

**THE STATE HORSE RACING COMMISSION  
MEETING MINUTES**

**October 30, 2018**

*A public business meeting of The State Horse Racing Commission was held at the following date, place and time: FARMSHOW Complex in the Susquehanna room in Harrisburg, PA, Tuesday, October 30, 2018 at 1:00 P.M.*

*Commissioners in attendance were: Chairman Russell C. Redding, C. Edward Rogers, Dr. John Egloff, Salvatore DeBunda, Michele Ruddy, Dr. Corinne Sweeney, Russell Jones, Darryl Breniser and Robert Lark by phone. Also present were Commission counsel Jorge Augusto and Marjia Kuren from the Office of General Counsel.*

*The Chair called the meeting to order. Legal counsel noted that the meeting has been advertised in accordance with the Sunshine Law. Legal counsel noted that executive session was conducted at 10:00 a.m. to engage in quasi-judicial deliberations regarding the adjudications, attorney-client privilege communication and litigation matters.*

Chairman Redding welcomed everyone to Harrisburg.

**I. EXECUTIVE SESSION**

**II. BUSINESS MEETING**

**A. Introductory Matters**

**(A) 2: Minutes of the September 13, 2018**, meeting as emailed to the Commissioners for their review in advance of the meeting.

Motion by: Commissioner DeBunda

Second by: Commissioner Sweeney

Passed: Unanimously to accept the September 13, 2018 meeting minutes.

**(A) 3: Minutes of the September 26, 2018**, meeting as emailed to the Commissioners for their review in advance of the meeting.

Motion by: Commissioner DeBunda

Second by: Commissioner Rogers

Passed: Unanimously to accept the September 26, 2018 meeting minutes.

Financials:

**(A) 4: Tracee Gotwalt presented the September financial statements.**

Motion by: Commissioner Breniser

Second by: Commission Ruddy

Passed: Unanimously to accept the September financial statements.

**B. Administrative Actions**

Presentation:

- A. Parx: South Philadelphia OTW (Sports Wagering Modifications) 2018-16 gave a 10-minute presentation on their sports wagering modifications for Parx.
- B. Penn National (Sports Wagering Facility Modifications) 2018-23 gave a 10-minute presentation in their sports wagering modifications for Penn National.
- C. VICI Properties, Inc. Presentation 2018-7 gave a 10-minute presentation for their application
- D. NYRABets, LLC. SMPO Application 2018-4 gave a 10-minute presentation for their SMPO application.
- E. Churchill Downs: Presque Isle Downs Purchase 2018-3 have a 10 minute presentation on buying out Presque Isle Downs.

Motions:

**(B) 2 (I) (A):** November 2018 Simulcast calendars for the 3 Standardbred tracks.

**(B) 2 (I) (B):** November 2018 Simulcast calendars for the 3 Thoroughbred tracks.

Motion by: Commissioner Rogers

Second by: Commissioner Ruddy

Passed: Unanimously to accept items A-B. See agenda.

**(B) 2 (II) (A):** Motion to ratify Mohegan Sun at Pocono Downs request permission for itself and its two OTW sites to receive and conduct wagering on the 2018/2019 full card simulcast programs from Turf Paradise, AZ (T).

**(B) 2 (II) (B):** Motion to ratify Penn Nationals request to alter post times for the Breeders Cup on Friday, November 2 and Saturday, November 3, 2018.

Motion by: Commissioner DeBunda

Second by: Commissioner Rogers

Passed: Unanimously to accept items A-B. See agenda.

New Regulations:

**(B) 3 (A):** Thoroughbred

Urine and Blood Testing Procedures 58 Pa. Code §163.313 (Temporary Regulation – Required Number of Horses from which blood and urine test samples shall be taken).

Motion by: Commissioner DeBunda

Second by: Commissioner Jones

Passed: To accept the Temporary regulations for Urine and Blood Testing Procedures with one abstention from Commissioner Breniser.

**(B) 3 (B):** Standardbred

None

**(B) 3 (C):** Joint

None

### **C. LICENSING AND ADJUDICATIONS**

#### 1. Licensing Matters:

##### 2019 Racing Vendor Licenses

- American Teletimer Corp. 2018-15
- ODS Technologies L.P. / DBA TVG Network 2018-21
- Gaming and Leisure Properties, Inc. 2018-22
- International Sound Corporation 2018-13
- Roberts Communication Network, LLC 2018-18
- Xpressbet, LLC 2018-14
- eBet Technologies, Inc. 2018-9
- Penn ADW, LLC 2018-12
- Sportech Racing, LLC 2019-19

Motion by: Commissioner Jones

Second by: Commissioner DeBunda

Passed: Unanimously to accept all 9 renewals of racing vendors.

##### 2019 Totalisator Company Renewals

- AmTote International, Inc. 2018-17
- Sportech Racing, LLC 2018-11
- United Tote Company 2018-19

Motion by: Commissioner Rogers

Second by: Commissioner Breniser

Passed: Unanimously to accept all 3 renewals of Totalisator companies.

##### Change of Ownership

- Churchill Downs: Presque Isle Downs Purchase 2018-3

Motion by: Commissioner DeBunda

Second by: Commissioner Jones

Passed: Approved change of ownership of Presque Isle Downs to Churchill Downs with one abstention from Commissioner Breniser.

##### 2019 New Racing Vendor

- VICI Properties, Inc. 2018-7

Motion by: Commissioner Sweeney

Second by: Commissioner Rogers

Passed: To approve VICI Properties, Inc., as a new Racing Vendor for 2019.

- Twin Spires: Presque Isle Downs Conditional License 2018-6

Motion by: Commissioner Jones

Second by: Commissioner Ruddy

Passed: To approve Twin Spires as a new Interim approval subject to Commission's final review and approval with the following conditions. One, within 15 days of this Order, provide a copy of the underlying Services agreement between CDTIC (d/b/a "Twin Spires") and Presque Isle Downs, Inc. setting forth specific racing vendor services pending the final closing between Churchill Downs, Inc. (CDI) and Eldorado Resorts, Inc. Two, upon the closing of the transaction between CDI and Eldorado Resorts, Inc. provide a copy of any amended "Live Racing Agreement" between PID, LLC and the applicable horsemen's organization at Presque Isle Downs to evidence the terms and conditions under Section 5 (ii) of the Live Racing Agreement (related to Revenue Sharing).

#### 2019 Sports Wagering

- Penn National Sports Wagering Facilities Modifications 2018-23

Motion by: Commissioner Rogers

Second by: Commissioner Ruddy

Passed: To approve Sports wagering at Penn National.

- Parx: South Philadelphia OTW Sports Wagering Facility Modifications 2018-16

Motion by: Commissioner Rogers

Second by: Commissioner Ruddy

Passed: To approve Sports wagering at Parx with one abstention from Commissioner DeBunda.

#### 2019 SPMO Application

- NYRAbets, LLC 2018-4

Motion by: Commissioner Jones

Second by: Commissioner DeBunda

Passed: To approve NYRAbets SPMO application

#### 2. Adjudications:

- **Edwin O Repollet-Rivera (Appeal of Seven Day Suspension Ruling No. 18055PP).**

**The Board of Stewards decision to suspend Edwin O. Repollet-Rivera is AFFIRMED.**

Motion by: Commissioner Jones

Second by: Commissioner DeBunda

Passed: Unanimously approved to accept the Board of Stewards decision and ask that the Bureau Director set the suspension dates in this matter.

#### 3. Pending Appeal Numbers and Status:

Legal Counsel Jorge Augusto provided the Commissioners with an updated report.

**D. OLD BUSINESS**1. OOCT Update:

Director Chuckas gave the Commission an update on the Out of Competition Testing.

Director Chuckas gave a brief statement concerning the criminal issues at Penn National stating that the Commission will refrain from taking any action until the criminal matter is resolved.

**E. INDUSTRY REPORTS**

Joe Wilson, Racing Director, Parx, spoke to the commission that the new Racing Director has started at Parx and will come to the November Commission meeting to meet everyone.

Sam Beegle, President, PHHA, thanked Mohegan Sun at Pocono Downs and everyone who put on a great dinner and racing for the 2018 Breeders Crown. Mr. Beegle also invited the commissioners to the Omni Bedford hotel for the annual Fair Banquet.

Mike Simpson, SBA, thanked Mohegan Sun at Pocono Downs the PHHA and the Hambletonian society for a great Breeders Crown.

Stu Kirshenbaum, spoke to the commission in place of Brian Sanfratello for the thoroughbred breeders.

**F. PUBLIC COMMENT**

None

**G. ANNOUNCEMENTS**

Chairman Redding announced the next meeting will be held on Wednesday, November 28, 2018, at the FARMSHOW Complex in the Susquehanna room at 2300 North Cameron Street, Harrisburg, PA 17110.

- Executive Session      10:00 A.M.
- Regular Session        1:00 P.M.

**H. ADJOURNMENT**

There being no further business, the meeting was adjourned.

Respectfully submitted,

Thomas F. Chuckas Jr.  
Bureau Director  
Bureau of Thoroughbred Horse Racing

Brett Revington  
Bureau Director  
Bureau of Standardbred Horse Racing