

# **Agenda Item #9**



**Via Electronic Mail**

November 14, 2020

Deena Pitman  
Executive Director  
Indiana Horse Racing Commission  
1302 N. Meridian Street, #175  
Indianapolis, IN 46202

Dear Executive Director Pitman:

On behalf of Harrah's Hoosier Park Racing & Casino ("Hoosier Park"), I am contacting you regarding Section 17 of the Final Order Approving the Transfer of Racing Permits to Eldorado Resorts, Inc. ("Final Order"), which reads in relevant part as follows:

*ERI covenants and commits to work collaboratively with the registered horsemen's associations that operate at each track in order to arrive at mutually agreeable terms and conditions which would put in place programs (subject to Commission approval) for off-season training.*

Hoosier Park has consulted with the Indiana Standardbred Association ("ISA") regarding implementation of this provision. Based on these discussions, it is our understanding that ISA members have ample access to off-season training facilities this year and do not believe the establishment of additional off-season training facilities at Hoosier Park would be beneficial to the Indiana standardbred industry at this time. Therefore, we respectfully request that the Indiana Horse Racing Commission waive the off-season training requirement in Section 17 with regard to Hoosier Park for the 2020-2021 off-season. Hoosier Park and the ISA have agreed to revisit the issue following the 2021 race meet to determine whether off-season training will be beneficial for the 2021-2022 off-season or whether it will be appropriate to request a similar waiver from the Commission at that time.

Thank you for your consideration of this request. Please let me know if you have any questions or need additional information.

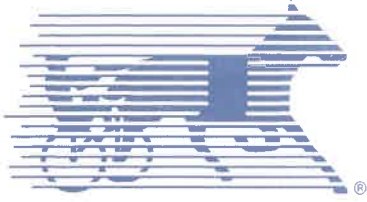
Very truly yours,

CAESARS ENTERPRISE SERVICES, LLC

A handwritten signature in blue ink, appearing to read "Tim J. Lambert".

Timothy J. Lambert  
SVP & Counsel, Operations, Regulatory and Compliance

cc: Noah Jackson, IHRC General Counsel  
Roger Young, ISA Counsel



## INDIANA STANDARD BRED ASSOCIATION

311 American Legion Place • Greenfield, IN 46140  
(800) 565-5725 • (317) 462-6616 • Fax: (317) 462-7240

November 19, 2020

Deena Pitman, Executive Director  
INDIANA HORSE RACING COMMISSION  
1302 N. Meridian Street, Ste.175  
Indianapolis, IN 46202

RE: *Caesar's Request for Relief from Final Order / Off-Season Training Facilities*

Dear Executive Director Pitman:

We received a copy of Caesar's request to the Commission for temporary relief from Section 17 of the Final Order approving the transfer of racing permits to Eldorado Resorts Inc.

As required by Section 17, Caesars has discussed this request with the ISA and the ISA Board of Directors considered the request at an open meeting. The ISA Board of Directors has voted to support Caesar's request for a one year pause of the Final Order's requirement that Caesars provide off-season training facilities at Hoosier Park for the 2020-2021 off-season. It is our understanding that if Caesar's request is granted, the requirement to provide off-season training facilities at Hoosier Park will not be deleted from the Final Order, but rather, its implementation will not be required for the 2020-2021 off-season. ISA will continue to work collaboratively with Caesars in order to determine whether the part of the Final Order that requires off-season training facilities at Hoosier Park should be implemented for the 2021-2022 off-season.

The ISA Board of Directors concurs with Caesar's request and respectfully requests the Commission grant the relief requested by Caesars.

Sincerely,

Joe Putnam, President  
Indiana Standardbred Association



November 24, 2020

Deena Pitman  
Executive Director  
Indiana Horse Racing Commission  
1302 N. Meridian, Suite 175  
Indianapolis, IN 46202

Dear Ms. Pitman,

I wanted to take a minute to catch you up on our current plan for wintertime stabling and training at Indiana Grand. As you know part of the order authorizing the approval of the Eldorado and Caesars Entertainment merger was keeping our barn area and racetrack open through the dark months between our race meets. We intend to fulfill that piece of the order to the best of our ability.

I'm going to split this explanation into three categories: stabling, training and staffing in order to be as detailed as possible. Some of these plans are fluid as we try to understand how many horses, horsemen and our own staff that we'll actually have with us over these months. Our stall applications were due on October 19<sup>th</sup> and we have given approvals for approximately 300 horses to stay on property.

#### Stabling –

- With 300 horses being allowed to stay on the grounds we will have barns 1-4 winterized and available to horsemen.
- We've researched numerous options and have decided on the idea of a durable heat tape with a thermal coil over the water pipes in those barns. The cost for this option is approximately \$10,000 per unit.
- The goal is to have the barns heated to a temperature somewhere in the mid-40 degree range and make sure that the horses are not experiencing severe temperature changes when going into and out of their barn. The natural heat from a full barn of horses and humans and closed shed row doors should keep the temperatures comfortable for all.
- We've allotted roughly 35 dorms for those that will need the housing over the winter.
- Chris Polzin will be our acting Stall Superintendent with assistance from Sheri Torres and will make up the staff that will be located in the Racing Office at 8:00 a.m. Monday – Friday. Mr. Polzin and/or Ms. Torres will stay in the Racing Office until after training and when their work is done for the day or longer by request, based on need, by the horsemen or IHRC staff.
- Two-year old horses will not be allowed on the grounds until February 15, 2021.
- Security is an important component of the wintertime training plans. We've listed in this letter some of the details of our staffing plans but know that we will be continuing the temperature checks, wristbands, verifying licenses and all the other IHRC requirements for barn area operations. Additionally, we have been very clear with the HBPA that we will have no tolerance

for poor behavior by any owner, trainer, exercise rider or groom. Anyone that violates the understood standards for conduct at Indiana Grand will be removed from the premises and Indiana Grand reserves the right to use our exclusionary powers when we see fit.

#### Training –

- The plan is to train 5 days per week (Monday – Friday).
- Training will take place from 8:00 – 11:00 a.m.
- The starting gate will be available 2 days per week (likely Tuesday and Friday).
- The services of a clocker will also be available 2 days per week (days will be determined on a week-by-week basis).
- In the event of poor weather training may be canceled. That call will be made either by Track Superintendent, Roy Smith, his main early-shift Assistant, Bill White, or Chris Polzin. Freezing temperatures and snow will be the most likely cause of any cancellations and will be dealt with on a day-by-day basis.
- Roy Smith, and his crew will determine which part of the racetrack will be available for training. While it is the intent to use the full racetrack on all training days there may be some days where we will put the “Dogs” up and only use the outer portion of the track.
- Indiana Grand will provide the required staff for training including:
  - o Track maintenance crew (3-4 on early shift, 3-4 on afternoon and evening shift)
  - o Outrider (John Neal)
  - o Clocker (two days per week – will be a rotation of Chris Polzin, Sheri Torres and Eric Halstrom)
  - o Starting Gate staff (two days per week – Ray Kuwick and two of his seasonal racing staff)
  - o One Ambulance with 2 EMT’s
- Lastly, we have purchased a Eurocizer that we expect to be functional by mid-late December. It will be open 6-days per week (closed Sunday) for horsemen to use as an option to the racetrack and will be open from 9:00 a.m. – 1:00 p.m. on those days. The Eurocizer will have a charge of \$5 in order to keep an orderly process for its use and those tickets can be purchased from Sheri Torres in the Racing Office. We plan on meeting with the HBPA and Frank Kraft (the owner of the company constructing the Eurocizer) to determine the best “in and out” method for training on the wheel as Mr. Kraft has installed these units in many different racing locations.

#### Staffing –

- Security
  - o Two dedicated staff members will be on duty at all times (one at stable gate and one rover)
  - o Supplemented by Security Management (Tim Dewitt, Dee Thoman, Brian Tyree and Matt Vassar) to fill in in the case of need.
  - o Additional backup from Casino security is always available in the event of emergency.
- Track Maintenance
  - o 6 - 8 staff members to cover training
  - o Roy Smith to direct and available to fill shifts in the case of need.
- Barn Area Maintenance
  - o 7 - 9 staff members to cover needs for cleaning dorms and repairing barns
  - o Terril Gabbard to direct and available to fill shifts in the case of need.
- Racing Office Personnel

- Chris Polzin, Racing Secretary
- Sheri Torres, Racing Admin
- John Neal, Lead Outrider
- Ray Kuwick, Head Starter (assisted by 2 assistant starters)
- Clocker duties to be handled by a group of Chris Polzin, Sheri Torres and Eric Halstrom

While they are not Caesars Entertainment employees we have contracted with Dr. Mann for veterinary services on the backside. Dr. Mann and his associates will be paid by Indiana Grand as contract labor on the days that training takes place. They will be on-site prior to the racetrack opening and will stay as our veterinary representative until after training is closed. Should there be an injury on the racetrack Dr. Mann and/or his Associates will be in charge of all decision making. Should there be a fatality the horse will be transferred to Purdue University for examination as is the norm at Indiana Grand. It is my understanding that Dr. Mann and/or his Associates will also be available to the horsemen for private veterinary care after training hours have ended.

In closing we think this winter will be a learning experience for both Indiana Grand and our horsemen. We have had numerous discussions with the HBPA and QHRAI leadership and its members and have come up with a plan that we think is a very good starting point. We will adjust training and our staffing as necessary in order to best accommodate those that choose to stay at our facility from November 20 – March 5. Please feel free to let me know if you have any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "Eric Halstrom".

Eric Halstrom  
VP and GM of Racing  
Indiana Grand Racecourse and Casino

## Pitman, Deena

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**From:** Mike Rich <MIKERICH@Caesars.com>  
**Sent:** Friday, November 20, 2020 4:45 PM  
**To:** Pitman, Deena; Jackson, Noah; Linkmeyer, Tom; Eric Halstrom; Joseph Morris  
**Subject:** Security Staffing For Winter Training

\*\*\*\* This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. \*\*\*\*

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Deena -

Please note the following Security Staffing plans for Indiana Grand for winter training as requested in our call yesterday:

- The stable gate will be staffed 24 hours per day 7 days per week with a minimum of two security officers or an Officer and a Supervisor/Manager.
- The team working the stable gate will make sure everyone entering the barn area is licensed and allowed to enter.
- A supervisor or manager (Tim DeWitt) will be present when the Track is open for training to respond to any Incidents, accidents or Injuries on track or in the barn area.
- The team will conduct rounds of the barn area at a minimum of every two hours for fire safety, equine/human safety and to enforce both IGRC and IHRC rules and regulations.
- The team has retained three additional officers who are not part of the regular scheduled rotation and will work on a as needed basis in the event that an officer becomes ill and can not work/ or has to quarantine.

Please note the following:

- Security working the stable gate will enforce the Covid-19 health and safety protocols.
- All persons entering the barn area will be required to have their temperature checked daily at the stable gate.
- All residents of the dormitory rooms must report to the stable gate between the hours of 11:00am to 1:00pm for their daily temperature check.
- All employees of IGRC and the IHRC working on the racing side of the property will be required to drive thru the stable gate for their daily temperature check.
- Everyone will be issued a wristband after passing their temperature check and the wristband color will change daily.
- Signage has been posted at the racing office, IHRC office, dormitory rooms and at the entrance of barn area drive reminding individuals to get their temperature checked daily.

Please let me know if you have any questions or concerns.

Mike



**Mike Rich** | Senior VP/General Manager  
O 317-421-8900 | F 317-421-8201  
4300 N Michigan Rd | Shelbyville, IN 46176  
Caesars | Harrah's | Horseshoe  
www.caesars.com



# **Agenda Item #10**

## Pitman, Deena

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**From:** Joseph Morris <JPMorris@caesars.com>  
**Sent:** Saturday, October 24, 2020 11:45 AM  
**To:** Pitman, Deena  
**Cc:** Joseph Morris; Eric Halstrom  
**Subject:** RCFAC fund Grande

\*\*\*\* This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. \*\*\*\*

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Hi Deena, we have formed the Racing Capital Fund Advisory Committee and have had our meetings. The following is the agreed to projects for Indiana Grande. The Committee for Hoosier is myself, Eric Halstrom, Joe Davis, Paul Martin. Brian Elmore and Bruce Murphy have also attended all meetings.

- |                            |                 |   |
|----------------------------|-----------------|---|
| 1) New Barn—100 stalls     | \$ 2,000,000.00 | brings total stalls to 1,150                            |
| 2) New dorm rooms—48 units | \$ 1,000,000.00 | needed for trainers to keep grooms employed             |
| 3) Eurocizer               | \$ 225,000.00   | needed for winter training, but will be used year round |
| 4) Winterize barns         | \$ 150,000.00   | needed to open barn area for winter training            |
| Total \$ 3,375,000.00      |                 |   |

Some of these prices are estimates, but we are actively updating to firm prices. We are in the process of working with local and State agency for permits and approvals. Any questions, please do not hesitate to call.

Thanks

Joe



WE INSPIRE GROWN-UPS TO PLAY

**Joe Morris** | Sr VP-Racing  
M 859-621-8286  
4811 Versailles Rd | Lexington, KY 40510  
[www.caesars.com](http://www.caesars.com)

## Pitman, Deena

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**From:** Joseph Morris <JPMorris@caesars.com>  
**Sent:** Saturday, October 24, 2020 11:31 AM  
**To:** Pitman, Deena  
**Cc:** Joseph Morris; Rick Moore  
**Subject:** RCFAC 2021 Hoosier

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Hi Deena, we have formed the Racing Capital Fund Advisory Committee and have had our meetings. The following is the agreed to projects for Hoosier Park. The Committee for Hoosier is myself, Rick Moore and Joe Putnam.

1) Barn Surveillance System	\$1,500,000.00	state of the art, first in harness racing in North America
2) Rebuild barn 4	\$ 250,000.00	purchasing stalls from Florida and putting barn 4 back into service
3) Garbage truck	\$ 130,000.00	used for barn area manure removal
4) Spreader truck	\$ 125,000.00	used for spreading material on race track
5) Dorm floors	\$ 86,084.00	replacing groom quarters floors
6) Track poles 2 an 3 LED	\$ 36,302.00	replacing two track light poles to LED at finish line
7) Paddock lounge judge office	\$ 23,796.00	refurbish two areas in paddock
Total	\$ 2,151,182	

Some of these prices are estimates, but we are actively updating to firm prices. We are in process of working with local and state agency for permits and approvals.  
Any questions, please do not hesitate to call

Thanks

Joe

Hoosier Park



**CAESARS**  
ENTERTAINMENT.

WE INSPIRE GROWN-UPS TO PLAY

**Joe Morris** | Sr VP-Racing

M 859-621-8286

4811 Versailles Rd | Lexington, KY 40510

[www.caesars.com](http://www.caesars.com)

# **Agenda Item #11**

# CHURCHILL DOWNS

INCORPORATED

C. CHAD RINEY  
SENIOR COUNSEL, SPORTS & ONLINE WAGERING  
CHURCHILL DOWNS INCORPORATED  
600 N. HURSTBOURNE PARKWAY, SUITE 400  
LOUISVILLE, KY 40222

*via FedEx Overnight Delivery*

October 30, 2020

Mr. Noah Jackson, General Counsel  
Indiana Horse Racing Commission  
1302 N. Meridian, Suite 175  
Indianapolis, IN 46202

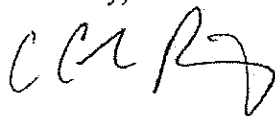
**RE: Churchill Downs Technology Initiatives Company  
Secondary Pari-Mutuel Organization license renewal application**

Dear Mr. Jackson:

Enclosed please find Churchill Downs Technology Initiatives Company's 2021 SPMO Renewal Application Materials. Also enclosed is a check in the amount of FIVE THOUSAND FIVE HUNDRED & 00/100 DOLLARS (\$5,000.00) for the required renewal fees.

If you have any questions or require additional information, please contact me at [chad.riney@kyderby.com](mailto:chad.riney@kyderby.com) or by phone, (502) 394-1198.

Sincerely,



Chad Riney

Enclosures



October 31, 2020

Deena Pitman, Executive Director  
Indiana Horse Racing Commission  
1302 N. Meridian Street, Suite 175  
Indianapolis, IN 46202

***Re: Secondary Pari-mutuel Organization License Application  
for Premier Turf Club, LLC***

Dear Ms. Pitman:

Enclosed is the Application for Premier Turf Club, LLC, a Florida Limited Liability Company, to own and operate a Secondary Pari-mutuel Organization in the State of Indiana. This Application is respectfully submitted for consideration by the Indiana Horse Racing Commission at its earliest convenience, in accordance with 71 IAC 9-2.2-3. In addition to submitting the Application electronically, we will forward a hard copy along with the required Application Fee.

To the best of my knowledge, the information included in this application is complete and accurate.

Premier Turf Club looks forward to working with you and your staff during the application process.

**If allowed under Indiana FOIA rules, we would like to respectfully request confidentiality for our financial statements, Source Market Fee Agreement and projected budget (Exhibits 2, 4 and 6) as we believe they qualify as proprietary information and/or trade secrets.**

Thank you very much for your consideration.

Sincerely,

Todd Bowker  
General Manager

enclosure

Cc: Wes Berman, PTC  
Noah Jackson, IHRC

**SPMO APPLICATION**

1. ODS Technologies, L.P. d/b/a TVG Network (hereinafter "TVG") is a limited partnership organized pursuant to Delaware law.
2. Principal Address:  
9845 NE Eckert Dr. #210  
Hillsboro, OR 97006  
  
Mailing Address  
6701 Center Drive W. #1000  
Los Angeles CA 90045
3. Names, addresses and dates of birth of any shareholders, directors, officers and other persons owning or controlling an interest in the SPMO with the degree of ownership or type of interest shown. - See Tab 3
4. N/A
5. ODS Technologies L.P. Limited Partnership Agreement- See Tab 5
6. List of tracks- See Tab 6
7. Financial Information—Flutter Entertainment 2019 Annual Report- See Tab 7
8. TVG is licensed to conduct account wagering by the Oregon Racing Commission. The license has a five-year term and is up for renewal July 2021. - See Tab 8
9. Contract with permit holder-See Tab 9
10. \$50,000 Indiana Bond-See Tab 10
11. Plan of Operations - See Tab 11
12. Monthly anticipated budget, expenditure/cash flows, for the next year -See Tab 12
13. A copy of TVG's standard terms and conditions for account holders is attached as Exhibit (A) to TVG's Operating Plan attached hereto as Tab 11.
14. Application Fee (\$5,000)- See enclosed

## Jackson, Noah

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**From:** Gene Chabrier <gene.chabrier@xpressbet.com>  
**Sent:** Wednesday, September 30, 2020 2:07 PM  
**To:** Jackson, Noah  
**Subject:** 2021 SPMO renewal materials CONFIDENTIAL  
**Attachments:** Xpressbet officer bio's 2019.docx; Xpressbet LLC 2019 audit.pdf; State Restrictions List 2020.xlsx; Certificate of Formation.doc.pdf; XPRESSBET Canada org chart.pptx; XB & PMG - Track List - XB & PMG (1).pdf; 20200708125418589.pdf; 2020-2023 Business Plan (Autosaved) (Autosaved).xlsx; 2020 Plan of Operations.docx

\*\*\*\* This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. \*\*\*\*

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Dear Mr. Jackson:

Please find attached Xpressbet's Indiana ADW license application exhibits. I have prepared this application based on my understanding of the laws in Indiana.

Xpressbet wishes to claim that all aspects of its application are confidential under applicable provisions of Indiana law. Should you have any questions or concerns regarding the areas deemed Confidential, please do not hesitate to contact me directly.

Xpressbet, LLC operates a national online and telephone account wagering service for The Stronach Group ("TSG"). TSG the parent of TSG Developments Investments Inc. owns and operates several premier racetracks in the United States. The Stronach Group is a privately owned family trust as demonstrated in the enclosed organizational chart. Neither officers nor directors have any stock or an ownership stake in TSG.

Xpressbet is located at 200 Racetrack Road, BLDG #26, Washington, PA 15301. Xpressbet also operates a call center and data hub in Beaverton Oregon.

A check in the amount of \$5000 will be mailed to your attention later this week.

Finally, Xpressbet would like to confirm that it currently holds a bond in the amount of \$50,000, which expires August of 2021 with the Oregon Racing Commission. Indiana residents are covered under this bond. The bond is continuous in nature and will be renewed prior to expiration. A copy of the renewed bond certificate will be promptly provided to the IHRC upon issuance.

Thank you for considering our application and we look forward to working with you to ensure the successful renewal of our SPMO license. Please contact me if you any additional information.

**Xpressbet**

gene chabrier


vice president, regulatory affairs  
& business development

200 racetrack road, bldg 26 | washington, pa 15301  
o: 724.229.6223 | m: 724.986.4304 | f: 724.229.6234  
e: [gene.chabrier@xpressbet.com](mailto:gene.chabrier@xpressbet.com) | w: [xpressbet.com](http://xpressbet.com)



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*AmWestEntertainment*

AmWest Entertainment LLC  
13011 U.S. Highway 42, Suite 107 Prospect, KY 40059

71 IAC 9-2.2-3

Sec. 3.

1. Legal Name: AmWest Entertainment, LLC
2. Principal office: 13011 W. Highway 42, Suite 107, Prospect, KY 40059
3. 100% owner: Nelson E. Clemmens, [REDACTED], [REDACTED]
4. N/A
5. See attachment labeled Exhibit 5
6. See attachment labeled Exhibit 6
7. See attachment labeled Exhibit 7
8. See attachments labeled Exhibit 8a-f
9. See attachments labeled Exhibit 9a-c
10. See attachments labeled Exhibit 10a-c
11. See attachment labeled Exhibit 11
12. See attachment labeled Exhibit 12
13. See attachment labeled Exhibit 13
14. Certified check included in packet
15. TBD



# **Agenda Item #12**



NYRABETS, LLC  
110-00 Rockaway Boulevard  
S. Ozone Park, New York 11420  
Tel: (718) 659-2251  
[www.nyrabets.com](http://www.nyrabets.com)

June 12, 2020

SENT VIA E-MAIL

Wendi Samuelson Dunn  
Indiana Horse Racing Commission  
1302 N. Meridian Street, Suite 175  
Indianapolis, IN 46202  
Tel: 317-233-3119

***RE: NYRA Bets 2020 License Application to Conduct ADW***

Dear Ms. Dunn:

On behalf of NYRABets, LLC ("NYRA Bets"), enclosed please find NYRA Bets' 2020 license application to conduct advance deposit account wagering for consideration by the Indiana Horse Racing Commission ("IHRC"). We respectfully request that the IHRC issue a license to NYRA Bets for the 2020 calendar year. The attached materials include an electronic copy of the application with exhibits. As discussed with Noah Jackson, due to the COVID-19 situation, we will provide an original and two copies in the next week or so. Separately, a check for \$5,000 in payment of NYRA Bets' advance deposit wagering license fee has been sent to the commission via Federal Express.

The enclosed documents contain confidential and proprietary information of NYRA Bets and its parent company, The New York Racing Association, Inc. NYRA Bets hereby requests that its application and any documents related thereto be treated as confidential and exempt from disclosure unless and only to the extent required by law.

Please feel free to reach out should you have any questions or require any additional information.

Sincerely,

A handwritten signature in black ink that reads "Joseph J. Lambert". The signature is written in a cursive style.

Joseph J. Lambert  
General Counsel  
The New York Racing Association Inc.

Enclosures

# **Agenda Item #13**



STATE OF INDIANA  
BEFORE THE INDIANA HORSE RACING COMMISSION

IN RE: )  
THE COMMISSION'S APPROVAL OF THE )  
PETITION OF CENTAUR HOLDINGS, LLC, )  
NEW CENTAUR, LLC, HOOSIER PARK, LLC, )  
CENTAUR ACQUISITION, LLC, INDIANA )  
HORSEMEN'S BENEVOLENT & )  
PROTECTIVE ASSOCIATION, INC.; INDIANA )  
STANDARD BRED ASSOCIATION, INC, AND )  
QUARTER HORSE RACING ASSOCIATION )  
OF INDIANA, INC. REQUESTING THAT THE )  
COMMISSION APPROVE INITIAL )  
DISTRIBUTION AGREEMENT )

**VERIFIED NOTICE OF SEVENTH SUBSEQUENT TERM**

Hoosier Park, LLC and Centaur Acquisition, LLC, by counsel, notify the Indiana Horse Racing Commission (Commission) as follows:

1. Section 2 of the Initial Distribution Agreement between Hoosier Park, LLC, Centaur Acquisition, LLC, Indiana Horsemen's Benevolent & Protective Association, Inc., Indiana Standardbred Association, Inc. and Quarter Horse Racing Association of Indiana, Inc., which was dated September 26, 2013, filed with the Commission on September 27, 2013 and approved by the Commission on December 10, 2013 (IDA) provided for a one (1) year term commencing on January 1, 2014 and ending on December 31, 2014 (Initial Term);
2. Section 2 of the IDA provided for an extended term of an additional seven (7) years if the requirements of Section 4 and the conditions of Section 5 of the IDA were satisfied (Extension Term). To date, neither the requirements of Section 4 nor the conditions of Section 5 have been satisfied;
3. Section 2 of the IDA further provided that if the Initial Term was not extended by the Extension Term then the term of the IDA would be automatically extended for periods of one (1) year following the Initial Term (Subsequent Term) provided that neither the Negotiating Committee of the licensees or the associations gave written notice of non-renewal prior to September 1st of the Initial Term or a Subsequent Term;

4. The IDA has been extended annually following expiration of the Initial Term;
5. As of September 1, 2020, no notice of non-renewal has been given or received by either the licensees' or the associations' Negotiating Committee; and
6. Since no notice of non-renewal has been timely given or received by September 1, 2020, a Seventh Subsequent Term will commence on January 1, 2021, and end on December 31, 2021 without further action by the Commission or parties to the IDA.

I affirm under the penalties for perjury that the foregoing representations are true and correct to the best of my knowledge.

Respectfully Submitted,



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Elizabeth K. Cierzniak, #18575-49  
Attorney for the Petitioners



CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Verified Notice was served upon Deena Pitman, IHRC Executive Director, 1302 N. Meridian St., Suite 175, Indianapolis, IN 46202; Indiana Horsemen's Benevolent & Protective Association, PO Box 228, Fairland, IN 46126-9998; Quarter Horse Racing Association of Indiana, P.O. Box 399, Shelbyville, IN 46176; and Indiana Standardbred Association, 311 American Legion Place, Greenfield, IN 46140 by U.S. mail, first class, postage prepaid, this 9<sup>th</sup> day of November 2020.



---

Elizabeth K. Cierzniak

Elizabeth K. Cierzniak  
Faegre Drinker Biddle Reath, LLP  
300 N. Meridian Street, #2500  
Indianapolis, IN 46204  
Elizabeth.cierzniak@faegredrinker.com  
317-237-1336

# **Agenda Item #14**



# INDIANA HORSE RACING COMMISSION

## Ruling Log

Rulings Issued From 9/24/2020 to 12/2/2020

Ruling Number	Ruling Date	Name	Breed	Violation Date	Violation	Fine	Suspended From	Suspended To	Days Suspended
HP-2020-2046	7/23/20	SHANE W. BOWERMASTER	SB	7/17/20	Medication/Drug Violation (Equine)	\$0	10/4/20	10/8/20	5
IG-2020-2131	9/4/20	LEONEL BOLANOS	QH	9/3/20	Whip Violation	\$250	11/23/20		
IG-2020-2147	9/24/20	OSCAR MACIAS	QH	9/23/20	Whip Violation	\$0	10/1/20	10/12/20	6*
HP-2020-2148	9/26/20	TYLER A. SMITH	SB	9/25/20	Riding/Driving Infraction Violation	\$100			
IG-2020-2149	9/24/20	JOSHUA M. MORALES	TB	9/23/20	Riding/Driving Infraction Violation	\$0	10/1/20	10/6/20	3*
IG-2020-2150	9/25/20	RODNEY A. PRESCOTT	TB	9/23/20	Riding/Driving Infraction Violation	\$0	10/1/20	10/6/20	3*
HP-2020-2151	9/29/20	MICHAEL J. OOSTING	SB	9/26/20	Whip Violation	\$200			
IG-2020-2152	9/28/20	EMMANUEL ESQUIVEL	TB	9/24/20	Riding/Driving Infraction Violation	\$0	10/5/20	10/7/20	3
IG-2020-2153	9/30/20	CESAR G. GARCIA-ESQUEDA	QH	9/29/20	Whip Violation	\$0	10/6/20	10/14/20	6*
HP-2020-2154	10/2/20	SHANE W. BOWERMASTER	SB	9/22/20	Claiming Violation	\$500			
HP-2020-2155	10/2/20	PASKO VUCINAJ	SB	10/1/20	Trainer Responsibility	\$200			
IG-2020-2156	10/5/20	SHANLEY L. JACKSON	QH	10/3/20	Whip Violation	\$250			
IG-2020-2157	10/5/20	ANTONIO RODRIGUEZ	QH	10/3/20	Whip Violation	\$250			
IG-2020-2158	10/5/20	CESAR G. GARCIA-ESQUEDA	QH	10/3/20	Whip Violation	\$0			
IG-2020-2159	10/5/20	OSCAR MACIAS		10/3/20	Whip Violation	\$0			
IG-2020-2160	10/5/20	LUZ D. MARTINEZ	QH	10/3/20	Whip Violation	\$0	10/12/20	10/20/20	6*
IG-2020-2161	10/6/20	RICARDO MARTINEZ	QH	10/3/20	Trainer Responsibility	\$250			



# INDIANA HORSE RACING COMMISSION

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Ruling Number	Ruling Date	Name	Breed	Violation Date	Violation	Fine	Suspended From	Suspended To	Days Suspended
IG-2020-2162	10/7/20	MARIO RODRIQUEZ JR	QH	10/6/20	Trainer Responsibility	\$250			
IG-2020-2163	10/7/20	GERMAN RODRIGUEZ JR	QH	10/6/20	Whip Violation	\$500			
IG-2020-2164	10/8/20	LILLI KURTINECZ	TB	9/30/20	Miscellaneous Ruling	\$250			
IG-2020-2165	10/8/20	FERNANDO C. DE LA CRUZ	TB	10/7/20	Whip Violation	\$500			
IG-2020-2166	10/8/20	SANTO SANJUR	TB	10/7/20	Riding/Driving Infraction Violation	\$0	10/15/20	10/20/20	3*
HP-2020-2167	10/7/20	SAMUEL D. WIDGER	SB	10/6/20	Riding/Driving Infraction Violation	\$100			
HP-2020-2168	10/9/20	BRANDON L. BATES	SB	10/8/20	Whip Violation	\$200			
IG-2020-2169	10/12/20	PAUL E. HOLTHUS		10/12/20	Conduct/Behavior	\$200			
IG-2020-2170	10/12/20	BRANDI STEELE	TB	10/8/20	Miscellaneous Ruling	\$250			
HP-2020-2171	10/14/20	RONNIE H. WRENN JR	SB	10/7/20	Whip Violation	\$200			
HP-2020-2172	10/14/20	KENNETH M. RUCKER	SB	10/13/20	Trainer Responsibility	\$200			
IG-2020-2173	10/12/20	JUAN F. FLORES		10/8/20	Conduct/Behavior	\$100			
IG-2020-2174	10/15/20	JASON G. COOK	TB	10/15/20	Trainer Responsibility	\$250			
IG-2020-2175	10/14/20	THOMAS D. VANCE		10/12/20	License Violation	\$100			
HP-2020-2176	10/16/20	RONNIE GILLESPIE	SB	10/15/20	Riding/Driving Infraction Violation	\$0	10/20/20	10/22/20	3
HP-2020-2177	10/16/20	RONNIE GILLESPIE	SB	10/15/20	Whip Violation	\$200			
HP-2020-2178	10/17/20	ANDY R. MILLER	SB	10/16/20	Whip Violation	\$300			
IG-2020-2179	10/15/20	MICHAEL E. LAUER	TB	10/14/20	Trainer Responsibility	\$250			



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Ruling Number	Ruling Date	Name	Breed	Violation Date	Violation	Fine	Suspended From	Suspended To	Days Suspended
IG-2020-2180	10/20/20	CLAUDIO BARRAZA	QH	10/3/20	Medication/Drug Violation (Equine)	\$0			
IG-2020-2181	10/20/20	CLAUDIO BARRAZA	QH	10/3/20	Medication/Drug Violation (Equine)	\$0			
IG-2020-2182	10/20/20	RICARDO MARTINEZ	QH	10/3/20	Medication/Drug Violation (Equine)	\$0			
IG-2020-2183	10/21/20	JAMES E. HURLEY		10/21/20	Miscellaneous Ruling	\$0			
IG-2020-2184	10/21/20	TIMOTHY M. AUSTIN	TB	10/21/20	Trainer Responsibility	\$250			
IG-2020-2185	10/24/20	SHELLEY L. DILLMAN		10/22/20	Conduct/Behavior	\$0	10/24/20	12/31/20	69
IG-2020-2186	10/24/20	HECTOR ESTEVEZ		10/22/20	Conduct/Behavior	\$0	10/24/20	10/27/20	4
IG-2020-2187	10/26/20	ERIK N. ESQUEDA	QH	10/24/20	Whip Violation	\$0	10/26/20	11/3/20	6*
IG-2020-2188	10/26/20	ERIK N. ESQUEDA	QH	10/24/20	Whip Violation	\$0	11/4/20	11/12/20	6*
IG-2020-2189	10/26/20	JUAN D. MARQUEZ	QH	10/24/20	Whip Violation	\$0	11/2/20	11/10/20	6*
IG-2020-2190	10/26/20	ISIDRO I. BANUELOS	QH	10/24/20	Whip Violation	\$250	11/23/20		
IG-2020-2191	10/26/20	JOSE A. CANDIA JR	QH	9/30/20	Medication/Drug Violation (Equine)	\$500	10/29/20	11/27/20	30
IG-2020-2192	10/26/20	RANDY M. SMITH	QH	7/22/20	Medication/Drug Violation (Equine)	\$2,000			
IG-2020-2193	10/28/20	CALEB L. LONGWORTH		10/26/20	Conduct/Behavior	\$100			
IG-2020-2194	10/27/20	ANTONIO RODRIGUEZ	QH	10/24/20	Riding/Driving Infraction Violation	\$0	11/2/20	11/4/20	3
IG-2020-2195	10/28/20	SIEGMAR R. GOLIBRZUCH		10/28/20	Miscellaneous Ruling	\$0			
IG-2020-2196	10/29/20	SAMUEL MENDEZ	TB	10/27/20	Riding/Driving Infraction Violation	\$0	11/4/20	11/9/20	3*
IG-2020-2197	10/28/20	CIPRIANO CONTRERAS	TB	7/31/20	Claiming Violation	\$1,000			



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Ruling Number	Ruling Date	Name	Breed	Violation Date	Violation	Fine	Suspended From	Suspended To	Days Suspended
HP-2020-2198	10/27/20	YANNICK GINGRAS	SB	10/24/20	Whip Violation	\$300			
HP-2020-2199	10/29/20	JENNIFER L. REDMOND	SB	10/6/20	Medication/Drug Violation (Equine)	\$500			
HP-2020-2200	10/30/20	SAMUEL D. WIDGER	SB	10/29/20	Riding/Driving Infraction Violation	\$200			
IG-2020-2201	10/30/20	GERMAN RODRIGUEZ JR	QH	10/29/20	Whip Violation	\$0	11/5/20	11/10/20	3*
IG-2020-2202	11/3/20	CRISTIAN REYES-SOTELO	QH	11/2/20	Whip Violation	\$0	11/9/20	11/11/20	3
IG-2020-2203	11/2/20	CIPRIANO CONTRERAS	TB	8/26/20	Medication/Drug Violation (Equine)	\$1,000			
HP-2020-2204	10/31/20	DYLAN P. DAVIS	SB	7/18/20	Medication/Drug Violation (Equine)	\$0			
HP-2020-2205	10/31/20	CHRIS PAGE	SB	10/24/20	Riding/Driving Infraction Violation	\$50			
HP-2020-2206	10/31/20	BOB MCCLURE	SB	10/30/20	Riding/Driving Infraction Violation	\$300			
HP-2020-2207	10/31/20	YANNICK GINGRAS	SB	10/30/20	Whip Violation	\$750			
HP-2020-2208	10/31/20	YANNICK GINGRAS	SB	10/30/20	Whip Violation	\$500			
HP-2020-2209	10/31/20	DAVID S. MILLER	SB	10/30/20	Whip Violation	\$500			
HP-2020-2210	11/3/20	ANDY R. MILLER	SB	10/31/20	Whip Violation	\$300			
HP-2020-2211	11/3/20	YANNICK GINGRAS	SB	10/31/20	Whip Violation	\$1,000			
HP-2020-2212	11/3/20	DAVID S. MILLER	SB	10/31/20	Whip Violation	\$750			
HP-2020-2213	11/3/20	ANDREW J. MCCARTHY	SB	10/31/20	Whip Violation	\$500			
HP-2020-2214	11/3/20	JOSEPH R. BONGIORNO	SB	10/31/20	Whip Violation	\$500			
IG-2020-2215	11/3/20	JOSHUA M. MORALES	TB	11/2/20	Riding/Driving Infraction Violation	\$0	11/10/20	11/12/20	3



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IG-2020-2216	11/3/20	EMMANUEL ESQUIVEL	TB	11/2/20	Riding/Driving Infraction Violation	\$0	11/10/20	11/12/20	3
IG-2020-2217	11/5/20	FERNANDO MORIN	QH	11/4/20	Whip Violation	\$250			
IG-2020-2218	11/5/20	WAYNE R. FRENCH	TB	11/12/20	Medication/Drug Violation (Equine)	\$0			
IG-2020-2219	11/5/20	JOHN A. HANCOCK	TB	10/1/20	Medication/Drug Violation (Equine)	\$1,000	11/11/20	11/20/20	10
HP-2020-2220	11/6/20	STEPHEN K. WHITE	SB	10/7/20	Medication/Drug Violation (Equine)	\$1,000			
HP-2020-2221	11/6/20	STEPHEN K. WHITE	SB	10/16/20	Medication/Drug Violation (Equine)	\$0			
HP-2020-2222	11/6/20	BRANDON L. BATES	SB	10/31/20	Whip Violation	\$300			
HP-2020-2223	11/6/20	CHARLES M. CONRAD	SB	11/5/20	Whip Violation	\$200			
HP-2020-2224	11/6/20	JESSE D. YODER	SB	11/5/20	Riding/Driving Infraction Violation	\$50			
IG-2020-2225	11/6/20	ERIN R. THOMPSON	TB	10/13/20	Medication/Drug Violation (Equine)	\$1,000			
IG-2020-2226	11/6/20	AGUSTIN F. GOMEZ	QH	11/5/20	Whip Violation	\$250			
IG-2020-2227	11/6/20	DAVID K. ACKERMAN	TB	9/1/20	Medication/Drug Violation (Equine)	\$500	11/13/20	11/27/20	15
IG-2020-2228	11/10/20	JOSHUA M. MORALES	TB	11/5/20	Riding/Driving Infraction Violation	\$0	11/16/20	11/18/20	3
IG-2020-2229	11/10/20	RANDY L. KLOPP	TB	11/10/20	Trainer Responsibility	\$250			
IG-2020-2230	11/13/20	LARRY DEMERITTE		11/13/20	Miscellaneous Ruling	\$0			
IG-2020-2231	11/13/20	CESAR G. GARCIA-ESQUEDA	QH	11/11/20	Whip Violation	\$0	11/16/20	12/15/20	30
IG-2020-2232	11/17/20	OSCAR MACIAS	QH	11/16/20	Whip Violation	\$0			*
IG-2020-2233	11/19/20	GERMAN RODRIGUEZ JR	QH	11/18/20	Whip Violation	\$0			



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IG-2020-2234	11/20/20	AGUSTIN F. GOMEZ	QH	11/19/20	Whip Violation	\$500			



# **Agenda Item #15**

**No Attachments**

**Update from Jessica Barnes**