

**Minutes of the  
New York State Racing Commission**

**1953**

M I N U T E S

1953

Minutes of a Meeting of the New York State Racing Commission held at the office of the Commission, 745 Fifth Avenue, New York City, Wednesday, January 14, 1953, at 10:00 o'clock in the forenoon.

PRESENT:

- Mr. Ashley Trimble Cole, Chairman
- Mr. William C. Langley, Commissioner

Also present was Mr. John P. Powers, Counsel.

The Chairman reported that due written notice of the meeting had been given to all Commissioners.

The Commission considered the application by Metropolitan Jockey Club in the form of letter from Luke H. O'Brien, Treasurer and General Manager, dated January 12, 1953, requesting approval for minor alterations and installations at Jamaica race course. Upon motion duly made and seconded, the same were approved.

Upon motion duly made and seconded the Commission approved the racing officials having to do with the actual conduct of racing for the 1953 racing season, the same being as follows:

- |  |                        |
|--|------------------------|
| Steward representing The Jockey Club     | Marshall Cassidy       |
| General Racing Secretary and Handicapper | John B. Campbell       |
| Assistant Racing Secretary               | Julius Reeder          |
| Assistant Handicapper                    | Frank E. Kilroe        |
| Starter                                  | George E. Cassidy      |
| Placing Judges                           | William Constantine    |
|  | Joseph Kyle            |
|  | Fred H. Parks          |
| Clerk of Scales                          | Calvin Rainey          |
| Assistant Clerk of Scales                | William A. Murphy, Jr. |
| Paddock and Patrol Judge                 | Myron Davis            |
| Assistant Paddock and Patrol Judge       | Walter J. Mara         |
| Patrol Judge                             | Austin McLaughlin      |
| Timer                                    | John O'Hara            |

Upon motion duly made and seconded the Commission approved the racing officials nominated by the Board of Stewards of the National Steeplechase and Hunt Association. They are as follows:

Mr. Fred H. Parks, Steward to represent the Association at the meetings of the Westchester Racing Association; The Queens County Jockey Club; The Saratoga Association and the United Hunts Racing Association.

Mr. John E. Cooper, Racing Secretary and Handicapper.

The Commission discussed the subject of hunt meetings with a view to arriving at arrangements which would tend to reduce the cost to such meetings of the official participation of the Commission therein. Chairman Cole was authorized to communicate with Mr. L. M. Walger, Jr., Pari-Mutuel Manager for the New York tracks, to ascertain whether the pari-mutuel staff furnished by him for the

COMM. 111

Adjacent Hunts Racing Association meeting in 1952, could not be materially reduced for future meetings.

The meeting considered the Chairman's program for enlisting the aid of all the licensed racing associations in the formulation of specific and uniform rules for the prevention of fires. Definite action was postponed until the February meeting in order that further suggestions could be obtained as the result of the fire tests at Belmont Park in December.

There being no further business, on motion duly made and seconded, the meeting adjourned.

  
Secretary.

Minutes of a Special Meeting of the New York State Racing Commission held at the office of the Commission, 745 Fifth Avenue, New York City, Friday, January 30, 1953, at 10:00 o'clock in the forenoon.

PRESENT:

Mr. Ashley Trimble Cole, Chairman  
Mr. William C. Langley, Commissioner

Also present were Mr. Harry J. Millar, Secretary, Mr. Francis P. Dunne, Steward and Mr. John P. Powers, Counsel.

The Chairman reported that due notice of the meeting had been given to all Commissioners.

The Chairman reported that he had executed a certificate to enable the Queens County Jockey Club to file a certificate amending its certificate of incorporation and requested the confirmation of his action by the Commission.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the action of the Chairman in executing a certificate of approval for the filing of a certificate of amendment to the certificate of incorporation of Queens County Jockey Club, whereby the capital stock of said Queens County Jockey Club was increased from \$2,000,000 to \$2,500,000, and the number of shares of said capital stock was increased from 40,000 shares of the par value of \$50. each to 50,000 shares of the par value of \$50. each, be and the same hereby is in all respects ratified, approved and confirmed.

Upon motion of Commissioner Langley, the following resolution was adopted:

RESOLVED, that the action of the Chairman in appointing Francis P. Dunne to have charge of the License Bureau of the Commission for the season of 1953, from January 19, be and the same hereby is in all respects ratified, approved and confirmed; Mr. Dunne to receive a salary of \$75. per day for five days per week until and including March 31, 1953, and thereafter to receive only his compensation as official Steward of the Commission.

The Secretary presented a letter from General Manager Luke H. O'Brien, of Metropolitan Jockey Club, dated January 22, with respect to the charges to be made by the Club at its 1953 meetings at Jamaica Race Course.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the Commission approve, and it does hereby approve, the charges to be made by Metropolitan Jockey Club at its 1953 meetings at its Jamaica Race Course, viz.:

GENERAL PAID ADMISSIONS DAILY

<u>Clubhouse</u>			<u>Grandstand</u>		
Price	-	\$3.35	Price	-	\$1.30
Federal Tax		.67	Federal Tax		.26
State Tax		.5025 (patron pays .48 $\frac{1}{2}$ ¢)	State Tax		.195
N.Y.C. Tax		.195 (track pays 1-3/4¢)	N.Y.C. Tax		.195
		<u>\$4.70</u>			<u>\$1.95</u>

<u>Clubhouse Exchange</u>		
Price	-	\$2.05
Federal Tax		.41
State Tax		.3075 (patron pays .29¢)
		<u>\$2.75</u> (track pays 1-3/4¢)

COMPLIMENTARY ADMISSIONS DAILY

<u>Clubhouse</u>			<u>Grandstand</u>		
Service Charge	\$ .5825		Service Charge	-	\$ .55
Federal Tax	.12		Federal Tax		.11
State Tax	.5025		State Tax		.195
N.Y.C. Tax	.195		N.Y.C. Tax		.195
	<u>\$1.40</u>				<u>\$1.05</u>

COMPLIMENTARY ADMISSIONS DAILY  
(For Horsemen Only)

<u>**Horsemen Clubhouse</u>		
Service Charge	-	\$ .0425
Federal Tax		.01
State Tax		.5025
N.Y.C. Tax		.195
		<u>\$ .75</u>

PAID ADMISSIONSBoxes

Price	-	\$100.00
Federal Tax		20.00
State Tax		15.00
		<u>\$135.00</u>

Reserved SeatsOpening DaySaturdays and Columbus Day Only

<u>Clubhouse-418 Seats</u>			<u>Grandstand-529 Seats</u>		
Price	-	\$1.00	Price	-	\$1.00
Federal Tax		.20	Federal Tax		.20
State Tax		.15	State Tax		.15
		<u>\$1.35</u>			<u>\$1.35</u>

\*\*For wives or husbands of Owners and Trainers only.

Upon motion duly made and seconded, the Commission approved the designation of Mr. Harold O. Vosburgh as Steward representing the licensed racing associations for the 1953 season.

The Secretary presented a letter from Marshall Cassidy dated January 20, 1953, enclosing a list of names of persons for approval of temporary positions in the official field.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the following persons employed in various departments by the licensed racing associations be and they hereby are approved for interim assignment during the 1953 season to official positions connected with the actual conduct of racing.

Thomas Trotter	Racing Secretary's Office
Dr. J. G. Catlett	Horse Identification Dept.
Dr. Manuel Gilman	" " "
Dr. Herbert Cox	" " "
Frederick Meinz	" " "
Gerard A. Burke	" " "
William O'Connor	" " "
Howard Storms	" " "
Nathaniel Sutcliffe	" " "
Warren Mehrtens	" " "
Harry T. Palmer, Jr.	Assistant Starter
David Chamberlin	" "
Oscar Mackey	" "
Frank Ritz	" "
Lucas Dupps	Lead Outrider
John F. Kennedy	The Jockey Club Office

The Chairman presented blueprints received from Westchester Racing Association under cover of letter dated January 22, 1953, from Secretary-Treasurer, Alex M. Robb.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the Commission approve, and it does hereby approve, the plans for the erection of certain new or additional buildings by Westchester Racing Association at Belmont Park, being such buildings as may be described as "Cottages" or "Dormitories" and as "Additions to Cottages", as the same are shown on blueprints of the plans therefor respectively entitled "Cottage: Westchester Racing Ass'n, Belmont Park, Elmont, N. Y., Dec. 1952" and "Additions to Cottage, Westchester Racing Association, Belmont Park, January, 1953", and submitted for approval with letter of Alex M. Robb, Secretary-Treasurer, dated January 22, 1953; and be it

FURTHER RESOLVED, that the Chairman of the Commission be and he hereby is authorized and directed to make, execute and deliver in the name of and on behalf of the Commission a permit to said Westchester Racing Association for the erection of such buildings as are described in said blueprints.

The Chairman presented a proposed set of rules for the prevention of fires and was authorized to submit the same to the racing associations for consideration, with the view to a meeting with the Commission for discussion.

APPROVED

The Commission, with the aid of Mr. Lawrence McMahon, acting Chief Clerk of the License Bureau, considered a number of applications for the renewal of occupational licenses and approved the same.

The Commission agreed, as a matter of policy, that, in all cases of applications for renewal of occupational licenses upon which the Pinkerton National Detective Agency and the Thoroughbred Racing Protective Bureau both had reported no objections, and which had been approved by the Steward of the Commission acting as Director of the License Bureau, such licenses should issue when approved by the Chairman of the Commission.

The Commission further agreed, as a matter of policy, that occupational licenses should issue when applicants were duly qualified, notwithstanding that applicants, at such time, did not have horses in New York.

Upon motion duly made and seconded, the Secretary was authorized and directed to require the licensed racing associations to print the name of John P. Powers, and his title as Counsel, immediately below the name of the Secretary at the top of the second page of the daily racing program.

There being no further business, on motion duly made and seconded, the meeting adjourned.

*Stany J. Miller*  
Secretary.



Minutes of a Meeting of the New York State Racing Commission,  
held at the office of the Commission, 745 Fifth Avenue, New York City,  
Wednesday, February 11, 1953, at 10:00 o'clock in the forenoon.

PRESENT:

Mr. Ashley T. Cole, Chairman

Also present was Mr. Harry J. Millar, Secretary.

In view of the absence of Commissioners Langley and Swirbul,  
there was no quorum and the meeting adjourned without date.



Secretary.

Minutes of a Meeting of the New York State Racing Commission  
held at the office of the Commission, 745 Fifth Avenue, New York City,  
Wednesday, March 11, 1953, at 10:00 o'clock in the forenoon.

PRESENT:

Mr. Ashley T. Cole, Chairman

Also present was Mr. Harry J. Millar, Secretary.

In view of the absence of Commissioners Langley and Swirbul,  
there was no quorum and the meeting adjourned without date.



Secretary.

Minutes of a Special Meeting of the New York State Racing Commission, held at the office of the Commission, 745 Fifth Avenue, New York City, on Wednesday, March 18, 1953, at 10:00 o'clock in the forenoon.

PRESENT:

- Mr. Ashley Trimble Cole, Chairman
- Mr. L. A. Swirbul, Commissioner

Also present were Mr. Harry J. Millar, Secretary; Mr. Francis P. Dunne, Steward and Mr. John P. Powers, Counsel.

The Chairman reported that due notice of the meeting had been given to all Commissioners.

The Chairman asked that the meeting ratify action taken by him approving the schedules of admission charges filed by several of the racing associations. Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the action of the Chairman in approving the schedules of admission and other charges for the 1953 season for Westchester Racing Association, Queens County Jockey Club, Empire City Racing Association, The Saratoga Association and United Hunts Racing Association, as filed with the Commission, be in all respects ratified, approved and confirmed.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the application of Adjacent Hunts Racing Association for a permit to conduct a hunt meeting on the grounds of the Blind Brook Polo Club at Purchase, N.Y., on May 23rd, be and the same hereby is approved and the action of the Chairman in issuing a formal permit for such meeting be and the same hereby is in all respects ratified, approved and confirmed.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the action of the Chairman in approving plans and applications for approval for the erection at Belmont Park of the following, viz.:

- (a) certain new or rebuilt counters and storage rooms by Harry M. Stevens, Inc., on the mezzanine floor of the Clubhouse;
- (b) a new cottage south of Stable 10 and a standard dormitory north of Stable 9;
- (c) 10 additional cottages to be used as dormitories;
- (d) watchman's house or gate house at the junction of Hempstead Turnpike and the roadway in front of Stables 1, 2, 3 & 4,

and the issuance of permits therefor by the Chairman be and the same hereby are in all respect ratified, approved and confirmed.

The meeting considered at length application by Mr. Robert F. Kelley on behalf of the New York Racing Associations for the approval of a proposed contract between Westchester Racing Association, Queens County Jockey Club, Metropolitan Jockey Club and The Gillette Company for the televising of certain stake

APPROVED

aces therein described, all taking place on Saturdays during the respective seasons of said associations. The Commission also considered a proposed contract between Westchester Racing Association and Columbia Broadcasting System, Inc., for the televising of the Belmont Stakes in 1953 and 1954.

It was the consensus of the meeting that in view of the falling off in attendance at many sporting events which were televised, the Commission should ask the presidents of the several associations to consider this matter with them with a view to ascertaining whether there was any probability that the televising of these stakes events would be financially detrimental to the racing associations and hence to the State through its interest in the tax on admissions and its percentage of the pari-mutuel pools. However, pending such discussion the Commission approved the aforesaid contracts.

The Commission considered and took appropriate action with respect to applications for occupational licenses.

There being no further business, on motion duly made and seconded, the meeting adjourned.

A handwritten signature in cursive script, appearing to read "Harry J. Miller".

Secretary.

Minutes of a Special Meeting of the New York State Racing Commission, held at the office of the Commission, 745 Fifth Avenue, New York City, on Monday, March 30, 1953, at 10:00 o'clock in the forenoon.

PRESENT:

- Mr. Ashley Trimble Cole, Chairman
- Mr. L. A. Swirbul, Commissioner

Also present were Mr. Harry J. Millar, Secretary; Mr. Francis P. Dunne, Steward and Mr. John P. Powers, Counsel.

The Chairman reported that due notice of the meeting had been given to all Commissioners.

In view of the approval by the Governor of a bill adopted by the Legislature increasing the "take" from pari-mutuel pools to fifteen per centum (15%) which bill has become Chapter 210 of the Laws of 1953, the Chairman suggested that the Commission amend Rule 124(b) of its Rules and Regulations now reading as follows:

"124(b). In all pools, the net amount (net pool) for distribution shall be all sums deposited in the pari-mutuel pool less ten per centum (10%) of the total deposits plus the breaks, as provided by Section 7568 of the Unconsolidated Laws of New York, and, in addition, not exceeding five per centum (5%) of said total deposits, where local laws are adopted or amended pursuant to Chapter 339 of the Laws of 1946, as amended."

so that the same would read as follows:

"124(b). In all pools, the net amount (net pool) for distribution shall be all sums deposited in the pari-mutuel pool less twelve per centum (12%) of the total deposits plus the breaks, as provided by Subdivision 1 of Section 9 of the Pari-Mutuel Revenue Law, and in addition three per centum (3%) of said total deposits, where local laws are adopted or amended pursuant to Chapter 661 of the Laws of 1950, as amended."

Upon motion duly made and seconded, the said amendment was duly adopted.

The Commission also authorized a change in the program text so that the same would read as follows:

"In all pools the net amount (net pool) for distribution is determined by deducting 8% for the New York State tax, 3% for the City of New York and the authorized commission of 4% for the Association conducting this meeting."

In view of the evidence in the Bueno case decided by the Commission last summer, the Chairman suggested the adoption of a new rule reading as follows:

GENERAL

"147A. All bottles and other containers kept in or about any tack-room or elsewhere in any barn on the premises of a racing association shall bear a label stating plainly the contents thereof, including the name of each active ingredient; provided, however, that this rule shall not apply if the containers bear regular prescription labels with pharmacists' numbers, names and addresses and the names of the prescribing veterinarians."

Upon motion duly made and seconded, the said amendment was duly adopted.

The Commission considered the subject of televising races and the use of films of the Film Patrol in telecasting on general sports' programs.

The Commission considered and took appropriate action with respect to applications for occupational licenses.

There being no further business, on motion duly made and seconded, the meeting adjourned.



Secretary.

Minutes of a Meeting of the New York State Racing Commission held at the office of the Commission, 745 Fifth Avenue, New York City, Wednesday, April 8, 1953, at 10:00 o'clock in the forenoon.

PRESENT:

- Mr. Ashley Trimble Cole, Chairman
- Mr. William C. Langley, Commissioner

Also present was Mr. Harry J. Millar, Secretary.

The Chairman reported that due notice of the meeting had been given to all Commissioners.

The Secretary presented a letter of Mr. Alex M. Robb, Secretary-Treasurer of Westchester Racing Association dated March 31, enclosing a plan and requesting approval for certain alterations.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the Commission approve, and it does hereby approve, the plans for the alteration of two ramps in the mezzanine section of the Clubhouse and Grandstand of Westchester Racing Association at Belmont Park, Elmont, Nassau County, New York, as the same are shown on plan therefor filed with this Commission, entitled: "Westchester Racing Association - Belmont Park-Alteration to Ramps - Karl Koch Erecting Co. New York." and be it

FURTHER RESOLVED, that the Chairman of the Commission be and he hereby is authorized and directed to make, execute and deliver in the name of and on behalf of the Commission a permit to said Westchester Racing Association for the alterations as described in said application and plan.

The Secretary also presented application dated April 6, by Mr. Alex M. Robb, Secretary-Treasurer of Westchester Racing Association requesting approval for the erection of certain additions or wings to the boiler house alongside the receiving barn on the grounds of said Westchester Racing Association.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the Commission approve, and it does hereby approve, the plans for the erection of certain additions or wings to the boiler house alongside the receiving barn on the grounds of Westchester Racing Association at Belmont Park, Elmont, Nassau County, New York, as the same are shown on the plan therefor filed with this Commission January 22, 1953, entitled: "Additions to Cottage - Westchester Racing Association - Belmont Park - January, 1953." and be it

FURTHER RESOLVED, that the Chairman of the Commission be and he hereby is authorized and directed to make, execute and deliver in the name of and on behalf of the Commission a permit to said Westchester Racing Association for the erection of such buildings as are described in said plan.

The meeting discussed several matters of interest to the Commission.

There being no further business, on motion duly made and seconded, the meeting adjourned.

Secretary.

APPROVED

Minutes of a Special Meeting of the New York State Racing Commission, held at the office of the Commission, 745 Fifth Avenue, New York City, on Wednesday, April 22, 1953, at 2:30 o'clock in the afternoon.

PRESENT:

Mr. Ashley Trimble Cole, Chairman  
Mr. William C. Langley, Commissioner

Also present was Mr. Harry J. Millar, Secretary.

The Chairman reported that due notice of the meeting had been given to all Commissioners.

Upon motion duly made and seconded, the following resolution was adopted.

RESOLVED, that Pierce Butler employed by the licensed racing associations, be and he hereby is approved for interim assignment during the 1953 season to an official position connected with the actual conduct of racing.

Upon motion duly made and seconded, the following resolution was adopted.

RESOLVED, that the Commission approve and it does hereby approve the charge of \$2.00 to be made for the use of approximately 100 reserved seats to be set up directly in back of the boxes in the Turf and Field Club section of the Westchester Racing Association for Saturdays only during the 1953 Spring Meeting of that Association.

Upon motion duly made and seconded, the following resolution was adopted.

RESOLVED, that the Commission approve and it does hereby approve the sketch plan for the erection of certain "bleachers" in front of the first stairway in the Grandstand section at Belmont Park race track as shown on sketch dated April 21, 1953 and accompanying letter of Mr. Alex M. Robb, Secretary-Treasurer of Westchester Racing Association dated that day.

The Commission had arranged a hearing at 2:30 p. m. for Mr. Samuel Tufano and his attorney Honorable Samuel Rabin, with respect to the application of the former for an owner's license for 1953. Prior to the meeting, Mr. Rabin stated by telephone, that it was impossible for him to attend as he was engaged in Court and would appreciate a hearing at a later date. The Commission fixed the date of its regular monthly meeting, May 13, for such hearing and Mr. Rabin was so advised.

The Commission considered and took appropriate action with respect to applications for occupational licenses.

There being no further business, on motion duly made and seconded, the meeting adjourned.

  
Secretary.



Minutes of a Meeting of the New York State Racing Commission,  
held at the office of the Commission, 745 Fifth Avenue, New York City,  
on Wednesday, May 13, 1953, at 10:00 o'clock in the forenoon.

PRESENT:

Mr. Ashley Trimble Cole, Chairman  
Mr. William C. Langley, Commissioner  
Mr. L.A. Swirbul, Commissioner

Also present were: Mr. Harry J. Millar, Secretary; Mr. Francis  
P. Dunne, Steward and Mr. John P. Powers, Counsel.

The Chairman reported that due notice of the meeting had been given all Commission  
The Secretary presented a communication dated May 7, from  
Adjacent Hunts Racing Association, Inc., enclosing a list of proposed  
officials for the Hunts Race Meeting to be held Saturday, May 23, 1953.

Upon motion duly made and seconded, the Commission approved  
the said officials, as follows:

Stewards

Robert B. Young  
Representing the New York State Racing Commission

Stephen C. Clark, Jr.  
Representing the Hunts Committee of the National  
Steeplechase and Hunt Association

Richard I. Robinson  
Representing the Adjacent Hunts Racing Association

C. Wadsworth Howard

Racing Secretary and Handicapper  
John E. Cooper

Placing Judges

Frederic H. Bontecou  
John E. Cooper  
Chester J. La Roche

Daniel M. McKeon  
Carlo M. Paterno  
Thomas M. Waller

Patrol Judges

Howard Birch  
Beaufort E. Buchanan  
Franklin G. Chapin, Jr.  
Harry T. Gibson  
Thomas Glynn

Henry L. Heming  
F. J. Holleran  
R. L. Parish, Jr.  
Thor Ramsing  
A. Porter Waterman

Starter

Harry A. Plumb

Clerk of Scales

Lawrence Abbundi

Paddock Judge

Frederic H. Bontecou

Timer

Thomas M. Waller

Clerk of Course

Rodney H. Waterman

Physician

Dr. Howard P. Serrell

Veterinarian

Dr. W. F. Vail

Supervisor of Drug Tests for New York  
State Racing CommissionDr. Jordan G. Woodcock, D.V.M.  
George F. Thompson, Assistant

Buckley M. Byers, Announcer

The Commission considered the question of seeking legislation to require the licensing of veterinarians treating horses at the New York race courses and authorized the Chairman to prepare such legislation and seek its enactment.

Upon motion duly made and seconded, the following amendment to the Rules and Regulations of the Commission was adopted by inserting therein a new rule to be numbered 94A:

"94A. No owner or trainer or their representative, shall employ a veterinarian who is not duly licensed as such by the Department of Education of the State of New York. Each such veterinarian shall make a daily report to the Steward of the Commission of all horses under treatment by him, including the nature of the horse's injury or illness, the treatment being given therefor and such other information as may be required by the Steward of the Commission.

Licensed associations shall use all reasonable efforts to prevent unlicensed veterinarians from practicing on their premises."

Upon motion duly made and seconded, Rule 27 of the Rules and Regulations of the Commission was amended by adding thereto the following paragraph, viz.:

"No person requiring a license from the Commission shall carry on any activity whatsoever upon the premises of a licensed racing association unless and until he has been so duly licensed; except that any such person with the consent of the Steward of the Commission may so act pending action on his application duly filed."

Upon motion duly made and seconded, the following amendment to the Rules and Regulations of the Commission was adopted by inserting therein a new rule to be numbered 89A.

"89A. No stable employee shall be permitted to work without first filing application for Commission license and obtaining track identification card; and no stable employee shall be paid off on discontinuance until he has surrendered his said identification card which shall be immediately delivered to the track office."

The Commission considered a letter of Jule Fink dated May 6, 1953, which was stated as being an appeal for the consideration of the Commission in granting him an owner's license. After full discussion of the matter and consideration of the opinion of the Commission rendered in 1949, it determined that it would not at this time issue a license to Mr. Fink.

The Commission considered and took appropriate action with respect to applications for occupational licenses.

There being no further business, on motion duly made and seconded, the meeting adjourned.

  
Secretary.

Minutes of a Special Meeting of the New York State Racing Commission, held at the office of the Commission, 745 Fifth Avenue, New York City, on Wednesday, June 3, 1953, at 10:00 o'clock in the forenoon.

PRESENT:

Mr. Ashley Trimble Cole, Chairman  
Mr. William C. Langley, Commissioner

Also present were: Mr. Harry J. Millar, Secretary; Mr. Francis P. Dunne, Steward.

The Chairman reported that due notice of the meeting had been given to all Commissioners.

Upon motion duly made and seconded, the action of the Chairman was ratified and approved in appointing Mr. George S. Biscoll as an Inspector on the staff of the Racing Commission. Such appointment to commence June 1 and to terminate November 14, 1953.

Upon motion duly made and seconded the Commission approved the fixing of the service charge on complimentary admission tickets issued by The Saratoga Association for its Meeting at Saratoga Spring in August, at the sum of 75 cents.

The Chairman presented a blueprint received from Westchester Racing Association under cover of letter dated May 29, 1953 from Mr. Alex M. Robb, Secretary-Treasurer, requesting approval for the erection of a new shed extending from the old print shop in the Old Club House at Belmont Park.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the Commission approve, and it does hereby approve, the plans for the erection of a new shed extending from the print shop in the Old Club House at Belmont Park, in accordance with blueprint thereof entitled "Press Room Extension For Official Program Company - Westchester Racing Association - Belmont Park - May 1953", and be it

FURTHER RESOLVED, that the Chairman of the Commission be and he hereby is authorized and directed to make, execute and deliver in the name of and on behalf of the Commission, a permit to said Westchester Racing Association for the erection of such building as is described in said blueprint.

The meeting discussed the matter of enforcement of Rule 94A with respect to reports by veterinarians and deferred taking any action pending consultation with Counsel for the Commission.

The Commission considered and took appropriate action with respect to applications for occupational licenses.

There being no further business, on motion duly made and seconded, the meeting adjourned.



Secretary

Minutes of a Meeting of the New York State Racing Commission held at the office of the Commission, 745 Fifth Avenue, New York City, Wednesday, July 8, 1953, at 10:00 o'clock in the forenoon.

PRESENT:

Mr. Ashley Trimble Cole, Chairman  
Mr. William C. Langley, Commissioner

Also present were: Mr. Harry J. Millar, Secretary; Mr. Francis P. Dunne, Steward and Mr. John P. Powers, Counsel.

The Chairman reported that due notice of the meeting had been given to all Commissioners.

The Chairman presented a letter from The Saratoga Association dated June 5, enclosing schedules of admission and other charges to be made by the Association for its 1953 race meetings at the Jamaica race track and at Saratoga Springs, N. Y.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the Commission approve, and it does hereby approve, the charges to be made by The Saratoga Association at its 1953 race meetings at the Jamaica race track and at Saratoga Springs, N. Y., as outlined in schedules filed with the Commission on June 5th.

The Chairman presented a letter from Mr. Cyrus S. Jullien, President of Queens County Jockey Club dated June 23, 1953, asking for approval of a proposed contract between that Club and Columbia Broadcasting System, Inc., for the live televising of the feature race on each Saturday during their 1953 season. Upon motion duly made and seconded, approval was duly granted.

The Chairman also presented a letter from Mr. F. S. von Stade, President of The Saratoga Association dated July 2, 1953, asking for approval of a proposed contract between that Association and Columbia Broadcasting System, Inc., for the live televising of the feature race for the six Saturdays of the Association's 1953 race meetings at the Jamaica race track and at Saratoga Springs, N.Y. Upon motion duly made and seconded, approval was duly granted.

The Chairman presented a blueprint received from Westchester Racing Association under cover of letter dated July 2, 1953, from Mr. Alex M. Robb, Secretary-Treasurer, requesting approval of proposed addition to the President's Room at Belmont Park.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the Commission approve, and it does hereby approve, the plans for the addition to the President's Room at Belmont Park, in accordance with the blueprint thereof entitled "Addition To President's Room - Belmont Park - Elmont, L.I. Dated June 1953," and be it

APR 1953

FURTHER RESOLVED, that the Chairman of the Commission be and he hereby is authorized and directed to make, execute and deliver in the name of and on behalf of the Commission, a permit to said Westchester Racing Association for the addition to the President's Room as is described in said blueprint.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the Commission approve and it does hereby approve, the construction by Westchester Racing Association of certain bleachers in front of the four stairways from the grandstand to the mezzanine apron, other than the bleachers which were described in the sketch dated April 21, 1953, said construction to be in accordance with said sketch; and which said additional bleachers are mentioned in the letter of Westchester Racing Association dated July 2, 1953.

FURTHER RESOLVED, that the Chairman of the Commission be and he hereby is authorized and directed to make, execute and deliver in the name of and on behalf of the Commission, a permit to said Westchester Racing Association for the construction of said bleachers.

The Commission considered the letter from Ramon Bueno dated June 18, 1953, with respect to his standing in New York State. It was decided to send him a letter, for such use as he might deem proper, signed by the Secretary, stating the situation in his case as far as the State of New York is concerned and the letter prepared by the Chairman was duly approved.

The Commission considered a letter from Mr. Max Hirsch, President of American Trainers' Association, with respect to "the change made in the apprentice jockey rule this year" (Rule 278). The Chairman was authorized to communicate with Mr. Hirsch, advising him that until the Rule in question, Number 278, has had a much fuller opportunity for practical test than has been afforded to date, the Commission believes that the rule should stand and the letter prepared by the Chairman was duly approved.

The Commission considered a letter drafted by the Chairman with respect to proposed fire protection rules to be sent to the several racing associations in New York. After discussion, the Chairman was authorized to send the proposed letter and rules to the racing associations.

The Commission considered and took appropriate action with respect to applications for occupational licenses.

The Commission considered the failure of the veterinarians practicing at the New York race courses to comply with Rule 94A. It was decided to defer action until a program for the enforcement of the Rule can be prepared.

There being no further business, on motion duly made and seconded, the meeting adjourned.



Secretary.

Minutes of a Special Meeting of the New York State Racing Commission duly held on call of the Chairman, at the office of the Commission, 745 Fifth Avenue, New York City, Wednesday, July 29, 1953, at 10:00 o'clock in the forenoon.

PRESENT:

Mr. Ashley Trimble Cole, Chairman  
Mr. William C. Langley, Commissioner

Also present were: Mr. Harry J. Millar, Secretary; Mr. Francis P. Dunne, Steward and Mr. John P. Powers, Counsel.

Commissioner Swirbul telephoned that he would be unable to attend.

The Commission first considered the matter of the owner's license issued to M. Eli Livingstone, and at full proceedings conducted by the Commission with the assistance of its Counsel, John P. Powers, it unanimously voted to revoke the license.

The Commission adopted amendments to Rule 278, by adding thereto two additional subdivisions marked "(g)" and "(h)," reading as follows:

"(g) All apprentice jockey contracts described in this Rule shall be filed with The Jockey Club (1) on or before October 1, 1953; or (2) within thirty days after execution thereof; or (3) upon filing application for license with the State Racing Commission;"

"(h) The failure of an owner or trainer to file any such contract or to obtain the approval of The Jockey Club thereto, may subject such owner or trainer to the revocation or suspension of his license or to such other disciplinary action by the Commission as in its judgment may seem proper."

The Chairman reported that The Saratoga Association had filed, in accordance with the Commission rule, copies of its proposed contracts for broadcasting and telecasting the races at Saratoga Springs.

The Commission considered making a recommendation sometime in the future, to the New York racing associations to omit racing on Good Friday.

Honorable Harold A. Williams, Supervisor of the Town of Orangetown, Rockland County, New York, accompanied by Messrs. Homer Lydecker, Jr. and Eugene Elish discussed with the Commission the possibility of building a race track in the Rockland County area. A general discussion ensued with respect to proposed sites, adequate acreage, cost of construction, financing, etc. It appeared that the projectors of the proposed track were considering the operation of harness racing and they were referring to the New York State Harness Racing Commission at Albany, New York, for further information.

The Commission considered and took appropriate action with respect to applications for occupational licenses.

APR 1979

There being no further business, on motion duly made and seconded, the meeting adjourned.

A handwritten signature in cursive script, appearing to read "H. J. Miller", written over a horizontal line.

Secretary.



Minutes of a Meeting of the New York State Racing Commission held at Saratoga Springs, New York, Wednesday, August 12, 1953, at 10:00 o'clock in the forenoon.

PRESENT:

Mr. Ashley T. Cole, Chairman

Also present was Mr. Harry J. Millar, Secretary.

In view of the absence of Commissioners Langley and Swirbul, there was no quorum and the meeting adjourned without date.



Secretary.

Minutes of a Meeting of the New York State Racing Commission  
held at the office of the Commission, 745 Fifth Avenue, New York City,  
Wednesday, September 9, 1953, at 10:00 o'clock in the forenoon.

PRESENT:

Mr. Ashley Trimble Cole, Chairman.

The Chairman reported that due notice of the meeting had been  
given to all Commissioners.

In view of the absence of Commissioners Langley and Swirbul,  
there was no quorum and the meeting adjourned.

A handwritten signature in cursive script, appearing to read "A. J. Sullivan", written in dark ink.

Secretary.

Minutes of a Special Meeting of the New York State Racing Commission, held at the office of the Commission, 745 Fifth Avenue, New York City, on Wednesday, September 16, 1953, at 10:00 o'clock in the forenoon.

PRESENT:

- Mr. Ashley Trimble Cole, Chairman
- Mr. William C. Langley, Commissioner
- Mr. L. A. Swirbul, Commissioner

Also present were: Mr. Harry J. Millar, Secretary; Mr. Francis P. Dunne, Steward and Mr. John P. Powers, Counsel.

The Chairman reported that due notice of the meeting had been given to all Commissioners.

The Secretary presented a letter from Westchester Racing Association dated September 15, 1953, requesting Commission approval for the erection of an extension utility building adjacent to the new carpenter shop at Belmont Park, for the purpose of housing a fire engine, the delivery of which was expected shortly, together with blueprint showing the plan thereof.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the Commission approve, and it does hereby approve the plan for the erection of an extension utility building adjacent to the new carpenter shop near the office of the Superintendent at Belmont Park, in accordance with the blueprints thereof entitled "Extension Utility Building - Westchester Racing Association - Belmont Park, L. I. - C. A. Boyle, Supt.," and be it

FURTHER RESOLVED, that the Chairman of the Commission be and he hereby is authorized and directed to make, execute and deliver in the name of and on behalf of the Commission, a permit to said Westchester Racing Association for the erection of said extension utility building as described in said blueprints.

The Secretary presented letters from Westchester Racing Association dated August 4 and September 15, 1953, requesting Commission approval for the erection of eight film patrol towers at or near the main racing strip at Belmont Park, together with a blueprint showing the proposed construction.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the Commission approve, and it does hereby approve the plan for the erection of eight film patrol towers at or near the main racing strip at Belmont Park, in accordance with the blueprint thereof entitled "Photographic Tower - Westchester Racing Association - Belmont Park, L. I. August 24, 1953.", and be it

FURTHER RESOLVED, that the Chairman of the Commission be and he hereby is authorized and directed to make, execute and deliver in the name of and on behalf of the Commission, a permit to said Westchester Racing Association for

ALADT

the erection of said film patrol towers as described in said blueprint.

After discussion, proposed amendments to Rules 122, 157, 282 and 322 were laid aside.

Upon motion duly made and seconded, Rule 357(a) of the Rules and Regulations was amended by inserting after the word "violation" in line 6, the words "or any other matter within its jurisdiction," \*\*\*\*

Upon motion duly made and seconded, Rule 357(c) was amended by adding thereto a new subdivision to read as follows:

"5. Such rebuttal or other evidence on behalf of the Commission or any party in interest as may be regarded as pertinent by the Chairman."

The Chairman stated that Mr. Campbell, Racing Secretary and Handicapper for the New York Associations, was preparing a new Scale of Weights. This will be considered by the Commission and if approved, would be included in our Rules and Regulations. However, the material is not yet available.

The Chairman called attention to correspondence with Mr. Max Hirsch, President of the American Trainers' Association, with respect to objections which Mr. Hirsch had to the rule affecting apprentice jockeys. The Chairman was authorized to call a meeting for Wednesday, September 23, at 10:30 o'clock in the forenoon, at the Commission office at Belmont Park, and to invite three representatives each of the American Trainers' Association, the Horsemen's Benevolent and Protective Association and the Jockeys' Guild and a representative of The Jockey Club.

The Commission considered and took appropriate action with respect to applications for occupational licenses.

There being no further business, on motion duly made and seconded, the meeting adjourned.



Secretary.

Minutes of a Special Meeting of the State Racing Commission, held at the office of the Commission in the Administration Building at Belmont Park, Elmont, Nassau County, New York, on Wednesday, September 23, 1953, at 10:30 o'clock in the forenoon.

PRESENT:

Mr. Ashley Trimble Cole, Chairman  
 Mr. William C. Langley, Commissioner  
 Mr. L. A. Swirbul, Commissioner

Also present were: Mr. Harry J. Millar, Secretary and Mr. Francis P. Dunne, Steward.

The Chairman had invited representatives of the American Trainers' Association, the Horsemen's Benevolent and Protective Association, the Jockeys' Guild and The Jockey Club, to attend a conference on Rule 278 with respect to apprentice jockeys. Those attending were as follows: On behalf of the American Trainers' Association, Mr. Max Hirsch, President, Messrs. Preston M. Burch, John M. Gaver and Edward A. Christmas, Directors and Mr. William Post; on behalf of the Horsemen's Benevolent and Protective Association, Mr. Sol Rutchick, Vice-President for the State of New York and Messrs. Hirsch Jacobs and Walter A. Kelley, Directors; on behalf of the Jockeys' Guild, Mr. Sterling Young, Secretary and Eastern Manager and Ted Atkinson, Vice-President, Eastern Section; on behalf of The Jockey Club, Mr. Marshall Cassidy, Executive Secretary.

The discussion had to do with two principal points. The first concerned a ten-pound allowance to the apprentice until he has ridden one winner. Objection was made to this by the Jockeys' Guild but the horsemen were unanimous in their support. The horsemen were also unanimous in opposing any limitation on the number of apprentice contracts which might be held by any owner or trainer. The discussion continued until 11:40 a. m., at which time the conference adjourned on the statement of the Chairman that the Commission would give the revision of the rule its consideration and that a revised rule might be presented at a later conference.

Upon motion duly made and seconded, the Commission adopted the following resolution:

RESOLVED, that Rule 122 now reading as follows:

"In all races except sweepstakes with five or more separate entries which start, Racing Associations shall provide win, place and show pools; in all races with four (4) separate entries which start, they shall provide win and place pools; in races of three (3) or two (2) separate entries which start, they shall provide only a win pool; and pari-mutuel tickets shall be sold accordingly."

be and the same hereby is amended to read as follows:

AFAWFO

"In all races except sweepstakes with five or more separate entries which start, Racing Associations shall provide win, place and show pools; in all races with four (4) separate entries which start, they shall provide win and place pools; in races of three (3) or two (2) separate entries which start, they shall provide only a win pool; and pari-mutuel tickets shall be sold accordingly; provided, however, that in sweepstakes with less than four (4) separate entries which start, Racing Associations may, at their option, provide that there shall be no betting; and in such cases an additional race with betting shall be added to the program."

There being no further business, on motion duly made and seconded, the meeting adjourned.



Secretary.

Minutes of a Meeting of the State Racing Commission held at the office of the Commission, 745 Fifth Avenue, New York City, on Wednesday, October 14, 1953, at 10:00 o'clock in the forenoon.

PRESENT: Mr. Ashley T. Cole, Chairman  
Mr. William C. Langley, Commissioner  
Mr. L.A. Swirbul, Commissioner

Also present were: Mr. Harry J. Millar, Secretary, Mr. Francis P. Dunne, Steward, and Mr. John P. Powers, Counsel.

The Secretary presented a letter from Westchester Racing Association dated September 30, 1953, enclosing three blueprints for the construction of a building at Belmont Park to be equipped with x-ray and other equipment, for the treatment of horses.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the Commission approve, and it does hereby approve the plans for the erection of a building at Belmont Park to be equipped with x-ray and other equipment, including a horse bath, for the treatment of horses, in accordance with the blueprints thereof, one of which is entitled "Horse Bath; Supt. C. A. Boyle. 9.9.53." and the other two entitled "Cottage Westchester Racing Assoc. Belmont Park, L. I." dated respectively March 23 and March 30, 1953., and be it

FURTHER RESOLVED, that the Chairman of the Commission be and he hereby is authorized and directed to make, execute and deliver in the name of and on behalf of the Commission, a permit to said Westchester Racing Association for the erection of said building as described in said blueprints.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that Rule 124(b) now reading as follows:

"124(b) In all pools, the net amount (net pool) for distribution shall be all sums deposited in the pari-mutuel pool less twelve per centum (12%) of the total deposits plus the breaks as provided by Sub-division 1 of Section 9 of the Pari-Mutuel Revenue Law, and in addition three per centum (3%) of said total deposits, where local laws are adopted or amended pursuant to Chapter 661 of the Laws of 1950, as amended."

be and the same hereby is amended to read as follows:

"124(b) In all pools, the net amount (net pool) for distribution shall be all sums deposited in the pari-mutuel pool less thirteen per centum (13%) of the total deposits plus the breaks, as provided by Sub-division 1 of Section 9 of the Pari-Mutuel Revenue Law, and in addition two per centum (2%) of said total deposits, where local laws are adopted or amended pursuant to Chapter 661 of the Laws of 1950, as amended."

Said amendment to take effect January 4, 1954.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that Rule 157 now reading as follows:

"157. A "Sweepstakes" is a race in which stakes are to be made by the owners of the horses engaged, and it is still a sweepstakes when money or other prize is added, but within the meaning of this rule, no overnight race, whatever its conditions, shall be considered to be a sweepstakes."

be and the same hereby is amended to read as follows:

"157. A "Sweepstakes" is a race in which the entrance fee, subscription and other contribution of three or more owners, is distributed according to the conditions of the race; and any such race is still a sweepstakes when money or other prize is added; but no overnight race, whatever its conditions, shall be considered to be a sweepstakes."

The Chairman reported that the revised Scale of Weights was not yet ready for consideration by the Commission.

Upon motion of the Chairman, the Commission approved a proposed Memorial and Appreciation with respect to the recent decease of William Woodward.

Upon motion duly made and seconded, it was directed that the said Memorial be spread at length upon the Minutes of the Commission and that a copy thereof be transmitted to Mrs. Woodward on behalf of the family.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that no 1954 license be granted to any trainer, assistant trainer, jockey agent or stable employee, until a report on the fingerprinting of each such person is in the files of the Commission.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the licensed racing associations be requested to file with the Commission copies of all existing contracts for the printing, furnishing and distribution of daily racing programs, automobile parking, and restaurant and beverage privileges.

The Commission considered and took appropriate action with respect to applications for occupational licenses.

There being no further business, on motion duly made and seconded, the meeting adjourned.



Secretary.



At a meeting of the State Racing Commission on the fourteenth day of October, Nineteen Hundred Fifty-three, the following Memorial and Appreciation was placed upon its minutes.

William Woodward died at his home in the City of New York on the twenty-sixth day of September, Nineteen Hundred Fifty-three, widely recognized as "The First Gentleman of the Turf." The many notable races won by horses bred by him and raced in his famous colors of "white, red spots, red cap," brought him fame in this country and in England; his twenty year tenure of the Chairmanship of The Jockey Club gave him opportunity to render invaluable services to thoroughbred breeding and racing; his career as a banker established his reputation in the field of finance; but he will be most warmly remembered as the outstanding sportsman of his generation.

Keenly aware at all times of that which contributed to the best interests of racing, he was alert to combat with all the resources of his fine character and intelligence every attempt to derogate from the high standards which he insisted should prevail in this great sport of the people. That racing today in this country has reached such heights of popular approval is due in large measure to that public confidence in the sport which William Woodward spent a lifetime in encouraging by word, deed and personal example.

The State Racing Commission which has had the privilege of working closely with The Jockey Club in the interests of thoroughbred racing during a large part of the period when William Woodward was its Chairman, records with great regret the passing of a valued friend and associate. To Mrs. Woodward and his children, the Commission tenders the assurance of its deep sympathy.

State Racing Commission

Ashley T. Cole Chairman

William C. Langley Commissioner

Leon A. Swirbul Commissioner

*Harry J. Miller* Secretary

Francis P. Dunne Steward

ADMITTED



Minutes of a Special Meeting of the State Racing Commission,  
held in the President's Room on the mezzanine of the Clubhouse at Belmont  
Park on Friday, October 23, 1953, at 10:30 o'clock in the forenoon.

PRESENT:

Mr. Ashley Trimble Cole, Chairman  
Mr. William C. Langley, Commissioner

Also present were: Mr. Harry J. Millar, Secretary and Mr. Francis  
P. Dunne, Steward.

The Chairman reported that due notice of the meeting had been  
given to all Commissioners.

The meeting was called to further consider with representatives  
of the Horsemen's Benevolent and Protective Association, the American Trainers'  
Association and the Jockeys' Guild, the rule with respect to apprentice jockey  
licenses. Those in attendance were as follows:

On behalf of the American Trainers' Association, Mr. Max Hirsch,  
President; on behalf of the Horsemen's Benevolent and Protective Association,  
Mr. Sol Rutchick, Vice-President for the State of New York, Mr. Hirsch  
Jacobs, J. E. O'Brien and Miss Mildred Saunders; on behalf of the Jockeys'  
Guild, Mr. Sterling Young, Secretary and Eastern Manager, Eddie Arcaro, President  
and Ted Atkinson, Vice-President, Eastern Section; on behalf of The Jockey  
Club, Mr. Marshall Cassidy, Executive Secretary.

The discussion turned mainly upon the following points:

- (1) The difficulty of the trainers to obtain efficient stable help.
- (2) The possibility that the provision for suitable board and lodging could not be satisfactorily determined and would lead to controversy.
- (3) That the allowances should be such as would encourage apprentices to continue in employment but not such as would give them an undue advantage over experienced jockeys.

The Chairman and Mr. Cassidy were designated to prepare amendments  
to Rule 278 for the purpose of reconciling the differences of opinion so far  
as possible and to produce a rule which would encourage both trainers and boys  
in the development of apprentice jockeys.

The Chairman stated that while the meeting had been called to  
consider the apprentice rule, the Commission would like the opinion of the  
horsemen with respect to a "closed claiming" rule, mentioning especially Rule  
312(c) which provides that if a winner is claimed, it shall not start in a  
claiming race for a period of 30 days from date of claim for less than 25% more  
than the amount for which it was claimed. The H.B.P.A. through Vice-President  
Rutchick expressed itself very much in favor of such a "closed claiming" rule.  
After discussion, it was determined, in view of the fact that owners were the  
ones principally concerned with claiming, a canvass or poll of owners should be  
had to determine their views. Mr. Rutchick and Miss Saunders for the H.B.P.A.

very generously offered to conduct such a poll by post-card and to turn the results of the poll over to the Commissioners for their information.

On motion duly made and seconded, the meeting adjourned.

A handwritten signature in cursive script, appearing to read "Amy Miller".

Secretary.

Minutes of a Special Meeting of the New York State Racing Commission held at the office of the Commission, 745 Fifth Avenue, New York City, on Tuesday, November 10, 1953, at 10:00 o'clock in the forenoon.

PRESENT:

- Mr. Ashley Trimble Cole, Chairman
- Mr. William C. Langley, Commissioner
- Mr. L. A. Swirbul, Commissioner

Also present were: Mr. Harry J. Millar, Secretary; Mr. Francis P. Dunne, Steward and Mr. John P. Powers, Counsel.

AF 1079

The Chairman stated that at the meeting of the Commission held on October 23, Mr. Sol Rutchick, Vice-President for the State of New York of the H.B.P.A. had agreed to conduct a post-card poll to determine the views of the horsemen on a proposed "closed claiming" rule; that approximately 1500 post cards were sent out and that as of yesterday's date, 401 replies had been received, of which 157 preferred the existing rule which made only the winning horse subject to a 25% increase for 30 days, and 244 voted in favor of a change in the rule which would make all horses claimed, not only the winner, subject to the same restriction.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that Rule 312(c) now reading as follows:

"If a winner is claimed it shall not start in a claiming race for a period of 30 days from date of claim for less than 25% more than the amount for which it was claimed."

be and the same hereby is amended to read as follows:

"If a horse is claimed it shall not start in a claiming race for a period of 30 days from date of claim for less than 25% more than the amount for which it was claimed."

The Chairman stated that in view of the possibility that the licensing powers of the Commission might be enlarged by the next Legislature, it would be advisable to make a change in Rule 38(b). Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that Rule 38(b) now reading as follows:

"No person shall be eligible for an occupational license if, during the term of such license, he would act as farrier or veterinarian with horses racing under the jurisdiction of the Commission."

be and the same hereby is amended to read as follows:

"No person shall be eligible for an owner's or trainer's license if, during the term of such license, he would act as farrier or veterinarian with horses racing under the jurisdiction of the Commission."

The Chairman stated that the Commission appeared to be satisfied, after two meetings with the horsemen and the jockeys, to make certain changes in Apprentice Rule 278. Accordingly, upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that Rule 278 hereby is amended to read as follows:  
This amendment is to take effect November 16th.

"278. (a) Any male between the ages of sixteen and twenty-five, who has never previously been licensed as a jockey in any country, and has of his own free will, and, if under age, with the written consent of his parents or guardian, bound himself to an owner or trainer for a period of four years by written contract approved by and filed with The Jockey Club, and after at least one year service with a racing stable, may claim in all overnight races, except handicaps, the following allowances:

- (1) Five pounds until he has ridden one hundred winners;
- (2) Two pounds additional, for the entire duration of the contract when riding horses owned or trained by his original contract employer, provided the contract has not been transferred, sold or cancelled.

(b) All holders of apprentice contracts shall be subject to investigation as to character, ability, facilities and financial responsibility; and shall, at the time of making the contract, own in good faith a minimum of three horses in training, or, if a trainer, shall operate in good faith a stable of at least three horses.

(c) Contracts for apprentice jockeys shall provide for fair remuneration, adequate medical attention and suitable board and lodging for the apprentice; and approved provision shall be made for savings out of his earnings.

(d) Under exceptional circumstances, such as the inability of an apprentice to ride because of war service or restrictions on racing, personal injuries, or not having a full three year period from date of riding his first race to complete his weight allowances, the Stewards may extend the periods provided for above.

(e) No apprentice shall be permitted to acquire his own contract.

(f) All apprentice contracts described in this rule shall be filed with The Jockey Club within thirty days after execution thereof or upon filing application for license with the New York State Racing Commission.

(g) The failure of an owner or trainer to file any such contract or to obtain the approval of The Jockey Club thereto, may subject such owner or trainer to the revocation or suspension of his license or to such other disciplinary action by the Commission as in its judgment may seem proper.

The Chairman pointed out there should be an amendment to Rule 357(b) by adding after the word "matter" in the second line, the words "or upon the request of any Commissioner with respect to any matter within the jurisdiction of the Commission,". Accordingly, upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that Rule 357(b) hereby is amended to read as follows:

"Upon the receipt from the Stewards of a reference of any such matter, or upon the request of any Commissioner with respect to any matter within the jurisdiction of the Commission, the Chairman shall forthwith acquaint the other Commissioners with the substance thereof, and upon approval of not less than two of such Commissioners, the Secretary shall, by pre-paid telegram or by mail, send to the most recent post-office address of the person charged with such violation by the Stewards or by the Commission, as such address may be shown upon the application for a license by such person or otherwise, a notice to show cause before the Commission at a place, date and time to be stated therein, why the license of such person should not be suspended or revoked, together with such other penalty as may be lawfully imposed, for such violation of the Rules and Regulations of the Commission as may be specified by the Stewards and/or the Commission, stating in such notice such particulars of the alleged violation as may reasonably acquaint the person charged with the nature thereof; and in such proceedings as may be initiated by the Commission, similar notice shall be given as directed by the Commission. A further or supplemental notice or notices may be given by the Commission in its discretion. Notice of hearing and specification of alleged violations shall be sent by mail or telegram at least five (5) days before the date fixed in such notice for such hearing unless, upon approval by at least two Commissioners, the time fixed therein be shortened."

The Chairman stated that the Commission had under consideration for some time, a proposed change in the Scale of Weights as advised by the handicapper for The Jockey Club, Mr. John B. Campbell. Accordingly, upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that Rule 267(a) hereby is amended to read as follows; the said amendment is to take effect November 16th.

APPROVED





The Chairman presented a letter from Westchester Racing Association dated October 28, 1953, enclosing blueprints for the construction of proposed "Stable No. 4" at Belmont Park.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the Commission approve, and it does hereby approve the plans for the erection of a proposed stable (Number 4) at Belmont Park, in accordance with the blueprints thereof filed with this Commission, which are entitled "Proposed Stable No. 4: Belmont Park; Elmont, L.I.:" and marked respectively Drawing No. 10531 and 10532, and be it

FURTHER RESOLVED, that the Chairman of the Commission be and he hereby is authorized and directed to make, execute and deliver in the name of and on behalf of the Commission, a permit to said Westchester Racing Association for the erection of said Stable No. 4, as described in said blueprints.

Steward Dunne presented the findings of the Stewards comprised in a letter to the Chairman dated October 30, with respect to a report from the laboratory of the State Racing Commission to the effect that caffeine was detected in the saliva of the horse CEREMONIOUS after it won the seventh race at Jamaica Race Track on October 17, 1953. The findings were accepted by the Commission. The findings of the Stewards, in effect, laid no blame upon the trainer or any employee of the stable and recommended that no penalty should be imposed. They recommended, however, that the purse be forfeited and redistributed as in the manner of a disqualification.

The Secretary presented a letter from Steward Dunne to the Chairman dated October 7, asking the permission of the Commission to accept the position of Racing Secretary at Tropical Park Race Track, Tropical Park, Florida, for the season opening on November 30, 1953 and closing on January 16, 1954. Upon motion duly made and seconded, such approval was granted.

The Commission considered and took appropriate action with respect to applications for occupational licenses.

There being no further business, on motion duly made and seconded, the meeting adjourned.



Secretary.

APR 1959

Minutes of a Meeting of the State Racing Commission held at the office of the Commission, 745 Fifth Avenue, New York City, on Wednesday, December 9, 1953, at 9:30 o'clock in the forenoon.

PRESENT: Mr. Ashley T. Cole, Chairman  
Mr. William C. Langley, Commissioner

Also present were: Mr. Harry J. Millar, Secretary and Mr. John P. Powers, Counsel.

The Secretary reported that due notice of the meeting had been given to all Commissioners.

The attention of the meeting was called to a letter of Mr. John A. Morris, President of Metropolitan Jockey Club, advising the Commission that the Presidents of the five racing associations have decided to discontinue the Messenger Service at all of the New York tracks effective as of the opening of the 1954 racing season. In view of the foregoing, the following resolution was adopted:

RESOLVED, that Rule 83 now reading as follows:

"83. Racing Associations shall provide a sufficient number of authorized messengers to make purchases of pari-mutuel tickets for patrons in the clubhouse and box areas, and such messengers shall wear distinctive numbers on badges prominently displayed. All messengers shall be fingerprinted and bonded at the expense of the Association employing them. Any messenger found touting patrons shall be discharged at once. A supervisor shall be appointed by the Association to direct the activities of messengers, and separate windows or rooms shall be designated for the purchase of pari-mutuel tickets by such messengers. All rules or regulations for the operations of the messengers shall be submitted to the Commission for its approval."

be and the same hereby is amended to read as follows:

"83. Racing Associations may provide a sufficient number of authorized messengers to make purchases of pari-mutuel tickets for patrons in the clubhouse and box areas. In such case, messengers shall wear distinctive numbers on badges prominently displayed and shall be fingerprinted and bonded at the expense of the Association employing them. Any messenger found touting patrons shall be discharged at once. A supervisor shall be appointed by the Association to direct the activities of messengers, and separate windows or rooms shall be designated for the purchase of pari-mutuel tickets by such messengers. All rules or regulations for the operations of the messengers shall be submitted to the Commission for its approval."

FURTHER RESOLVED, that Rule 112 now reading as follows:

APR 1979

"112. The authorized and uniformed messengers provided by the Associations shall give receipts to all patrons purchasing pari-mutuel tickets through them and winning tickets shall be paid by such messengers only upon surrender of such receipts. No wager shall be accepted by any messenger after seven (7) minutes before official post-time. No wager on the Daily Double will be accepted by a messenger after fifteen (15) minutes before the official post-time of the first race in the Daily Double. Messengers shall leave the box section and the restaurant not less than seven (7) minutes before post-time and shall report at the messenger's room not less than five (5) minutes before post-time, subject to such penalty for infraction of this rule as may be imposed by the Mutuel Manager.

When such messengers are employed, specific pari-mutuel windows shall be designated for their exclusive use, in a room or space set apart therefor, and all persons shall be excluded therefrom except those actually employed thereat. Methods of operation shall, at all times, be in accordance with the rules and regulations of the State Tax Commission and these Rules and Regulations."

be, and the same hereby is amended to read as follows:

"112. If authorized and uniformed messengers are provided by the Associations they shall give receipts to all patrons purchasing pari-mutuel tickets through them, and winning tickets shall be paid by such messengers only upon surrender of such receipts. No wager shall be accepted by any messenger after seven (7) minutes before official post-time. No wager on the Daily Double will be accepted by a messenger after fifteen (15) minutes before the official post-time of the first race in the Daily Double. Messengers shall leave the box section and the restaurant not less than seven (7) minutes before post-time and shall report at the messenger's room not less than five (5) minutes before post-time, subject to such penalty for infraction of this rule as may be imposed by the Mutuel Manager.

When such messengers are employed, specific pari-mutuel windows shall be designated for their exclusive use, in a room or space set apart therefor, and all persons shall be excluded therefrom except those actually employed thereat. Methods of operation shall, at all times, be in accordance with the rules and regulations of the State Tax Commission and these Rules and Regulations."

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that Article XXV of Part II of the Rules and Regulations of the Commission entitled "Procedure for Hearings," be and the same hereby is renumbered Article XVIII of Part I; that Rule 357 be renumbered 148 and that Article XVIII of Part II be renumbered XIX, and that Rule 148 be renumbered 148A; and be it

FURTHER RESOLVED, that Subdivisions c, d and e of said Rule 148 be and the same hereby are amended to read as follows:

"148. (c) The order of proof in hearings shall be:

1. Evidence of the violations alleged.
2. Cross examination of Commission's witnesses.
3. Evidence by the person charged in defense or explanation.
4. Cross examination of the person charged and his witnesses.
5. Such rebuttal or other evidence on behalf of the Commission or any party in interest as may be regarded as pertinent by the Chairman.

Motions may be made at any time during a hearing by Counsel to the Commission or by the person charged or his Counsel, but will not be deemed necessary to protect the rights of the person charged.

A reasonable time after the close of the hearing may be allowed by the Commission for the filing of briefs or memoranda by or on behalf of the person charged and any other person or persons interested; and in such case five (5) copies of any such brief or memorandum must be filed with the Commission.

(d) Hearings shall be conducted in such manner as to ascertain and determine the substantial rights of the parties and the Commission shall not be bound by common law or statutory rules of evidence or by technical or formal rules of procedure.

A person charged or his agent shall be entitled to obtain, at his own cost, from the hearing stenographer, a copy of the transcribed record of the hearing to which he is a party.

Records of the proceedings at such hearings shall be made and retained in the files of the Commission. Two Commissioners shall constitute a quorum for the hearing and determinations of any such proceeding.

(e) A person charged desiring to subpoena a witness may do so in the name of the Commission by its Secretary, and in the manner provided for subpoenas by the Civil Practice Act of the State of New York."

The Chairman presented a letter from Metropolitan Jockey Club dated November 6, 1953, enclosing plans for the construction of a proposed "experimental stable" at the Jamaica Race Track. Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the Commission approve, and it does hereby approve the plans for the erection of a proposed experimental stable consisting of 22 stalls constructed of concrete block and steel truss-work with automatic sprinkler system, at Jamaica Race Track, in accordance with the blueprints thereof, which are entitled "Experimental Stable - Metropolitan Jockey Club - Jamaica, N. Y. - Stone & Webster Engineering Corporation - 8984-FA-1, 8984-FA-2 and 8984-FA-3," and be it

FURTHER RESOLVED, that the Chairman of the Commission be and he hereby is authorized and directed to make, execute and deliver in the name of and on behalf of the Commission, a permit to said Metropolitan Jockey Club for the erection of said stable as described in said blueprints.

The Chairman presented a letter from Metropolitan Jockey Club dated December 8, 1953, enclosing plans for the construction of two dormitories at the Jamaica Race Track.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the Commission approve, and it does hereby approve the plans for the erection of two dormitories, both buildings to be alike, consisting of fireproof construction, twelve rooms and a central toilet room in each building, each room to accommodate two men, in accordance with the blueprints thereof, which are entitled respectively: "Dormitories at Jamaica Race Track, Metropolitan Jockey Club" and "Metropolitan Jockey Club, Jamaica Race Track, Proposed Dormitories, Plumbing and Heating Plan, December, 1953," and be it

FURTHER RESOLVED, that the Chairman of the Commission be and he hereby is authorized and directed to make, execute and deliver in the name of and on behalf of the Commission, a permit to said Metropolitan Jockey Club for the erection of said buildings as described in said blueprints.

The Commission discussed the general form of the Annual Report, particularly its position with respect to the State's share of the "take."

The Commission considered and took appropriate action with respect to applications for occupational licenses.

There being no further business, on motion duly made and seconded, the meeting adjourned.

  
Secretary.


Minutes of the Regular Monthly Meeting of the State Racing Commission held at the office of the Commission, 745 Fifth Avenue, New York City, December 9, 1953 at 10:00 o'clock in the forenoon.

PRESENT:

Mr. Ashley T. Cole, Chairman

The Chairman reported that due notice of the meeting had been given to all Commissioners.

In view of the fact that there was no business of immediate moment to be transacted, there was no quorum and the meeting adjourned.

  
Secretary.

Minutes of a Special Meeting of the State Racing Commission held at the office of the Commission, 745 Fifth Avenue, New York City, on Wednesday, December 23, 1953, at 10:00 o'clock in the forenoon.

PRESENT:

Ashley Trimble Cole, Chairman  
William C. Langley, Commissioner  
L. A. Swirbul, Commissioner

Also present was Harry J. Millar, Secretary.

The Chairman presented a letter from Queens County Jockey Club dated December 15, 1953, enclosing plans for the construction of two new dormitories at the Aqueduct Race Track.

Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the Commission approve, and it does hereby approve the plans for the erection of two new dormitories at Aqueduct Race Track, each of which will accommodate thirty-two persons and will have toilet facilities and central heating, in accordance with the blueprint thereof which is entitled "Dormitories at Aqueduct Race Track, Queens County Jockey Club - Owner. Albert C. Vogt, Lic. Prof. Engr. Dec. 1953" and be it

FURTHER RESOLVED, that the Chairman of the Commission be and he hereby is authorized and directed to make, execute and deliver in the name of and on behalf of the Commission, a permit to said Queens County Jockey Club for the erection of said dormitories as described in said blueprint.

The Chairman presented a letter from Westchester Racing Association dated December 21, 1953, enclosing plans for the erection of a proposed cottage-dormitory and office building at Stable 43, Belmont Park Race Track. Upon motion duly made and seconded, the following resolution was adopted:

RESOLVED, that the Commission approve, and it does hereby approve the plans for the erection of a proposed cottage-dormitory and office building at Stable 43 at Belmont Park Race Track, in accordance with the plan thereof, which is entitled "Proposed Cottage at Stable 43. Belmont Park. Dec. 8, 1953." and be it

FURTHER RESOLVED, that the Chairman of the Commission be and he hereby is authorized and directed to make, execute and deliver in the name of and on behalf of the Commission, a permit to said Westchester Racing Association for the erection of said building as described in said blueprint.

By appointment, Messrs. John A. Morris, Cyrus S. Jullien and James Butler, respectively presidents of Metropolitan Jockey Club (Jamaica), Queens County Jockey Club (Aqueduct) and Empire City Racing Association (Jamaica) attended to discuss with the Commission the subject of racing dates for 1954, and also to explain to the Commission the present status of their plans for the construction of a new race course. The matter of dates for 1954 was finally referred to the five presidents of the licensed Associations for further consideration.

There being no further business, on motion duly made and seconded, the meeting adjourned.



Secretary