

**THE STATE HORSE RACING COMMISSION
MEETING MINUTES**

May 25, 2017

A public business meeting of The State Horse Racing Commission was held at the following date, place and time: Susquehanna Room at FARMSHOW in Harrisburg, PA, Thursday, May 25, 2017 at 1:00 P.M.

Commissioners in attendance were: Thomas Jay Ellis, C. Edward Rogers, Michele C. Ruddy, Darryl Breniser, Russell Jones, Dr. Corinne Sweeney, Salvatore DeBunda, Dr. John Egloff, Robert Lark and Chairman Russell Redding, the Pennsylvania Secretary of Agriculture. Also present were Commission legal counsel Brook Duer and Jorge Augusto.

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 10:45 a.m. for discussion of the following topics: Personnel matters; attorney-client privileged communication; litigation; commission adjudications.

Chairman Redding welcomed everyone to Harrisburg and the commission meeting and began with the housekeeping matters.

I. OLD BUSINESS

Ex parte:

Chief Legal Counsel Brook Duer asked the commission if there were any ex parte communication there was none. Mr. Duer then spoke about the memorandum to the Industry stake holders concerning Ex parte communications.

General Correspondence:

Director Revington informed the Commission of the receipt of the following correspondence.

1. IFO Report update will be given at June Meeting
2. Public request to live stream commission meetings

Marketing:

Ms. Eisenbeil reported on the first meeting of the advisory committee and notified the Commission that the next meeting will be June 14, 2017. Ms. Eisenbeil also informed the commission about the many social media outlets and stories that are being posted.

II. NEW BUSINESS: ADMINISTRATIVE ACTIONS

Minutes of the April 27, 2017, meeting were emailed to the Commissioners for their review in advance of the meeting.

Motion by: Commissioner Ellis

Second by: Commissioner DeBunda
Passed: Unanimously with a correction to add Dr. Egloff name to the meeting minutes.

Financials:

Director Chuckas presented the April financial statements.

Motion by: Commissioner Lark
Second by: Commission Egloff
Passed: Unanimously to accept the April financial statements.

Motions:

3 (1) A: June 2017 Simulcast calendars for the 3 Standardbred tracks.

3 (1) B: June 2017 Simulcast calendars for the 3 Thoroughbred tracks.

3 (1) C: Presque Isle Downs request to add Global Wagering Group.

3 (1) D: Presque Isle Downs request to add X The Stop OTB.

3 (1) E: Presque Isle Downs request to conduct a Mystery Voucher and Mystery Scratch off for the remainder of 2017.

3 (1) F: Presque Isle Downs request for Tim Richardson to serve as additional clocker.

3 (1) G: Penn National's request to send simulcast to Global Wagering Group.

3 (1) H: Penn National's request to send simulcast to Codere S. A Brazil.

3 (1) I: The Meadow's request to wager on races from Hippodrome Trois Rivers starting June 1st for the rest of 2017.

Motion by: Commissioner DeBunda
Second by: Commissioner Rogers
Passed: Unanimously to accept items A-I the various tracks requests for May. See attached agenda.

3 (2) A: Ratification of Penn National's request to offer and accept advanced wagering on Kentucky Oaks and the Kentucky Derby.

3 (2) B: Ratification of Penn National's to offer advanced wagering on Preakness Day, Friday, May 19, 2017.

3 (2) C: Ratification of Parx' request to cancel the race card on Sunday, May 21st and make up on May 20th, 22nd, and 23rd.

Motion by: Commissioner Sweeney
Second by: Commissioner Lark
Passed: Unanimously to accept items A-C the various tracks ratifications for May. See attached agenda.

III. LICENSING AND ADJUDICATIONS

Adjudications:

Marcus J Vitali: Appeal of Notice of Ejection by Mountainview Racing Assoc., Inc., d/b/a Penn National Racecourse.

The Ejection by Mountainview Racing Association Inc., is AFFIRMED by the commission.

Motion by: Commissioner DeBunda
Second by: Commissioner Ellis
Passed: Unanimously approved by the Commissioners that the Notice of Ejection from Penn National for Marcus J. Vitali shall be for a term on 1,095 days.

Garry Thompson: Appeal of Notice of Ejection (Penn National-September 20, 2016).

The Ejection by Penn National is AFFIRMED by the commission.

Motion by: Commissioner DeBunda
Second by: Commissioner Egloff
Passed: Unanimously approved by the Commissioners that the Ejection/Denial of Admission from Penn National to Garry Thompson is affirmed for the period of 1,095 days.

Juan Vazquez: Appeal of Notice of Ejection (Penn National-September 23, 2016).

The Ejection by Penn National is AFFIRMED by the commission.

Motion by: Commissioner DeBunda
Second by: Commissioner Ruddy
Passed: Unanimously approved by the Commissioners that Juan Vazquez is ejected from/or denied the privileges of admission to any part of Penn National for 365 days.

Pending Appeal Numbers and Status:

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

IV. INDUSTRY REPORTS

Sam Elliott, Director of Racing at Parx, gave an update on the NTRA status for the racetrack. Thanks to the hard work done over the past year the PA Derby this year is a Grade I race.

Sam Beegle, President, PHHA, spoke about Harrah's upcoming Family Fun at on May 28th and a great night of racing at Mohegan Sun at Pocono Downs on July 1st for the Sun Stakes.

Todd Mostoller, Executive Director, PA HBPA, invited the commissioners to the Penn Mile on Saturday, June 3rd.

Brian Sanfratello, Executive Director of the PHBA, reported on the following PHBA activities.

1. Monthly newsletter
2. Special race for a waiver of claiming on a maiden of 25 for PA Breds.
3. June 9th will be the annual banquet in Hershey.
4. Talked about the Tour at Northview.

V. PUBLIC COMMENT

Mr. Brian Langlois addressed the Commission regarding transparency, marketing ideas and procedure on how the commission conducts business.

Susan Paddock, of No Casino Gettysburg, addressed the commission about a referendum on having a racetrack not built in Adams county.

Alan Pincus, Attorney, questioned the commission's approval process in the Vitali matter.

VI. ANNOUNCEMENTS

Chairman Redding announced the next meeting will be held on Wednesday, June 28, 2017, at the Department of Agriculture, 2301 North Cameron Street, Harrisburg, PA 17110.

- Executive Session 11:00 A.M.
- Regular Session 1:00 P.M.

VII. 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