ON-LINE GIANT JACKPOT CONTEST**

For entry into the minutes, on March 4, 2008, the New York State Racing and Wagering Board approved an application by the Capital District Regional Off-Track Betting Corporation to amend the rules relating to the previously approved On-Line Jackpot contests to be conducted during March 2008. This amendment permits the carryover of prize pools in the event there is no winner of the contest. This approval supplements the revised approval dated February 27, 2008. All other conditions of approval remain in effect.

13. **CAPITAL DISTRICT REGIONAL OTB – TERMINATION OF CONCESSIONAIRE AGREEMENT – ERIE SUBS (QUIZNO'S)**

For entry into the minutes, on March 7, 2008, the New York State Racing and Wagering Board approved an amendment to the Capital District Regional Off-Track Betting Corporation to reflect the termination of the concession agreement between Capital District Regional Off-Track Betting and Erie Subs, LLC d/b/a Quizno's at the Woodlawn branch located at 1629 State Street in Schenectady, N.Y.

Any replacement of the concessionaire will require prior Board approval.

14. **CAPITAL DISTRICT REGIONAL OTB – APRIL 2008 FAN PROMOTIONS**

For entry into the minutes, on April 1, 2008, the NYS Racing and Wagering Board approved the application of Capital Regional Off-Track Betting Corporation to amend its plan of operation authorizing the conduct of the April, 2008 promotions set forth in the application dated March 24, 2008 except as set forth below.

Approval was **not** granted for the conduct of the Special Pick-Six-Capital Bets promotion to be held on April 5, 2008.

These approved promotions must be conducted pursuant to the terms of the application submitted to the Board. All are subject to audit.

15. **CAPITAL DISTRICT REGIONAL OTB – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**
For entry into the minutes, on February 27, 2008, the New York State Racing and Wagering Board approved an amendment to the Capital District Off-Track Betting Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from Monticello Raceway Management, Inc., New York through December 31, 2008.
16. For entry into the minutes, on March 6, 2008, the New York State Racing and Wagering Board approved an amendment to the Capital District Off-Track Betting Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from Indiana Downs, Indiana through July 8, 2008.
17. For entry into the minutes, on March 6, 2008, the New York State Racing and Wagering Board approved an amendment to the Capital District Off-Track Betting Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from Harrington Raceway, Delaware during the year 2008.
18. For entry into the minutes, on March 19, 2008, the New York State Racing and Wagering Board approved an amendment to the Capital District Off-Track Betting Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from Plainridge Racecourse, Massachusetts through November 20, 2008.
19. For entry into the minutes, on March 20, 2008, the New York State Racing and Wagering Board approved the following in accordance with the terms of the March 12, 2008 agreement between Saratoga Harness Racing, Inc. (SHRI) and Capital District Regional Off-Track Betting Corporation (CDROT B):
1. The export by SHRI of live harness races conducted at Saratoga Raceway to CDROT B branch offices, E-Z bets, teletheatre, and into homes via cable in the CDROT B region.
 2. An amendment to the CDROT B simulcast plan of operation to reflect the above, as well as the consent of SHRI to the in-home cable distribution of both in-state and out-of-state races, including those conducted at Saratoga Harness.
- No approval is granted for any video streaming by either SHRI or CDROT B without prejudice to reapplication.
20. For entry into the minutes, on March 27, 2008, the New York State Racing and Wagering Board approved an amendment to the Capital District Off-Track Betting Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from Hazel Park Harness Raceway, Michigan through September 27, 2008.

21. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved an amendment to the Capital District Off-Track Betting Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from Northwest Racing Associates Limited Partnership (Emerald Downs) through September 28, 2008.
22. For entry into the minutes, on April 7, 2008, the New York State Racing and Wagering Board approved an amendment to the Capital District Off-Track Betting Corporation simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
 1. Tioga Downs, New York through December 31, 2008
 2. Vernon Downs, New York through December 31, 2008.

23. **FINGER LAKES RACETRACK – REQUEST TO OFFER SUPER SUNDAYS PROMOTIONS FOR PLAYERS EXTRA CLUB**

For entry into the minutes, on February 27, 2008, the NYS Racing and Wagering Board approved the Finger Lakes Racetrack request to conduct “Super Sundays” for members of the Player Extras Club on six days during the months of March and April of 2008. The dates are March 2, 19 and 30, and April 6 & 13, 2008.

This promotion must be conducted in accordance with the terms of the application to the Board and is subject to audit.

24. **FINGER LAKES RACETRACK – REQUEST TO ADD PICK 4 TO WAGERING MENU**

For entry into the minutes, on March 19, 2008, the NYS Racing and Wagering Board approved the Finger Lakes Racetrack request to conduct two pick fours with a fifty cent (\$0.50) minimum wager in place of the existing two dollar (\$2.00) minimum amount. Approval for the two pick fours per program was issued previously.

25. **FINGER LAKES RACETRACK – APRIL 2008 PROMOTIONS/ EVENTS**

For entry into the minutes, on March 31, 2008, the NYS Racing and Wagering Board approved the Finger Lakes Racetrack request to conduct an opening day (Saturday, April 19, 2008) drive for new members for its Player Extras Club. Incentives to join this club will be five dollars in free play for gaming and a five dollar voucher for racing. In addition, if a current member refers a new member, they will also receive this incentive.

The first 2,500 visitors to Finger Lakes Gaming and Race Track will receive a free T-Shirt. In addition, all patrons age 60 and over will receive one free Finger Lakes program and tip sheet each Tuesday of live racing throughout April of 2008.

This approval is conditioned on compliance with the terms of the application submitted to the Board. Approval for the issuance of the free plan for gaming component of the Players Extra Club incentive is subject to the issuance of any required approval by the New York State Lottery. The conduct of these promotions is subject to audit.

26. **FINGER LAKES RACETRACK – OPENING DAY ESCALATING DRAWINGS**
For entry into the minutes, on April 3, 2008, the NYS Racing and Wagering Board approved the Finger Lakes Racetrack request to conduct on opening day (Saturday, April 19, 2008) escalated drawings for all racing guests who are also members of the Player Extras Club. Drawings will be held after all nine Finger Lakes live races.

This approval is conditioned on compliance with the rules submitted to the Board. The promotion is subject to audit by the Board.

27. **FINGER LAKES RACETRACK – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**

For entry into the minutes, on March 27, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Keeneland Association Inc., Kentucky through May 1, 2008.

28. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved an amendment to the Finger Lakes Racing Association, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Pimlico Race Course, Maryland through June 30, 2008.

29. **FINGER LAKES RACETRACK – REQUEST TO EXPORT VARIOUS LOCATIONS IN 2008**

For entry into the minutes, on March 4, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during 2008 to:

1. Georgian Downs (with one [1] secondary site), Ontario, Canada
2. Woodbine Entertainment Group (with thirty five [35] secondary sites), Ontario, Canada.

30. For entry into the minutes, on March 19, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008 to:

1. Penn National Gaming, Pennsylvania, consisting of Penn National Race Course with four (4) secondary sites, Charlestown Races (West. Va.), Racing Park (Ohio), Bangor Racing (Maine) and Zia Park (New Mexico)
2. River Downs, Ohio.

31. For entry into the minutes, on March 19, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008 to:

1. Northlands Park (with one [1] secondary site), Alberta, Canada
2. Rideau Carleton Raceway (with fourteen [14] secondary sites), Ontario, Canada.

32. For entry into the minutes, on March 19, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008 to:
 1. Delaware Racing Association, Delaware
 2. Hazel Park, Michigan
 3. Indiana Downs (with two [2] secondary sites), Indiana
 4. Ocean Downs LLC (with one [1] secondary site), Maryland.

33. For entry into the minutes, on March 20, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008 to:
 1. Attractions Hippiques (with fifteen [15] secondary sites), Quebec, Canada
 2. Hastings Entertainment Inc., British Columbia, Canada
 3. Orangeville Raceway LTD (with one [1] secondary site), British Columbia, Canada
 4. TBC Teletheatre BC (with twenty [20] secondary sites), British Columbia, Canada.

34. For entry into the minutes, on March 20, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008 to Premier Turf Club, LLC, North Dakota.

35. For entry into the minutes, on March 21, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008 to Las Vegas Dissemination Company (with five [5] secondary sites), Nevada.

36. For entry into the minutes, on March 21, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008 to:
 1. The Racing Channel, Oregon (except Australianracing.com)
 2. The Racing Network International, (with six [6] secondary sites), Pennsylvania.

37. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008 to Fort Erie Race Track (with four [4] secondary sites), Ontario, Canada.

38. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008 to:
 1. Scarborough Downs, Maine
 2. Wheeling Island, West Virginia.

39. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs to The New York Racing Association Inc., New York through April 27, 2008 only.
40. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008 to:
 1. Harrington Raceway, Delaware
 2. Hawthorne Race Course (with thirty four [34] secondary sites), Illinois.
41. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008 to:
 1. Evangeline Downs Racetrack & Casino (with four [4] secondary sites), Louisiana.
 2. Sam Houston Race Park (with two [2] secondary sites), Texas.
42. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008 to:
 1. Atlantic City Casinos (with six [6] secondary sites), New Jersey
 2. Lewiston Raceways, Inc. (with three [3] secondary sites), Maine
 3. The Lodge at Belmont, New Hampshire.
43. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008 to:
 1. Freehold Raceway (with one [1] secondary site), New Jersey
 2. Philadelphia Park (with eight [8] secondary sites), Pennsylvania
 3. Sterling Suffolk Racecourse (with one [1] secondary site), Massachusetts
 4. The Texas Hub (with twenty two [22] secondary sites), Texas.
44. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008 to:
 1. NJSEA (with one [1] secondary site), New Jersey
 2. Retama Development Corporation
 3. The Downs at Albuquerque, New Mexico.

45. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008 to:
 1. Colonial Downs (with ten [10] secondary sites), Virginia
 2. Horsemen's Park (with one [1] secondary site), Nebraska
 3. Prairie Meadows, Iowa.

46. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008 to:
 1. Assiniboia Downs (with eight [8] secondary sites), Manitoba, Canada
 2. Picov Downs, Inc. (with one [1] secondary site), Ontario, Canada.

47. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008 to Marquis Downs (with six [6] secondary sites), Saskatchewan, Canada.

48. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during 2008 to Yonkers Raceway, New York.

49. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008 to:
 1. Clinton Raceway, Inc., Ontario, Canada
 2. Grand River Agricultural Society (with four [4] secondary sites), Ontario, Canada
 3. Hanover, Bentink & Brant Agricultural Society, Ontario, Canada.

50. For entry into the minutes, on April 3, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008, to Birmingham Race Course and the single secondary sites of Victory Land, Alabama. Approval was **not granted** for simulcasting to Transmission Y Datos and Digital Gaming Solution Systems, Corp.

51. For entry into the minutes, on April 3, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008 to:
 1. Blue Ribbon Downs, Oklahoma
 2. Dairyland Greyhound Park, Wisconsin
 3. Turf Paradise (with sixty [60] secondary sites), Arizona.

52. For entry into the minutes, on April 3, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008 to:
1. Beulah Park, Ohio
 2. Betpad LLC, Oregon
 3. Rockingham Park (with two [2] secondary sites), New Hampshire.
53. For entry into the minutes, on April 3, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008, unless otherwise limited, to Autotote Enterprises Inc., Connecticut and the following secondary sites **ONLY**:
- All Connecticut sites listed in the application to the Board
 - Traxco, Inc. d/b/a/ Randall James Racetrack
 - Pony Bar Simulcast Center
 - Royal Beach Casino Racebook
 - Tote Investment Racing Service.
54. For entry into the minutes, on April 7, 2008, the New York State Racing and Wagering Board approved the Finger Lakes Racing Association, Inc. request to simulcast its thoroughbred racing programs during the year 2008 to:
1. Lebanon Raceway, Ohio
 2. Plainridge Racecourse, Massachusetts
 3. Mohegan Sun @ Pocono Downs (with four [4] secondary sites), Pennsylvania.
55. **MONTICELLO RACEWAY – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**
 For entry into the minutes, on February 27, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from NJSEA (Meadowlands/ Monmouth), New Jersey through March 31, 2008.
56. For entry into the minutes, on February 27, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from FR Park Racing, LP (Freehold Raceway), New Jersey during the remainder of 2008.
57. For entry into the minutes, on February 27, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Windsor Raceway Inc., Ontario, Canada during the year 2008.

58. For entry into the minutes, on March 6, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Indiana Downs, Indiana through July 8, 2008.
59. For entry into the minutes, on March 7, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt., Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
 1. Harrington Raceway, Delaware during 2008
 2. Hazel Park Harness Raceway, Michigan through September 27, 2008.
60. For entry into the minutes, on March 12, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Downs Racing, L.P. d/b/a Mohegan Sun at Pocono Downs through September 13, 2008.
61. For entry into the minutes, on March 27, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Plainridge Racecourse, Massachusetts through November 20, 2008.
62. For entry into the minutes, on March 27, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Grand River Agricultural Society, Ontario, Canada during the year 2008.
63. For entry into the minutes, on March 27, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races during 2008 from:
 1. Finger Lakes Racing Association, Inc., New York
 2. Tioga Downs, New York
 3. Vernon Downs, New York.
64. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Hoosier Park, Indiana through July 12, 2008.

65. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from River Downs Jockey Club, Inc., Ohio through September 1, 2008.
66. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from NJSEA (Meadowlands/Monmouth), New Jersey through April 30, 2008.
67. For entry into the minutes, on April 3, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from Chester Downs & Marina, L.L.C., d/b/a Harrah's Chester Casino & Racetrack, Pennsylvania through December 17, 2008.
68. For entry into the minutes, on April 3, 2008, the New York State Racing and Wagering Board approved an amendment to the Monticello Raceway Mgmt, Inc. simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
1. The Meadows, Pennsylvania through December 31, 2008
 2. Pimlico Racecourse, Maryland through June 30, 2008.
69. **MONTICELLO RACEWAY – REQUEST TO EXPORT TO VARIOUS LOCATIONS IN 2008**
 For entry into the minutes, on February 27, 2008, 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 2008 to the following additional entity associated with the Track Net Media Group, Kentucky, namely Icanbet.com.
70. For entry into the minutes, on March 4, 2008, the New York State Racing and Wagering Board amended its prior approval of December 28, 2007 for the simulcast of races for wagering purposes during 2008 to Hawthorne Race Course (with thirty [30] secondary sites) to include the use of telephone or interactive systems at the receiving sites.
71. For entry into the minutes, on March 13, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway Mgmt, Inc. request to simulcast its standardbred racing programs for wagering purposes through October 31, 2008 to Racing & Gaming Services, St. Kitts, West Indies.
72. For entry into the minutes, on April 3, 2008, the New York State Racing and Wagering Board approved the Monticello Raceway request to simulcast its standardbred racing programs for wagering purposes for the year 2008 to Sol Mutuel Limited, Grenada.

73. **NASSAU REGIONAL OTB – REQUEST TO CONDUCT “BALMORAL TRIPLE 25” PROMOTION**
For entry into the minutes, on March 4, 2008, the NYS Racing and Wagering Board approved the conduct by Nassau Regional Off-Track Betting Corporation of the “Balmoral Triple 25” promotion at the Freeport branch on Wednesday, April 23, 2008.
74. **NEW YORK CITY OTB – CLOSURE OF BRANCH 3010 - ASTORIA, NY AND BRANCH 5187 – STATEN ISLAND, NY**
For entry into the minutes, on March 4, 2008, the New York State Racing and Wagering Board approved the NYCOTB request dated February 25, 2008 to amend its plan of operation to reflect the closure of two separate branches. The first branch (#3010) at 28-15 Steinway Street, Astoria was closed on February 23, 2008. The second branch (#5187) at 26-29 Hylan Boulevard in Staten Island was closed on February 24, 2008.
75. **NEW YORK CITY OTB – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**
For entry into the minutes, on March 4, 2008, the New York State Racing and Wagering Board approved an amendment to the simulcast plan of operation of the New York City Off-Track Betting Corporation authorizing the simulcast for wagering purposes of races from Hawthorne Race Course, Illinois for the remainder of 2008.
76. For entry into the minutes, on March 7, 2008, the New York State Racing and Wagering Board approved an amendment to the simulcast plan of operation of the New York City Off-Track Betting Corporation authorizing the simulcast for wagering purposes of races from Beulah Park, Ohio through March 15, 2008.
77. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved an amendment to the simulcast plan of operation of the New York City Off-Track Betting Corporation authorizing the simulcast for wagering purposes of races from Beulah Park, Ohio through May 3, 2008.
78. **NYRA – REQUEST FOR EMERGENCY EXTENSION OF SIMULCASTING IN 2008**
For entry into the minutes, on April 28, 2008, the New York State Racing and Wagering Board (“Board”) acted upon the April 28, 2008 request of The New York Racing Association, Inc. (“NYRA”) to extend the approval of “all of NYRA’s relevant 2007 import and export simulcast agreements, subject to any negotiated rate or other changes for 2008 (i.e., the 2007 import and export simulcast agreements that have already been extended ...),” and all of NYRA’s relevant 2008 export simulcast agreements and content agreements between NYRA and TVG, Youbet, and Track Net.

Based upon the above request, and in consideration of the Board’s receipt of the April 28, 2008 FOURTH AMENDMENT TO STIPULATION RELATING TO, AMONG OTHER THINGS, THE OPERATION OF THE RACETRACKS, dated December 31,

2007, and the April 28, 2008 letter of the Non-Profit Racing Association Oversight Board, and pursuant to Racing, Pari-Mutuel Wagering and Breeding Law Article X, the Board extended its prior approvals of NYRA's 2007 simulcast imports and exports, and the approvals of simulcasts to Youbet.com, TVG Network, TrackNet Media Group, and the related content agreements through the earlier of (i) July 13, 2008 or (ii) further action of the Board.

79. **NYRA – SUPERFECTA WAGERING ON 2008 WOOD MEMORIAL ON APRIL 5, 2008**

For entry into the minutes, on March 27, 2008, the New York State Racing and Wagering Board approved the NYRA request to conduct superfecta wagering on the 2008 Wood Memorial scheduled to be conducted on Saturday, April 5, 2008 provided there are a minimum of seven (7) betting interests.

80. **NYRA – 2008 DATES FOR DISTRIBUTION OF PICK SIX POOLS**

For entry into the minutes, on March 27, 2008, pursuant to Board Rule 4011.23(e), the New York State Racing and Wagering Board approved the NYRA request to distribute the entire Pick-Six pool including all accumulated carryovers on the following date:

Racetrack/Meeting	Proposed Distribution Date
Aqueduct Racetrack	April 27, 2008.

81. **NYRA – GUARANTEED PICK 4 WAGERING POOL ON WOOD MEMORIAL DAY**

For entry into the minutes, on March 31, 2008, the New York State Racing and Wagering Board approved the NYRA request to offer a guaranteed \$400,000 Pick Four wagering pool on Saturday, April 5, 2008 (Wood Memorial Day) at Aqueduct Racetrack.

82. **NYRA – REQUEST TO EXPORT TO VARIOUS LOCATIONS IN 2008**

For entry into the minutes, on February 27, 2008, the New York State Racing and Wagering Board approved The New York Racing Association's request to simulcast its thoroughbred racing programs for wagering purposes through the earlier of (i) March 7, 2008 or (ii) further action of the Board, to the following additional entities associated with the Track Net Media Group, Kentucky:

1. Racelinebet.com
2. Icanbet.com
3. Watchandwager.com.

83. **SARATOGA GAMING AND RACEWAY – REQUEST TO EXPORT VARIOUS LOCATIONS IN 2008**

For entry into the minutes, on February 27, 2008, the New York State Racing and Wagering Board approved the Saratoga Gaming & Raceway request to simulcast its standardbred racing programs for wagering purposes during the year 2008 to Birmingham Race Course (with one [1] secondary sites), Alabama.

84. For entry into the minutes, on February 27, 2008, the New York State Racing and Wagering Board approved the Saratoga Gaming & Raceway request to simulcast its standardbred racing programs for wagering purposes during the year 2008 to Lien Games Racing, LLC (with six [6] secondary sites), North Dakota.

85. **SUFFOLK REGIONAL OTB – BRUNO’S QUIK-BET GRAND OPENING**

For entry into the minutes, on March 7, 2008, the New York State Racing and Wagering Board approved the Suffolk Regional Off-Track Betting Corporation’s request to conduct a “Quik-Bet” grand opening at Bruno’s at 451 Hawkins Avenue in Lake Ronkonkoma, N.Y. on April 5, 2008 from 3:00 p.m. until 6:00 p.m. During this event, Suffolk OTB is authorized to distribute three hundred (300) two dollar betting vouchers to customers.

This approval is conditioned upon compliance with the terms set forth in the application to the Board.

86. **SUFFOLK REGIONAL OTB – SIGNAL 8 SALOON QWIK BET GRAND OPENING PROMOTION**

For entry into the minutes, on March 27, 2008, the New York State Racing and Wagering Board approved the Suffolk Regional Off-Track Betting Corporation’s request to amend its plan of operation to conduct a “grand opening” promotion on or about April 25, 2008 at the Signal 8 Saloon Qwik Bet in Copiague, N.Y.

This promotion includes the distribution of two hundred (200) two-dollar vouchers at no cost to patrons.

This promotion must be conducted in accordance with the terms of the application to the Board and is subject to audit.

87. **SUFFOLK REGIONAL OTB – DUNTON INN QWIK BET GRAND OPENING PROMOTION**

For entry into the minutes, on March 27, 2008, the New York State Racing and Wagering Board approved the Suffolk Regional Off-Track Betting Corporation’s request to amend its plan of operation to conduct a “grand opening” promotion on or about April 26, 2008 at the Dutton Inn Qwik Bet in East Patchogue, N.Y.

This promotion includes the distribution of two hundred (200) two-dollar vouchers at no cost to patrons.

This promotion must be conducted in accordance with the terms of the application to the Board and is subject to audit.

88. **SUFFOLK REGIONAL OTB – HANDICAPPING CONTEST AT RACING FORUM – HAUPPAUGE, NY**

For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved the Suffolk Regional Off-Track Betting Corporation’s request to conduct a Handicapping contest at the Racing Forum on Saturday, June 28, 2008.

This approval is conditioned upon compliance with the contest rules submitted to the Board and the contest is subject to audit by the Board.

89. **TIOGA DOWNS – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**
For entry into the minutes, on March 6, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Indiana Downs, Indiana through July 8, 2008.
90. For entry into the minutes, on March 7, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Harrington Raceway, Delaware during the year 2008.
91. For entry into the minutes, on March 19, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Hastings Entertainment Inc., British Columbia, Canada during the year 2008.
92. For entry into the minutes, on March 19, 2008, the NYS Racing and Wagering Board approved an amendment to the Tioga Downs, Inc. simulcast plan of operation to reflect the consents of Penn National, Hazel Park, Yonkers Raceway, Delaware Park, Saratoga Raceway and Pocono Downs to include wagers upon these tracks in the player rewards/rebates system during 2008.
93. For entry into the minutes, on March 19, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from NJSEA (Meadowlands/Monmouth), New Jersey through March 31, 2008.
94. For entry into the minutes, on March 20, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Hazel Park, Michigan through September 27, 2008.
95. For entry into the minutes, on March 27, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Churchill Downs Inc. (Track Net Media Group), limited to The Dubai World Cup at Nad Al Sheba Racecourse to be raced on March 29, 2008.
96. For entry into the minutes, on April 7, 2008, the New York State Racing and Wagering Board approved an amendment to the Tioga Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Chester Downs & Marina, L.L.C., d/b/a Harrah's Chester Casino & Racetrack, Pennsylvania through December 17, 2008.

97. **VERNON DOWNS – 2008 MARKETING PROMOTIONS**

For entry into the minutes, on March 27, 2008, the NYS Racing and Wagering Board approved the conduct by Vernon Downs of the following promotional events during 2008:

- The 2008 Piece of the Purse
- That's My Driver 2008
- Derby Hat Contest 2008
- Change Your Luck 2008
- Handicapping contest for 2008
- 60 Second Wagering Spree 2008
- Helping Horseshoes 2008
- Lousy T-Shirt Contest (June) 2008
- Vivid Photo Contest 2008
- Watermelon Eating 2008
- Lousy T-Shirt Contest (August) 2008
- Halloween Costume Contest
- Horse Shoe Chef Contest.

These contests must be conducted in accordance with the terms of the application submitted to the Board and are subject to audit.

98. **VERNON DOWNS – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008**

For entry into the minutes, on March 6, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Indiana Downs, Indiana through July 8, 2008.

99. For entry into the minutes, on March 7, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Harrington Raceway, Delaware during the year 2008.

100. For entry into the minutes, on March 19, 2008, the NYS Racing and Wagering Board approved an amendment to the Vernon Downs, Inc. simulcast plan of operation to reflect the consents of Suffolk Downs, Penn National, Hazel Park, Yonkers Raceway, Delaware Park, Saratoga Raceway and Pocono Downs to include wagers upon these tracks in the player rewards/rebates system during 2008.

101. For entry into the minutes, on March 19, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Hastings Entertainment Inc., British Columbia, Canada during the year 2008.

102. For entry into the minutes, on March 19, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from NJSEA (Meadowlands/Monmouth), New Jersey through March 31, 2008.

103. For entry into the minutes, on March 20, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Hazel Park, Michigan through September 27, 2008.
104. For entry into the minutes, on March 27, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Churchill Downs Inc. (Track Net Media Group), limited to The Dubai World Cup at Nad Al Sheba Racecourse to be raced on March 29, 2008.
105. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from NJSEA (Meadowlands/Monmouth), New Jersey through April 30, 2008.
106. For entry into the minutes, on April 7, 2008, the New York State Racing and Wagering Board approved an amendment to the Vernon Downs simulcast plan of operation authorizing the simulcast for wagering purposes of races from Chester Downs & Marina, L.L.C., d/b/a Harrah's Chester Casino & Racetrack, Pennsylvania through December 17, 2008.
107. **VERNON DOWNS – REQUEST TO EXPORT VARIOUS LOCATIONS IN 2008**
For entry into the minutes, on March 19, 2008, the New York State Racing and Wagering Board approved the Vernon Downs request to simulcast its standardbred racing programs for wagering purposes during the year 2008 to Attractions Hipniques (with fifteen [15] secondary sites), Quebec, Canada.
108. For entry into the minutes, on March 19, 2008, the New York State Racing and Wagering Board approved the Vernon Downs request to simulcast its standardbred racing programs for wagering purposes during the year 2008 to:
 1. Monticello Raceway Mgmt, Inc., New York
 2. Yonkers Raceway, New York.
109. For entry into the minutes, on March 19, 2008, the New York State Racing and Wagering Board approved the Vernon Downs request to simulcast its standardbred racing programs for wagering purposes during the year 2008 to:
 1. Delaware Racing Association, Delaware
 2. Hazel Park, Michigan
 3. Indiana Downs (with two [2] secondary sites), Indiana
 4. Ocean Downs LLC (with one [1] secondary site), Maryland.

110. For entry into the minutes, on March 19, 2008, the New York State Racing and Wagering Board approved the Vernon Downs request to simulcast its standardbred racing programs for wagering purposes during the year 2008 to:
 1. Penn National Gaming (with four [4] secondary sites), Pennsylvania
 2. Plainridge Racecourse, Massachusetts
 3. Youbet.com, Oregon.

111. For entry into the minutes, on March 20, 2008, the New York State Racing and Wagering Board approved the Vernon Downs request to simulcast its standardbred racing programs for wagering purposes during the year 2008 to:
 1. Scioto Downs Inc., Ohio
 2. Sterling Suffolk Racecourse, L.P., (with five [5] secondary sites), Massachusetts
 3. Stevenson & Associates Inc. (with one [1] site), Maryland
 4. U.S. Off-Track, LLC, Oregon.

112. For entry into the minutes, on March 20, 2008, the New York State Racing and Wagering Board approved the Vernon Downs request to simulcast its standardbred racing programs for wagering purposes during the year 2008 to:
 1. Capital District Regional OTB, New York
 2. Saratoga Gaming & Raceway, New York.

113. For entry into the minutes, on March 21, 2008, the New York State Racing and Wagering Board approved the Vernon Downs request to simulcast its standardbred racing programs for wagering purposes during the year 2008 to:
 1. Lewiston Raceways Inc. (with four [4] secondary sites), Maine
 2. Lien Games (with six [6] secondary sites), North Dakota
 3. Running Aces Harness Park, Minnesota
 4. The Racing Channel, Oregon (except Australianracing.com).

114. For entry into the minutes, on March 21, 2008, the New York State Racing and Wagering Board approved the Vernon Downs request to simulcast its standardbred racing programs for wagering purposes during the year 2008 to:
 1. NJSEA (with one [1] secondary site), New Jersey
 2. The Racing Network International (with six [6] secondary sites), Pennsylvania
 3. Mohegan Sun @ Pocono Downs (with four [4] secondary sites), Pennsylvania.

115. For entry into the minutes, on March 27, 2008, the New York State Racing and Wagering Board approved the Vernon Downs request to simulcast its standardbred racing programs for wagering purposes during the year 2008 to:
 1. Freehold Raceway (with one [1] secondary site), New Jersey
 2. Harrington Raceway, Delaware
 3. Hawthorne Race Course, Illinois.

116. For entry into the minutes, on March 27, 2008, the New York State Racing and Wagering Board approved the Vernon Downs request to simulcast its standardbred racing programs for wagering purposes during the year 2008 to:
 1. Day at The Track, Idaho
 2. Pompano Park Racing (with twenty one [21] secondary sites), Florida.
117. For entry into the minutes, on March 27, 2008, the New York State Racing and Wagering Board approved the Vernon Downs request to simulcast its standardbred racing programs for wagering purposes during the year 2008 to Tioga Downs, New York.
118. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved the Vernon Downs request to simulcast its standardbred racing programs for wagering purposes during the year 2008 to:
 1. Beulah Park, Ohio
 2. Colonial Downs (with ten [10] secondary sites), Virginia
 3. Hinsdale Greyhound Park, New Hampshire.
119. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved the Vernon Downs request to simulcast its standardbred racing programs for wagering purposes during the year 2008 to Buffalo Trotting Association, New York.
120. For entry into the minutes, on April 3, 2008, the New York State Racing and Wagering Board approved the Vernon Downs request to simulcast its standardbred racing programs for wagering purposes during the year 2008 to The Red Mile, Kentucky.
121. For entry into the minutes, on April 3, 2008, the New York State Racing and Wagering Board approved the Vernon Downs request to simulcast its standardbred racing programs for wagering purposes during the year 2008 to:
 1. Betpad LLC, Oregon
 2. Premier Turf Club, LLC, North Dakota
 3. Rockingham Park (with two [2] secondary sites), New Hampshire.
122. For entry into the minutes, on April 7, 2008, the New York State Racing and Wagering Board approved the Vernon Downs request to simulcast its standardbred racing programs for wagering purposes during the year 2008 to:
 1. Western Regional OTB, New York
 2. Batavia Downs, New York.

123. WESTERN REGIONAL OTB/BATAVIA DOWNS - NATIONAL HARNESS HANDICAPPING CONTEST

For entry into the minutes, on February 27, 2008, the Board approved the Western Regional OTB request to hold a National Harness Handicapping Contest. In this contest, Western OTB will conduct a series of twenty-one (21) harness handicapping contests at selected branches.

This approval is conditioned upon compliance with the terms for the contest, as submitted to the Board.

124. YONKERS RACEWAY – REQUEST TO IMPORT VARIOUS LOCATIONS IN 2008

For entry into the minutes, on February 27, 2008, the New York State Racing and Wagering Board approved an amendment to the Yonkers Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Boyd Racing L.L.C. d/b/a Delta Downs Racetrack Casino & Hotel, Louisiana through March 29, 2008.

125. For entry into the minutes, on March 7, 2008, the New York State Racing and Wagering Board approved an amendment to the Yonkers Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from NJSEA (Meadowlands/Monmouth), New Jersey through March 31, 2008.

126. For entry into the minutes, on March 12, 2008 the New York State Racing and Wagering Board approved an amendment to the Yonkers Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of thoroughbred races only from Hawthorne Race Course, Illinois through December 31, 2008.

127. For entry into the minutes, on March 12, 2008, the New York State Racing and Wagering Board approved an amendment to the Yonkers Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Northwest Racing Associates Limited Partnership (Emerald Downs), Washington through September 28, 2008.

128. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved an amendment to the Yonkers Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from:

1. Harrington Raceway, Delaware through October 23, 2008
2. Hazel Park Harness Raceway, Michigan through September 27, 2008.

129. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved an amendment to the Yonkers Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Downs Racing, L.P. d/b/a Mohegan Sun at Pocono Downs, Pennsylvania through September 13, 2008.

130. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved an amendment to the Yonkers Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
 1. My Way Holdings, LLC d.b.a. Sunland Park Racetrack & Casino, New Mexico through April 22, 2008
 2. Indiana Downs, Indiana through November 8, 2008
 3. Scarborough Downs, Maine.

131. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved an amendment to the Yonkers Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from:
 1. Assiniboia Downs, Manitoba, Canada through September 21, 2008
 2. Northlands Park, Alberta, Canada through December 21, 2008.

132. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved an amendment to the Yonkers Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from NJSEA (Meadowlands/Monmouth), New Jersey through April 30, 2008.

133. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved an amendment to the Yonkers Raceway simulcast plan of operation authorizing the acceptance of wagering via the internet and other electronic media and communications devices specifically approved by the Board from Woodbine Entertainment Group, Ontario, Canada.

This approval is limited to the means of wagering and equipment specified in the account wagering plan of operation approved by the Board and supplements the approval for Simulcasting issued on January 9, 2008. It is subject to all conditions applicable to simulcasting approved previously for these sites for 2008 and is limited to the year 2008.

134. For entry into the minutes, on April 3, 2008, the New York State Racing and Wagering Board approved an amendment to the Yonkers Raceway simulcast plan of operation authorizing the simulcast for wagering purposes of races from Keeneland Association Inc., Kentucky through April 25, 2008.

135. **YONKERS RACEWAY – REQUEST TO EXPORT TO VARIOUS LOCATIONS IN 2008**

For entry into the minutes, on March 4, 2008, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its standardbred racing programs for wagering purposes during the year 2008 to Truro Raceway (with two [2] secondary sites), Nova Scotia, Canada.

136. For entry into the minutes, on April 2, 2008, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its standardbred racing programs for wagering purposes to Downs Racing, L.P. d/b/a Mohegan Sun at Pocono Downs (with four [4] secondary sites), Pennsylvania through December 31, 2008.
137. For entry into the minutes, on April 3, 2008, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its standardbred racing programs for wagering purposes during the year 2008 to the following additional secondary site, Sunset Station Hotel & Casino, associated with the previously approved simulcasts to Nevada Pari-Mutuel Association, Nevada.
138. For entry into the minutes, on April 3, 2008, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its standardbred racing programs for wagering purposes during 2008 to:
 1. Harrah's Chester Casino & Racetrack, Pennsylvania
 2. Freehold Raceway, New Jersey.
139. For entry into the minutes, on April 3, 2008, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its standardbred racing programs for wagering purposes through December 31, 2008 to Saratoga Raceway, New York.
140. For entry into the minutes, on April 3, 2008, the New York State Racing and Wagering Board approved the Yonkers Raceway request to simulcast its standardbred racing programs for wagering purposes to Victory Land Raceway, Alabama through December 31, 2008.

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

1. **EMERGENCY RULEMAKING FOR ACCOUNT WAGERING**
For entry into the minutes, on March 7, 2008, the New York State Racing and Wagering Board approved an Emergency Rulemaking, which created a new Subchapter C, Part 5300 of Title 9 of New York Codes Rules and Regulations to establish rules and regulations for internet and telephone account wagering systems used in connection with licensed pari-mutuel wagering activities in the State of New York.

This emergency rule will be in effect upon filing at the Department of State, with an expiration date of May 5, 2008.

2. **WESTERN REGIONAL OTB/BATAVIA DOWNS - APPROVAL OF PEACE OFFICERS**

For entry into the minutes, on March 12, 2008, pursuant to Section 312 of the Racing, Pari-Mutuel Wagering and Breeding Law, the New York State Racing and Wagering Board granted the Western Regional Off-Track Betting Corporation (Batavia Downs) request to appoint the individuals listed below as special policemen within and around the grounds of Batavia Downs. These special policemen may exercise the powers of peace officers as authorized by and in accordance with Section 312 of the Racing, Pari-Mutuel Wagering and Breeding Law and Section 2.20 of the Criminal Procedure Law.

This approval is conditioned upon the continuing compliance by Western Regional Off-Track Betting Corporation (Batavia Downs) with any related requirements imposed by the Board, the Racing, Pari-Mutuel Wagering and Breeding Law, the Criminal Procedure Law, and any other governmental agencies with jurisdiction concerning these appointments.

The **eight (8) individuals** approved are:

Colaizzi, William A.
Dodson, Alex
Donnelly, Keith
Henderson, Milton
Maloney, Daniel
Norton, Brian
Rimmer, Jon
Steffenella, Angelo.

Western Regional Off-Track Betting Corporation (Batavia Downs) must notify the Board in writing within forty-eight (48) hours after the termination of employment of any special policeman.

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

For entry into the minutes, on April 3, 2008, the Board summarily suspended the occupational licenses of Timothy D. Case upon a finding that the public safety and welfare imperatively require this emergency action. This action was based on Mr. Case's history of serious rule violations, including TCO2 violations in November 2007 and February 2008. The suspension will remain in effect pending further disposition by the Board after a hearing.

4. **FINGER LAKES RACETRACK – RACING OFFICIALS FOR 2008**

For entry into the minutes, on April 4, 2007, pursuant to Board Rule 4005.1, the NYS Racing and Wagering Board approved the employment of Mary Hooten as a racing official for the 2008 racing season in the specific category set forth in the Finger Lakes Gaming and Racetrack letter dated January 17, 2008.

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

1. NEW YORK CITY OTB – SIMULCAST LICENSE APPLICATION FOR 2008

The New York State Racing and Wagering Board deferred action on New York City Off-Track Betting Corporation's 2008 simulcast license application pending further review of matters concerning NYC OTB's financial position.

NYC OTB will remain operational on the continuing rights of the 2005 simulcast license. Such rights are conditioned upon compliance with all applicable provisions of the Racing, Pari-Mutuel Wagering and Breeding Law, Board rules and orders and directives of the New York State Racing and Wagering Board, including, submission to the Board of fire inspection reports on an ongoing basis and the filing with the Board no later than October 31, 2008 of an SAS-70 Type II audit for the current licensing period on the totalizator operations utilized and located at its facilities.

2. MONTICELLO RACEWAY – TRACK AND SIMULCAST LICENSE APPLICATIONS FOR 2008

The New York State Racing and Wagering Board granted the Monticello Raceway track and simulcast licenses for 2008.

The Board assigned the 221 racing programs requested on the dates specified and at the post times requested.

The 2008 track and simulcast licenses are conditioned upon the following:

- Compliance with all applicable provisions of the Racing, Pari-Mutuel Wagering and Breeding Law, Board rules and orders and directives of the New York State Racing and Wagering Board. These include but are not limited to the following:
 - a. Retransmission of your simulcast signal by authorized recipients to secondary recipients is not allowable without disclosure within the contract of the names and locations of all secondary recipients.
 - b. The Board has the authority to audit the out-of-state receiving site's books and records (including all secondary sites that receive your simulcast) and must be noted in any simulcast agreement entered into for your simulcast signal. Included within the agreement must be reference that the guest shall permit inspection of the totalizator facilities at the site where guest's wagers are subject to commingling and all related totalizator books and records by a representative of the host or of the host's Board. Names and contact telephone numbers and/or addresses of managers at all pari-mutuel "hubs" used in the course of your simulcast transactions, if not included within individual contracts, must be supplied to the Board.
 - c. Any agreement which you are party to is subject to the requirements of the host and guest jurisdictions with any provision mandated by either Commission or Board with such provisions specifically incorporated into contract by reference. Both parties, including any Secondary Recipients, shall comply with the provisions of all-applicable Federal, State and local laws and regulations.

- d. An SAS-70 Type II audit is to be performed for the current licensing period on the totalizator operations utilized and located at your facility. The report is to be filed with the Board no later than October 31, 2008.
- e. No receiving or secondary sites may rebate on the Monticello Raceway races unless disclosed within the terms of the agreement as submitted to the Board for approval and Monticello Raceway shall not rebate on simulcasts received without the written consent of the host site.

3. YONKERS RACEWAY – TRACK AND SIMULCAST LICENSE APPLICATIONS FOR 2008

The New York State Racing and Wagering Board granted the Yonkers Raceway track and simulcast licenses for 2008.

The Board assigned the 257 racing programs requested on the dates specified and at the post times requested.

The 2008 track and simulcast licenses are conditioned upon the following:

- Compliance with all applicable provisions of the Racing, Pari-Mutuel Wagering and Breeding Law, Board rules and orders and directives of the New York State Racing and Wagering Board. These include but are not limited to the following:
 - a. Retransmission of your simulcast signal by authorized recipients to secondary recipients is not allowable without disclosure within the contract of the names and locations of all secondary recipients.
 - b. The Board has the authority to audit the out-of-state receiving site's books and records (including all secondary sites that receive your simulcast) and must be noted in any simulcast agreement entered into for your simulcast signal. Included within the agreement must be reference that the guest shall permit inspection of the totalizator facilities at the site where guest's wagers are subject to commingling and all related totalizator books and records by a representative of the host or of the host's Board. Names and contact telephone numbers and/or addresses of managers at all pari-mutuel "hubs" used in the course of your simulcast transactions, if not included within individual contracts, must be supplied to the Board.
 - c. Any agreement which you are party to is subject to the requirements of the host and guest jurisdictions with any provision mandated by either Commission or Board with such provisions specifically incorporated into contract by reference. Both parties, including any Secondary Recipients, shall comply with the provisions of all-applicable Federal, State and local laws and regulations.
 - d. An SAS-70 Type II audit is to be performed for the current licensing period on the totalizator operations utilized and located at your facility. The report is to be filed with the Board no later than October 31, 2008.
 - e. No receiving or secondary sites may rebate on the Yonkers Raceway races unless disclosed within the terms of the agreement as submitted to the Board for approval and Yonkers Raceway shall not rebate on simulcasts received without the written consent of the host site.

4. VERNON DOWNS – TRACK AND SIMULCAST LICENSE APPLICATIONS FOR 2008

The New York State Racing and Wagering Board granted the Vernon Downs track and simulcast licenses for 2008.

The Board assigned the 90 racing programs requested on the dates specified and at the post times requested.

The 2008 track and simulcast licenses are conditioned upon the following:

- Compliance with all applicable provisions of the Racing, Pari-Mutuel Wagering and Breeding Law, Board rules and orders and directives of the New York State Racing and Wagering Board. These include but are not limited to the following:
 - a. Retransmission of your simulcast signal by authorized recipients to secondary recipients is not allowable without disclosure within the contract of the names and locations of all secondary recipients.
 - b. The Board has the authority to audit the out-of-state receiving site's books and records (including all secondary sites that receive your simulcast) and must be noted in any simulcast agreement entered into for your simulcast signal. Included within the agreement must be reference that the guest shall permit inspection of the totalizator facilities at the site where guest's wagers are subject to commingling and all related totalizator books and records by a representative of the host or of the host's Board. Names and contact telephone numbers and/or addresses of managers at all pari-mutuel "hubs" used in the course of your simulcast transactions, if not included within individual contracts, must be supplied to the Board.
 - c. Any agreement which you are party to is subject to the requirements of the host and guest jurisdictions with any provision mandated by either Commission or Board with such provisions specifically incorporated into contract by reference. Both parties, including any Secondary Recipients, shall comply with the provisions of all-applicable Federal, State and local laws and regulations.
 - d. An SAS-70 Type II audit is to be performed for the current licensing period on the totalizator operations utilized and located at your facility. The report is to be filed with the Board no later than October 31, 2008.
 - e. No receiving or secondary sites may rebate on the Vernon Downs races unless disclosed within the terms of the agreement as submitted to the Board for approval and Vernon Downs shall not rebate on simulcasts received without the written consent of the host site.

5. TIOGA DOWNS – TRACK AND SIMULCAST LICENSE APPLICATIONS FOR 2008

The New York State Racing and Wagering Board granted the Tioga Downs track and simulcast licenses for 2008.

The Board assigned the 59 racing programs requested on the dates specified and at the post times requested.

The 2008 track and simulcast licenses are conditioned upon the following:

- Compliance with all applicable provisions of the Racing, Pari-Mutuel Wagering and Breeding Law, Board rules and orders and directives of the New York State Racing and Wagering Board. These include but are not limited to the following:
 - a. Retransmission of your simulcast signal by authorized recipients to secondary recipients is not allowable without disclosure within the contract of the names and locations of all secondary recipients.
 - b. The Board has the authority to audit the out-of-state receiving site's books and records (including all secondary sites that receive your simulcast) and must be noted in any simulcast agreement entered into for your simulcast signal. Included within the agreement must be reference that the guest shall permit inspection of the totalizator facilities at the site where guest's wagers are subject to commingling and all related totalizator books and records by a representative of the host or of the host's Board. Names and contact telephone numbers and/or addresses of managers at all pari-mutuel "hubs" used in the course of your simulcast transactions, if not included within individual contracts, must be supplied to the Board.
 - c. Any agreement which you are party to is subject to the requirements of the host and guest jurisdictions with any provision mandated by either Commission or Board with such provisions specifically incorporated into contract by reference. Both parties, including any Secondary Recipients, shall comply with the provisions of all-applicable Federal, State and local laws and regulations.
 - d. An SAS-70 Type II audit is to be performed for the current licensing period on the totalizator operations utilized and located at your facility. The report is to be filed with the Board no later than October 31, 2008.
 - e. No receiving or secondary sites may rebate on the Tioga Downs races unless disclosed within the terms of the agreement as submitted to the Board for approval and Tioga Downs shall not rebate on simulcasts received without the written consent of the host site.

The meeting recessed at 11:50 a.m.

The meeting resumed at 12:07 p.m.

6. NYRA – 2008 RACE DATES

The New York State Racing and Wagering Board acted upon the April 28, 2008 request of The New York Racing Association, Inc. to extend the approval of 2008 race dates through July 13, 2008.

Based upon the above request, and in consideration of the Board's receipt of the April 28, 2008 FOURTH AMENDMENT TO STIPULATION RELATING TO, AMONG OTHER THINGS, THE OPERATION OF THE RACETRACKS, dated December 31, 2007, and the April 28, 2008 letter of the Non-Profit Racing Association Oversight Board, the Board approved the race dates requested through the earlier of (i) July 13, 2008 or (ii) further action of the Board.

7. NYRA – RACING OFFICIALS FOR 2008

The New York State Racing and Wagering Board acted upon the April 28, 2008 request of The New York Racing Association, Inc. to extend the approval of the racing officials previously approved in the Board's December 27, 2007, January 29, February 14, and March 7, 2008 letters. The Board approved an extension, which is valid only through the earlier of (i) July 13, 2008 or (ii) further action of the Board.

8. THE JOCKEY CLUB – RACING STEWARDS FOR 2008

Pursuant to Board Rules 4005.1 and 4023.1, on April 28, 2008, the New York State Racing and Wagering Board approved The Jockey Club request to appoint Dr. Theodore Hill as Jockey Club Steward at Belmont Park through **July 13, 2008 only.**

9. YONKERS RACEWAY – REQUEST TO AMEND ACCOUNT WAGERING SYSTEM

The New York State Racing and Wagering Board (Board) approved an amendment to the Yonkers Raceway Corp. Internet account wagering plan of operation to allow host track consent for the acceptance of wagers through their Internet account-wagering system and/or for display of the official replay to be provided by the host track by means of a written consent obtained by ODS Technologies L.P. d/b/a TVG Network as an agent of Yonkers. Paragraph 3 of the Board's prior approval letter is deemed amended to reflect this change.

10. MONTICELLO RACEWAY – AMEND PLAYER REWARDS PROGRAM PRIZE CATALOGUE

The New York State Racing and Wagering Board approved Monticello Raceway's request to amend its Player Rewards program to allow customers to redeem points for racing programs.

The Board also amended the conditions set forth in its January 28, 2008 letter regarding the Player Rewards program. The Board has authorized Monticello Raceway to add new prizes valued up to \$100 (no cash) at its own discretion without prior Board approval. Monticello Raceway must notify the Board of all such changes no later than five days after the change.

11. CAPITAL DISTRICT REGIONAL OTB – AMENDMENT TO INTERNET AND ACCOUNT WAGERING PLAN

The New York State Racing and Wagering Board approved an amendment to Capital OTB's plan of operation to authorize the extension of the available log-in time for account holders and to offer customers Internet access to review their wagering activity for up to three months in conjunction with their Internet account wagering system as described in the submission dated March 12, 2008. This approval is conditioned on the requirement that Capital OTB submits notification to the Board in advance of the date when the complete account history reports will be made available to their customers on-line.

12. ADOPTION OF REVISED INTERNET AND ACCOUNT WAGERING RULES – PART 5300

The New York State Racing and Wagering Board adopted a Revised Rulemaking to create a new subchapter C, Part 5300 of Title 9 of the NYCRR. This new Part establishes rules and regulations relating to the operation of account wagering (principally telephone and internet), including operational, reporting and recordkeeping requirements. This revised rulemaking was filed with the Department of State on April 29, 2008 and became effective as a permanent part on May 14, 2008. This rule is currently effective through May 8, 2008 as an emergency adoption. Due to the gap between May 9 and May 14, the Board continued the emergency adoption for a sufficient period to address this situation.

13. ADOPTION OF REVISED TOTALIZATOR SYSTEMS RULE - PART 5100

The New York State Racing and Wagering Board adopted a Revised Rulemaking to create a new subchapter B, Part 5100 of Title 9 of the NYCRR. This new Part establishes rules and regulations that require licensing of totalizator companies and prescribe operational standards for tote systems. This revised rulemaking was published in the February 21, 2008 *State Register* and will become effective on January 1, 2009.

14. ADOPTION OF MERCHANDISE WHEEL RULE - SECTION 5620.10

The New York State Racing and Wagering Board adopted an amendment to amend 9E NYCRR Section 5620.10. This amendment conformed this rule to the requirements of General Municipal Law 189(6). It was published in the *State Register* on May 14, 2008.

15. ADOPTION OF NEW YEAR'S EVE RULE - SECTION 5603.8

The New York State Racing and Wagering Board adopted an amendment to 9E NYCRR Section 5603.8. This amendment conformed this rule to the requirements of General Municipal Law Section 195. It was published in the *State Register* on May 14, 2008.

16. SARATOGA GAMING AND RACEWAY – WITHDRAW \$51,980.04 FROM CIF

The New York State Racing and Wagering Board approved the withdrawal of \$24,978.98 of the Saratoga Harness request for \$51,980.04 from its Capital Improvement Fund for reimbursement of the following advertising and promotion expenditures:

Advertising (100%)

Total Regular and Multiple Handle:

On Track Live (2007)	\$ 4,995,796
1/2 of 1%	<u>0.005</u>
2007 maximum Advertising & Promotional Reimbursement	\$24,978.98
Less: Prior Advertising Approvals for 2007	<u>0</u>
<u>Balance available from 2007</u>	<u>\$24,978.98</u>

The Board denied without prejudice the Saratoga Harness request to withdraw \$27,001.06 for the advertising and promotion expenses listed below because the calculation of the amount of funds available (\$27,001.06) was based on 2005 handle and the expenditures actually occurred in 2007.

17. SARATOGA GAMING AND RACEWAY – WITHDRAW \$39,606.66 FROM CIF

The New York State Racing and Wagering Board approved \$7,591.65 of the Saratoga Harness request to withdraw \$39,606.66 from its Capital Improvement Fund for reimbursement of the following expenditures:

Backstretch (44%)

Golf Cart for Winner's Circle	\$ 3,311.65
Total Backstretch	<u>3,311.65</u>

Other (56%)

2002 Ford F-150	\$ 4,280.00
Total Other	<u>4,280.00</u>

Total Approved \$ 7,591.65

The Board denied \$32, 015.01 of the request for reimbursement of the expenditures because they were not in the 2007 Capital Improvement Budget.

18. NEW YORK CITY OTB – AGREEMENT FOR INTERFACE SERVICES WITH SCIENTIFIC GAMES RACING

The New York State Racing and Wagering Board approved the April 2, 2008 request for an extension through December 31, 2008 of the agreement between New York City Off-Track Betting Corporation and Scientific Games Racing, LLC for interface services to be provided by Scientific Games LLC for NYCOTBC at all of the tracks at which Scientific Games is the on-track totalizator services provider.

19. IN THE MATTER OF ALESSANDRO SPANO – REQUEST FOR RECONSIDERATION

The New York State Racing and Wagering Board denied Mr. Spano's request that the Board grant reconsideration of its March 7, 2008 determination.

20. IN THE MATTER OF ANDREW AARON

Subject to authorization of proof of service, the New York State Racing and Wagering Board adopted the recommendation of Hearing Officer Russell H. Baller, Jr. that the appeal from the decision of the stewards at Finger Lakes Racetrack to disqualify the horse Sum Wish and place that horse from second to third for interference to Yes I May during the stretch of the seventh race on November 17, 2007 be dismissed on the basis that it is a non-reviewable judgment call and that the decision be upheld as a legitimate judgment decision.

21. IN THE MATTER OF ROBERT R. MOSCONE

The New York State Racing and Wagering Board determined that Robert R. Moscone committed the charged violations of Board rules, lacks the character and fitness necessary to participate in pari-mutuel racing, and that his continued participation is inconsistent with the public interest, convenience, and necessity, and with the best interests of racing generally. The Board revoked Mr. Moscone's occupational license and determined that the revocation of the license is the appropriate final agency action.

22. IN THE MATTER OF THE CLAIM OF "POLISH KING" - JAMES & JAMIE PETTINE (MILLER FARM)

The New York State Racing and Wagering Board affirmed the ruling of the stewards at Finger Lakes Race Track, which upheld the claim of "Polish King" in the 5th race on September 9, 2007.

23. IN THE MATTER OF JASON GILIFORTE

The New York State Racing and Wagering Board upheld the decision of the State Steward at Finger Lakes Race Track, which imposed a fine of \$500 upon Jason Gilforte for failure to conduct business in a proper manner regarding the sale of the horse "Belle Rose" (Rule 4038.4).

24. IN THE MATTER OF DARYL CRAPPER

The New York State Racing and Wagering Board adopted the recommendation of Hearing Officer Russell H. Baller, Jr. to uphold the license refusal of harness groom applicant Daryl Crapper based upon the finding that Mr. Crapper's experience, character and general fitness are such that his participation in racing would be inconsistent with the public interest, convenience and necessity or with the best interests of racing generally.

25. IN THE MATTER OF JEAN MARRERO

The New York State Racing and Wagering Board adopted the recommendation of Hearing Officer Russell H. Baller, Jr. to revoke Mr. Marrero's license based upon his violation of conditions for relicensing and lack of character and fitness in relation to continuing participation in racing.

26. IN THE MATTER OF GUSTAVO SANCHEZ

The New York State Racing and Wagering Board adopted the recommendation of Hearing Officer Russell H. Baller, Jr. to revoke Mr. Sanchez' license based upon a positive human drug test and failure to comply with conditions relating to the voluntary surrender of his license.

27. IN THE MATTER OF 2007 HARNESS RACING LICENSE OF VERNON DOWNS

The New York State Racing and Wagering Board determined that Nevada Gold-Vernon Downs, Inc. failed to conduct pari-mutuel harness racing on its assigned race dates of November 2,3,9, and 10, 2007, as required by the terms and conditions of its 2007 harness racing license, in violation of Racing Law Sections 307, 310, 320, 321, 1003, 1004, 1005, and 1007. The Board ordered that the appropriate corporate penalty for these unexcused cancellations is a fine in the maximum amount of \$5,000 for each cancelled race date, a total of \$20,000.

28. TIOGA DOWNS & VERNON DOWNS - AUTHORIZATION TO CHANGE NAMES

The New York State Racing and Wagering Board approved the January 17, 2008 Nevada Gold-Tioga Downs, Inc. request to amend its certificate of incorporation to change the corporate name to American Racing-Tioga Downs, Inc.

The New York State Racing and Wagering Board approved the January 17, 2008 Nevada Gold-Vernon Downs, Inc. to amend its certificate of incorporation to change the corporate name to American Racing-Vernon Downs, Inc.

29. CAPITAL DISTRICT REGIONAL OTB – REQUEST FOR APPROVAL OF NEW BRANCH – PLATTSBURGH, NY

The New York State Racing and Wagering Board approved an amendment to the Capital District Regional Off-Track Betting plan of operation to authorize the operation of a simulcast branch at 35 Smithfield Boulevard (4 Seasons Plaza), Plattsburgh, New York and is conditioned upon compliance with all applicable laws and rules.

E. ITEMS FOR BOARD INFORMATION/DISCUSSION

1. INDIAN GAMING/LICENSING STATISTICS

Licensing statistics for February 1, 2008 through February 29, 2008. Also included are the certifications for Oneida, Mohawk, Seneca Allegany, Seneca Buffalo and Seneca Niagara.

2. GAMES OF CHANCE/BELL JAR TICKETS

List of bell jar tickets authorized/denied by the Charitable Gaming Unit between February 26, 2008 – March 31, 2008.

3. GAMES OF CHANCE/BINGO REGISTRATION NUMBERS

List of Games of Chance and Bingo Registration Numbers authorized/denied by the Charitable Gaming Unit between February 26, 2008 – April 7, 2008.

- 4. LICENSING/CURRENT LICENSE COUNT**
The current racing licensing counts as of March 31, 2008 since January 1, 2008 are as follows: total receipts 3,256 and total licenses 2,370 for the year 2008.
- 5. 2008 LICENSED SUPPLIERS**
List of licensed suppliers and manufacturers for the time period of February 26, 2008 through March 31, 2008.
- 6. SARATOGA GAMING AND RACEWAY- MYSTERY VOUCHER PROMOTION**
For entry into the minutes, on January 10, 2008, the NYS Racing and Wagering Board authorized the conduct by Saratoga Gaming and Raceway of a “Mystery Voucher Promotion” with redemption on February 10, 2008. The Board’s approval letter required Saratoga Gaming and Raceway to submit a report to the Board summarizing the vouchers that were redeemed and/or any other significant findings related to the promotion.

A letter from Saratoga Gaming and Raceway provided the results requested of the mystery voucher promotion, as well as a copy of the tote reports for the promotion.
- 7. NYRA – REWARDS FOURTH QUARTER RESULTS FOR 2007**
The Board requires NYRA to submit written reports concerning the player rewards program. The reports for the fourth quarter (October - December) of 2007 were filed on January 15, 2008.
- 8. TIOGA DOWNS AND VERNON DOWNS – REWARDS FOURTH QUARTER RESULTS FOR 2007**
Tioga Downs and Vernon Downs are required to submit written reports concerning the player rewards program. The reports for the fourth quarter (October - December) of 2007 were filed on January 16, 2008.
- 9. CAPITAL DISTRICT REGIONAL OTB – PLAYER REWARDS Q4 2007 RESULTS**
The Board requires CDROTB to submit written reports concerning the player rewards program. The reports for the fourth quarter (October, November, December) of 2007 as well as January 2007 through December 2007 (excluding June and July) were filed on February 1, 2008.
- 10. BATAVIA DOWNS/WESTERN REGIONAL OTB – INFORMATION RELATIVE TO PEACE OFFICERS**
The conditions have been fulfilled and licenses have been issued for the following individuals previously approved by the Board as special policemen at Batavia Downs:

Colaizzi, William
Dodson, Alexander
Henderson, Milton
Maloney, Daniel
Norton, Brian
Rimmer, Jonathan
Steffenella, Angelo.

11. YONKERS RACEWAY – INFORMATION RELATIVE TO PEACE OFFICERS

The conditions have been fulfilled for Dennis Atkinson who was previously approved by the Board as a special policeman at Yonkers Raceway, and his license has been issued.

12. INDIAN GAMING/LICENSING STATISTICS

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

F. FOLLOW-UP ON ITEMS PREVIOUSLY APPROVED

None.

Meeting adjourned at 1:15 p.m.