

Agenda Item #1

SETTLEMENT AGREEMENT

This Settlement Agreement ("Agreement") is entered into between the Indiana Horse Racing Commission ("Commission"), by Deena Pitman ("Executive Director Pitman"), Executive Director of the Indiana Horse Racing Commission Staff ("Commission Staff") and Shane W. Bowermaster ("Bowermaster"), a licensee (#220902) of the Indiana Horse Racing Commission. Collectively, the Commission Staff and Bowermaster shall be referred to herein as "the Parties." This Agreement is subject to the review and approval of the Commission.

RECITALS

1. The Indiana Horse Racing Commission ("IHRC") is the administrative agency in the State of Indiana that regulates horse racing pursuant to provisions of the Indiana Code, Title 4, Article 31.
2. At all times relevant to this Settlement Agreement, Bowermaster was a licensee of the IHRC.
3. As an IHRC licensee, Bowermaster was required to be knowledgeable of all IHRC rules and regulations.
4. Ind. Code 4-31 *et seq.*, 71 IAC 5 *et seq.*, and 71 IAC 8 *et seq.*, set forth the IHRC standards for trainer responsibility and blood gas analysis, respectively.
5. On or about July 17, 2020, Bowermaster had two horses entered to race at Harrah's Hoosier Park in Anderson, Indiana. Mykindachip was entered in the fourth race and Arroya's Dance was entered in the twelfth race.
6. Prior to race 4, a blood sample was taken from Mykindachip for the purpose of blood gas analysis pursuant to 71 IAC 8-2-2.
7. Prior to race 12, a blood sample was taken from Arroya's Dance for the purpose of blood gas analysis pursuant to 71 IAC 8-2-2.
8. The results of the blood gas analysis, for both horses, showed readings of pH and bicarbonate above the allowable amount under 71 IAC 8-2-2. Both horses were scratched from competition pursuant to the requirements of 71 IAC 8-2-2.
9. On July 21, 2020, the Judges at Harrah's Hoosier Park conducted a hearing regarding possible violations of 71 IAC 8-2-1, 71 IAC 8-2-2, and 71 IAC 5-3-2. In the hearing Bowermaster maintained that he had not administered any substance to either horse that would cause a high blood gas reading.
10. Following the hearing, on July 23, 2020, the Judges issued Ruling Nos. HP-2020-2046 and HP-2020-2047 ("Rulings"). The Rulings set forth respective penalties of fifteen and thirty

days based upon the Association of Racing Commissioners International Recommended Guidelines (“ARCI guidelines”) for a Class B violation.

11. On July 23, 2020, Bowermaster timely appealed the Rulings and requested a stay of the penalty until such time as an administrative hearing was held to decide the outcome of the appeal.

12. Bowermaster’s suspension began on July 26, 2020, and was set to end on September 8, 2020.

13. On July 31, 2020, Administrative Law Judge Michael Buker held a telephonic hearing related to the request for stay of the penalties.

14. On August 4, 2020, Bowermaster’s stay request was granted, effective immediately on that date.

15. Now, in full and complete resolution of any and all further administrative proceedings involving Bowermaster, relative to the violations referenced above, the Commission Staff and Bowermaster agree to the terms and conditions set forth in this Agreement.

AGREEMENT

NOW, THEREFORE, in consideration of the foregoing, and the promises and covenants to be performed as set forth herein, the Parties agree as follows:

16. Commission Staff maintains that it has sufficient evidence to prove by a preponderance of the evidence that Bowermaster committed the violations charged in the Rulings. Bowermaster contests the same and maintains that there is a lack of necessary evidence to meet the required standard.

17. This agreement does not cover any violations that may be discovered that are not referenced in the Judges’ Rulings 2020-HP-2046 and 2020-HP-2047. However, the IHRC Staff is not aware of any other alleged violations of any kind of nature at this time.

18. Bowermaster agrees to dismiss with prejudice, withdraw and/or waive all related pending legal and administrative proceedings including any related appeals, and release all claims and potential claims against the Commission, the Commission Staff and/or its current or former representatives, agents and/or employees relating to the Commission actions that are the subject of this Settlement Agreement.

19. As a result of the disciplinary matter that was the subject of the underlying proceeding, the IHRC Staff and Bowermaster agree to the charge of a single violation of 71 IAC 8-2-2. Pursuant to the ARCI guidelines, the violation carries a penalty of a fifteen (15) day suspension.

20. Commission Staff acknowledges the time served by Bowermaster as part of the agreed upon fifteen (15) day suspension.
21. Commission Staff credits Bowermaster with ten (10) days served on the suspension period. Bowermaster agrees to serve the remaining five (5) calendar days of the suspension period beginning on October 4, 2020, and going through October 8, 2020.
22. No Multiple Medication Violation (MMV) points are assessed for the violation.
23. The Parties specifically agree that the suspension shall be governed by applicable Indiana regulations, including but not limited to 71 IAC 10, 71 IAC 5 *et seq.*, and 71 IAC 8 *et seq.*, and any failure to comply with those rules is subject to enforcement by the Judges and/or the Commission.
24. Bowermaster and Commission Staff acknowledge that this Agreement is subject to the approval of the Indiana Horse Racing Commission.
25. The Commission will enter a ruling consistent with this Agreement which will make clear that the sanctions set forth in Paragraphs 19 through 22 are the total sanctions for the violation referenced in this Settlement Agreement.
26. Any waiver of any provision of this Agreement must be in writing and must be approved by the Parties. No waiver of any provision of this Agreement shall constitute either a waiver of any provision hereof (whether or not similar) or a continuing waiver.
27. If and to the extent any provision of this Agreement is held invalid or unenforceable at law, such provision will be deemed stricken from the Agreement and the remainder of the Agreement will continue in effect and be valid and enforceable to the fullest extent permitted by law.
28. The Parties agree that this Agreement shall be deemed executed in the State of Indiana, and shall be governed and construed in accordance with the laws of Indiana, without regard to its choice of law provisions, and all claims relating to or arising out of this Agreement, or the breach thereof, whether sounding in contract, tort or otherwise, shall likewise be governed by the laws of Indiana, without regard to its choice of law provisions. Exclusive jurisdiction and venue over any and all disputes arising out of or in connection with this Agreement shall be brought only in a state court of competent jurisdiction located in Marion County, Indiana.
29. This Agreement may be executed in multiple counterparts, each of which shall be deemed an original, fully enforceable counterpart of all purposes, but all of which constitute one and the same instrument.
30. Bowermaster represents that he has carefully read and reviewed the foregoing Agreement, acknowledges its contents, has had the right to consult with his own counsel, and

agrees to be bound by its terms. Bowermaster acknowledges that he has voluntarily entered into this Agreement as of the date and year herein set forth.

IN WITNESS HEREOF, the Parties have executed this Agreement on the dates listed below.

I swear, under penalties for perjury, that the foregoing representations that have been made by me are true and correct.

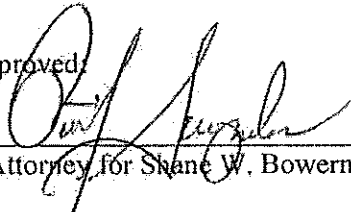
Sep 24, 2020

svrt
ShaneBowermaster (Sep 24, 2020 15:06 EDT)

Date

Shane W. Bowermaster

Witnessed and Approved:



Peter Sacopulos, Attorney for Shane W. Bowermaster

ON BEHALF OF THE INDIANA HORSE RACING COMMISSION:

9-24-20
Date

Deena Pitman
Deena Pitman, Executive Director

Approved as to form:

Noah Jackson
Noah Jackson, General Counsel

Agenda Item #2

TITLE 71 INDIANA HORSE RACING COMMISSION

Notice of Intent to Readopt LSA Document #20-406

Readopts rules in anticipation of IC 4-22-2.5-2, providing that an administrative rule adopted under IC 4-22-2 expires January 1 of the seventh year after the year in which the rule takes effect unless the rule contains an earlier expiration date. Effective 30 days after filing with the Publisher.

OVERVIEW: Rules to be readopted without changes are as follows:

71 IAC 2-7-1	Subpoenas
71 IAC 2-8-1	Records
71 IAC 6-1-4	Excusing claimed horse
71 IAC 6.5-1-6	Transfer of claimed horse
71 IAC 8-1-1.5	Medication
71 IAC 8-1-2	Foreign substances prohibited
71 IAC 8-1-8	Anabolic steroids
71 IAC 8.5-1-1.5	Medication
71 IAC 8.5-1-2	Foreign substances prohibited
71 IAC 8.5-1-8	Androgenic-anabolic steroids (AAS)
71 IAC 10-1	General Provisions
71 IAC 10-2	Proceedings by Judges
71 IAC 10-3	Proceedings by the Commission
71 IAC 10-5	Appearance by Attorneys or Representatives
71 IAC 13.5-3-3	Out-of-state breeder's awards
71 IAC 13.5-3-5	Purse supplement in open races
71 IAC 13.5-4-1	Restricted races
71 IAC 13.5-6-1	Indiana bred weight allowance
71 IAC 14-2-1	Stallion registration
71 IAC 14.5-2-1	Mare registration
71 IAC 14.5-4-1	Restricted races

Requests for any part of this readoption to be separate from this action must be made in writing within 30 days of this publication. Send written comments to the Small Business Regulatory Coordinator for this rule (see IC 4-22-2-28.1):

Noah Jackson
General Counsel
Indiana Horse Racing Commission
1302 North Meridian Street, Suite 175
Indianapolis, IN 46204
(317) 233-3119
njackson1@hrc.in.gov

Statutory authority: IC 4-31-3-9; IC 4-35-7-12.

For purposes of IC 4-22-2-28.1, the Small Business Ombudsman designated by IC 5-28-17-6 is:

Katelyn Colclazier
Small Business Ombudsman
Indiana Economic Development Corporation
One North Capitol, Suite 700
Indianapolis, IN 46204
(317) 431-1560
kcolclazier@iedc.in.gov

Resources available to regulated entities through the small business ombudsman include the ombudsman's duties stated in IC 5-28-17-6, specifically IC 5-28-17-6(9), investigating and attempting to resolve any matter regarding compliance by a small business with a law, rule, or policy administered by a state agency, either as a party to a proceeding or as a mediator.

Agenda Item #3



2020 Program – Request to Amend Approved Program

Approved by the Thoroughbred Breed Development Advisory Committee on 9/14/2020

The Thoroughbred Breed Development Advisory Committee worked closely with all facets of the Industry (racetrack management, Indiana HBPA and ITOBA) in creating our amended program which the IHRC approved on May 28, 2020. In planning the program, all involved utilized very conservative projections for gaming adjusted gross receipts (AGR) for the remainder of 2020. At this time with just 2 ½ months of casino operations since the Covid-19 shutdown, the Thoroughbred Breed Development program is seeing over \$1.7 million dollars in excess of our projections. After holding meetings with racetrack management, HBPA representatives, ITOBA representatives and horsemen, the Thoroughbred Breed Development Committee would like to request additional funds be approved for the remainder of the meet. The request is as follows:

Projected Revenue vs. Actual:

(Deposited In)	PROJECTED	ACTUAL	DIFFERENCE
January Slots (earned in Dec.)	\$955,984.19	\$955,984.19	
February Slots (earned in Jan.)	\$1,090,296.49	\$1,090,296.49	
March Slots (earned in Feb.)	\$1,137,173.82	\$1,137,173.82	
April Slots (earned in March)	\$563,731.15	\$563,731.15	
May Slots (earned in April)	\$0.00	\$0.00	
June Slots (earned in May)	\$0.00	\$0.00	
July Slots (earned in June)	\$120,678.08	\$570,931.73	\$450,253.65
August Slots (earned in July)	\$313,958.43	\$1,011,710.81	\$697,752.38
September Slots (earned in August)	\$397,021.73	\$994,487.50	\$597,465.77
October Slots (earned in Sept.)	\$472,518.83		
November Slots (earned in Oct.)	\$681,661.95		
December Slots (earned in Nov.)	\$710,903.88		
Estimated Slots Revenue	\$6,443,928.55	\$6,324,315.69	\$1,745,471.80

While we don't know what the exact revenue numbers will be for remaining months of October, November & December, we are fairly confident that the revenue for these months will meet our projections and most likely be higher than expected. Considering this, we would like to propose to add \$1,582,857¹ to the Thoroughbred Breed Development Program Budget to be utilized for the remainder of the meet as follows:

Purse Overnight Supplements - \$1,100,000

This would amend the overall Breed Development Budget item for BDF Purse Contribution Overnight Races to \$5,242,200.

Breeder Awards – \$482,857

This would allow the program to cover increases to Breeder awards for the remainder of the race meet due to increased races in the overnight program.

Stallion Owner Awards – While reviewing the program, we discovered due to a formula error, the amount for Stallion awards approved by the IHRC in May was overstated, therefore we would like to shift some funds from this line item to Breeder Awards for the remainder of the meet.

Amended Budget	Approved by IHRC 5/28/2020	Amended Budget	Difference
Promotional/ Administrative Expenses	\$275,000	\$275,000	\$0
Awards - Open Races	\$270,000	\$270,000	\$0
Out of State Breeder's Awards	\$45,000	\$45,000	\$0
BDF Purse Contribution Stakes	\$980,000	\$980,000	\$0
Breeder Awards – Stake Races	\$446,000	\$446,000	\$0
Stallion Owner Awards – Stake Races	\$133,800	\$133,800	\$0
BDF Purse Contribution Overnight Races	\$4,142,200	\$5,242,200	\$1,100,000
Breeder Awards – Overnight Races	\$1,211,600	\$1,830,535	\$618,935
Stallion Owner Awards – Overnight Races	\$726,960	\$590,882	(\$136,078)
TOTAL - FROM BDF	\$7,955,560	\$9,813,417	\$1,582,857

We would also like to request approval for the Commission to delegate to the Executive Director, the ability to approve a Stakes Bonus Program – effective for only 2020 in which the owner, breeder and stallion owner (if applicable) of the winning stakes race would receive a bonus. This would help make up for the stake purses being reduced and replace some revenue these participants lost during 2020. We

¹ Please note this number was determined by taking the \$1,745,471 which the fund is currently over budget, and subtracting \$162,614 – the amount needed to keep the projected ending balance at a minimum of \$2 million at the end of the year.

would only implement this program if combined revenues deposited in October and November were in excess of our projections. These bonus payments would be distributed to owner, breeders and stallion owners during the month of December as follows:

	# of Races	Owner	Breeder	Stallion Owner (if applicable)	Total Needed
Sired & Bred Stake - \$75,000 Purse	12	\$4,000	\$4,000	\$2,000	\$108,000
Sired Only Stakes - \$75,000 Purse	8	\$4,000	\$4,000	\$2,000	\$80,000
Sired & Bred Signature Stake - \$100,000	4	\$8,000	\$8,000	\$4,000	\$72,000
Sired Only Signature Stake - \$100,000	2	\$8,000	\$8,000	\$4,000	\$40,000
				TOTAL	\$300,000

Agenda Item #4



Request to Renew Incentive Program to Attract New Mares to Indiana

In December of 2019, the Thoroughbred Breed Development Advisory Committee implemented an incentive program to attract new mares to the state of Indiana for foaling purposes. This program provided a cash incentive to any owner who purchased a mare in foal at a public auction, registered the mare and subsequent foal in the Thoroughbred Breed Development Program. An additional incentive may be earned if that mare was bred back to a registered Indiana stallion after foaling, and produces an IHRC registered foal the following year.

Since December, applications for six mares (owned by five separate owners) have been submitted.

We are requesting approval to continue this program for the 2021 foaling season. The cost to the Thoroughbred Breed Development Program will vary based on the number of participants, but we estimate that it will not exceed \$50,000. The proposed program guidelines are as follows:

New Mare Incentive Program Guidelines for 2021 Foaling Season

The Indiana Thoroughbred Breed Development Program is offering up to \$2,000 in incentives for new mares foaling in the state starting in 2021.

For Mares In Foal Purchased at Public Auction:

To be eligible for the \$1,000 incentive, the buyer must:

- Purchase a mare in foal at a public auction between the dates of October 1, 2020, and March 1, 2021, at a minimum purchase price of \$2,500.
- Submit documentation of purchase with Indiana registration.
- Verify that the mare has not been previously registered in the Indiana Thoroughbred Breed Development Program as a foaling mare.
- Submit a 2021 mare registration with the Indiana Horse Racing Commission prior to foaling.

- The mare must foal in Indiana, and reside in the state for thirty days after foaling, if applicable.
- Fulfill breed back requirements, if applicable.
- Register foal with the Indiana Horse Racing Commission.

Incentive payment will be issued once the 2021 foal has been registered with the program and eligibility is verified.

For an additional \$1,000 incentive, the owner must:

- Breed the purchased mare back to an Indiana Sire registered with the IHRC for the 2021 breeding season.
- Submit a 2022 mare application with the Indiana Horse Racing Commission prior to foaling.
- Return the mare to Indiana to foal in 2022.
- Comply with all requirements of registration.
- Register foal with the Indiana Horse Racing Commission.

Incentives payments will be issued once the 2022 foal is registered with the program and eligibility is verified.

For Open Mares Purchased at Public Auction:

To be eligible for the \$1,000 incentive, the buyer must:

- Purchase an open mare at a public auction between the dates of October 1, 2020 and March 1, 2021, at a minimum purchase price of \$2,500.
- Submit documentation of purchase with Indiana registration.
- Verify that the mare has not been previously registered in the Indiana Thoroughbred Breed Development Program as a foaling mare.
- Breed the purchased mare to an Indiana Sire registered with the IHRC for the 2021 breeding season.
- Submit a 2022 mare application with the Indiana Horse Racing Commission prior to foaling.
- Return the mare to Indiana to foal in 2022.
- Comply with all requirements of registration.
- Register foal with the Indiana Horse Racing Commission.

Incentive payment will be issued once the 2022 foal has been registered with the program and eligibility is verified.

For an additional \$1,000 incentive, the owner must:

- Breed the purchased mare back to an Indiana Sire registered with the IHRC for the 2022 breeding season.
- Submit a 2023 mare application with the Indiana Horse Racing Commission prior to foaling.
- Return the mare to Indiana to foal in 2023.
- Comply with all requirements of registration.
- Register foal with the Indiana Horse Racing Commission.

Incentives payments will be issued once the 2023 foal is registered with the program and eligibility is verified.

Agenda Item #5

Pitman, Deena

From: Brian Elmore <brian.elmore4@gmail.com>
Sent: Thursday, September 10, 2020 1:38 PM
To: Pitman, Deena
Cc: Jackson, Noah; Joe Davis (joedondavis@aol.com); Eric Halstrom; Anna Dougherty
Subject: Indiana HBPA ADW Funds

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

Dear Executive Director Pitman,

The Indiana HBPA held a board meeting today at Indiana Grand. Eric Halstrom joined us to discuss purse status and meet projections. After much discussion, the IHBPA board voted unanimously to request your approval for the existing \$731,961.89 that is in our escrowed ADW account held by Indiana Grand as of August 31, 2020 along with any additional ADW funds deposited on September 30, 2020 and the October 31, 2020 to be transferred to the Indiana Grand Thoroughbred open purse account. We find this transfer is needed to ensure the continued success of this year's covid impacted meet and to continue to give horsemen additional racing opportunities to help make up for the abbreviated 2020 race meet.

Your consideration of this request is greatly appreciated by all the owners and trainers of thoroughbred horses who race at Indiana Grand.

Sincerely,
Brian Elmore
IHBPA Executive Director

Agenda Item #6

September 14th, 2020

Dear Deena Pitman,

I'm writing to you on behalf of the ITOBA Board of Directors. I do so to advise you of ITOBA's position regarding ADW allocation.

ITOBA believes horsemen across the midwest, especially Indiana horsemen, are extremely grateful to have live racing up and running after the Covid 19 shutdown. From the State House, IHRC, Breed Development staff, Indiana Racing Associations, track management to yourself, the IHRC Executive Director, extraordinary efforts were made to cause this to happen.

Representatives of ITOBA Board of Directors have attended and/or participated in recent Breed Development meetings. Additionally we have spoken to Eric Halstom, Jessica Barnes, and other stake holders as well as reviewed many related documents as possible in an effort to stay "tuned in". After much discussion among our directors and committees it appears clear that more needs to be done to maintain purse levels and race counts through the scheduled end of the 2020 meet.

ITOBA's ADW balance as of September 1st was \$182,990.47. ITOBA respectfully requests the following allocation of it's Thoroughbred ADW funds subject to the approval of the IHRC.

- Transfer \$148,490.47 to the Indiana Grand open purse account. This amount will help offset the added supplement Indiana Grand is paying on Indiana Bred and Sired races.
- Transfer \$20,000.00 to ITOBA. This is an amount that ITOBA has paid to cover a purse shortfall on 2 stakes on 9/2/20.
- Transfer \$9,500.00 to ITOBA. This is an amount paid out as an owners bonus on 2 stakes on 9/2/20.
- Transfer \$5,000.00 to ITOBA. This is a small portion of marketing and promotion commitments that would include, but are not limited to, a Stallion Register, Breed Development Awards and Indiana Breeders Day.

ITOBA ADW monies earned in September 2020-

- Transfer all monies earned in September to Indiana Grand open purse account.

ITOBA ADW monies earned in October 2020-

- Transfer all monies earned in October to Indiana Grand open purse account.

The delayed starting dates for training and racing has cost Owners, Trainers, Breeders and Stallion Farms hundreds of thousands of dollars with little, if any, way to recoup their losses. The strength and success of the 2020 meet for Indiana horsemen will have a HUGE impact on breeding decisions, the yearling market, retention of horses in training, etc. These decisions will impact Indiana's foal crop and race program for years to come.

The details of our request have been considered seriously and are supported unanimously by our directors and officers.

Your consideration to our request is sincerely appreciated. If you have any questions or concerns please don't hesitate to contact me.

Genuinely,
Tom Mosley
Chair of ITOBA Governmental Affairs Committee

Pitman, Deena

From: Tom Mosley <brigandsilk@yahoo.com>
Sent: Monday, September 14, 2020 7:11 AM
To: Pitman, Deena
Cc: Jackson, Noah; Bruce Murphy; Eric Halstrom; Barnes, Jessica
Subject: ITOBA 2020 ADW Allocation Request
Attachments: ITOBA 2020 ADW Money pdf.pdf

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

Good Morning Deena,

I wanted to get this submitted prior to the Breed Development meeting this morning. If you have any questions or concerns please don't hesitate to give me a call.

Genuinely,

Tom Mosley
Chair, ITOBA Governmental Affairs Committee

Agenda Item #7



INDIANA HORSE RACING COMMISSION

Ruling Log

Rulings Issued From 7/10/2020 to 9/23/2020

Ruling Number	Ruling Date	Name	Breed	Violation Date	Violation	Fine	Suspended From	Suspended To	Days Suspended
HP-2020-2019	7/10/20	JOHN J. DELONG	SB	7/9/20	Riding/Driving Infraction Violation	\$100			
HP-2020-2020	7/10/20	SAMUEL D. WIDGER	SB	7/8/20	Riding/Driving Infraction Violation	\$200			
IG-2020-2021	7/13/20	ORLANDO MOJICA	TB	7/9/20	Whip Violation	\$100			
IG-2020-2022	7/13/20	LUZ D. MARTINEZ	QH	7/9/20	Riding/Driving Infraction Violation	\$0	7/27/20	7/29/20	3
IG-2020-2023	7/13/20	CESAR G. GARCIA-ESQUEDA	QH	7/13/20	Failure to Obey Judges/Stewards	\$100			
IG-2020-2024	7/13/20	FERNANDO C. DE LA CRUZ	TB	7/13/20	Whip Violation	\$250			
IG-2020-2025	7/15/20	JUAN C. CRUZ	QH	7/14/20	Riding/Driving Infraction Violation	\$0	7/27/20	7/29/20	3
IG-2020-2026	7/16/20	EDUARDO E. PEREZ	TB	7/15/20	Riding/Driving Infraction Violation	\$0	7/23/20	7/28/20	3*
HP-2020-2027	7/17/20	JACOB J. FOX		7/9/20	Claiming Violation	\$200			
IG-2020-2028	7/20/20	JORGE C. BRAVO		7/4/20	Conduct/Behavior	\$0	7/20/20		
IG-2020-2029	7/21/20	JUAN D. MARQUEZ	QH	7/20/20	Whip Violation	\$500			
IG-2020-2030	7/21/20	GIOVANI VAZQUEZ-GOMEZ	QH	7/20/20	Whip Violation	\$500			
IG-2020-2031	7/22/20	RONNIE D. RAPER	QH	7/4/20	Medication/Drug Violation (Equine)	\$0			
IG-2020-2032	7/22/20	JULIO C. ALMANZA	QH	7/9/20	Medication/Drug Violation (Equine)	\$0			
HP-2020-2033	7/22/20	BYRON R. HOOLEY	SB	6/25/20	Medication/Drug Violation (Equine)	\$1,000			
HP-2020-2034	7/22/20	BYRON R. HOOLEY	SB	7/2/20	Medication/Drug Violation (Equine)	\$0			
HP-2020-2035	7/22/20	PETER M. WRENN	SB	7/18/20	Whip Violation	\$200			
HP-2020-2036	7/22/20	JARED D. FINN	SB	7/21/20	Whip Violation	\$200			



INDIANA HORSE RACING COMMISSION

Ruling Log

Rulings Issued From 7/10/2020 to 9/23/2020

Ruling Number	Ruling Date	Name	Breed	Violation Date	Violation	Fine	Suspended From	Suspended To	Days Suspended
IG-2020-2037	7/22/20	ERIK N. ESQUEDA	QH	7/21/20	Whip Violation	\$0			
IG-2020-2038	7/22/20	SERGIO R. RAMIREZ	QH	7/21/20	Whip Violation	\$0			
IG-2020-2039	7/22/20	OSCAR MACIAS	QH	7/21/20	Whip Violation	\$500			
IG-2020-2040	7/22/20	CRISTIAN REYES-SOTELO	QH	7/21/20	Whip Violation	\$0	7/30/20	8/4/20	3*
IG-2020-2041	7/22/20	JEISSON A. FERNANDEZ	TB	7/20/20	Conduct/Behavior	\$250			
IG-2020-2042	7/23/20	CRISTIAN REYES-SOTELO	QH	7/22/20	Whip Violation	\$0	8/10/20	8/12/20	3
IG-2020-2043	7/23/20	JUAN D. MARQUEZ	QH	7/22/20	Whip Violation	\$0	8/3/20	8/5/20	3
IG-2020-2044	7/23/20	NATASHA M. FRITZ	QH	7/22/20	Whip Violation	\$500			
HP-2020-2045	7/22/20	TRENT P. STOHLER	SB	6/24/20	Medication/Drug Violation (Equine)	\$1,000			
HP-2020-2046	7/23/20	SHANE W. BOWERMASTER	SB	7/17/20	Medication/Drug Violation (Equine)	\$500	7/26/20	8/9/20	15
HP-2020-2047	7/23/20	SHANE W. BOWERMASTER	SB	7/17/20	Medication/Drug Violation (Equine)	\$1,000	8/10/20	9/8/20	30
IG-2020-2048	7/23/20	ORLANDO MOJICA	TB	7/22/20	Riding/Driving Infraction Violation	\$0	7/29/20	8/27/20	30
IG-2020-2049	7/23/20	ROCCO R. BOWEN	TB	7/22/20	Riding/Driving Infraction Violation	\$0	7/27/20	7/29/20	3
HP-2020-2050	7/24/20	ANDY R. SHETLER	SB	7/23/20	Riding/Driving Infraction Violation	\$200			
IG-2020-2051	7/24/20	LUZ D. MARTINEZ	QH	7/23/20	Whip Violation	\$250			
IG-2020-2052	7/23/20	RICARDO MARTINEZ	QH	7/4/20	Medication/Drug Violation (Equine)	\$0			
IG-2020-2053	7/24/20	JUAN D. MARQUEZ	QH	7/23/20	Whip Violation	\$0	8/10/20	8/12/20	3
IG-2020-2054	7/27/20	SAMUEL G. ALMARAZ	TB	12/31/19	License Violation	\$100			



INDIANA HORSE RACING COMMISSION

Ruling Log

Rulings Issued From 7/10/2020 to 9/23/2020

Ruling Number	Ruling Date	Name	Breed	Violation Date	Violation	Fine	Suspended From	Suspended To	Days Suspended
IG-2020-2055	7/22/20	ANTONIO RODRIGUEZ	QH	7/20/20	Whip Violation	\$100			
IG-2020-2056	7/27/20	CRISTIAN REYES-SOTELO	QH	7/22/20	Riding/Driving Infraction Violation	\$0	8/13/20	8/18/20	3*
HP-2020-2057	7/29/20	MICHAEL R. WILSON	SB	7/28/20	Trainer Responsibility	\$200			
IG-2020-2058	7/28/20	EZEQUIEL LARA	TB	7/28/20	Whip Violation	\$100			
IG-2020-2059	7/30/20	LUZ D. MARTINEZ	QH	7/30/20	Whip Violation	\$500			
IG-2020-2060	7/29/20	NATASHA M. FRITZ	QH	7/28/20	Whip Violation	\$0	8/3/20	8/5/20	3
IG-2020-2061	8/4/20	BARBARA I. MCBRIDE	TB	6/22/20	Medication/Drug Violation (Equine)	\$1,000			
IG-2020-2062	8/4/20	LUZ D. MARTINEZ	QH	8/3/20	Whip Violation	\$0	8/10/20	8/12/20	3
HP-2020-2063	8/5/20	JACOB J. FOX		7/23/20	Conduct/Behavior	\$50			
HP-2020-2064	8/5/20	CLAY A. CRAIB	SB	8/4/20	Riding/Driving Infraction Violation	\$50			
HP-2020-2065	8/5/20	BRANDON L. BATES	SB	8/4/20	Riding/Driving Infraction Violation	\$100			
HP-2020-2066	8/5/20	PETER M. WRENN	SB	7/31/20	Whip Violation	\$500			
IG-2020-2067	8/5/20	EZEQUIEL LARA	TB	8/4/20	Riding/Driving Infraction Violation	\$0	8/11/20	8/13/20	3
HP-2020-2068	8/6/20	TRACE A. TETRICK	SB	8/4/20	Whip Violation	\$200			
HP-2020-2069	8/6/20	BRIAN D. BROWN	SB	8/6/20	Trainer Responsibility	\$200			
HP-2020-2070	8/7/20	MICHAEL J. OOSTING	SB	8/6/20	Whip Violation	\$200			
HP-2020-2071	8/8/20	LEWAYNE L. MILLER	SB	8/7/20	Whip Violation	\$200			
IG-2020-2072	8/7/20	OSCAR MACIAS	QH	8/6/20	Riding/Driving Infraction Violation	\$500			



INDIANA HORSE RACING COMMISSION

Ruling Log

Rulings Issued From 7/10/2020 to 9/23/2020

Ruling Number	Ruling Date	Name	Breed	Violation Date	Violation	Fine	Suspended From	Suspended To	Days Suspended
IG-2020-2073	8/10/20	CESAR G. GARCIA-ESQUEDA	QH	8/8/20	Whip Violation	\$500			
IG-2020-2074	8/10/20	CESAR G. GARCIA-ESQUEDA	QH	8/8/20	Whip Violation	\$500			
IG-2020-2075	8/8/20	LUZ D. MARTINEZ	QH	8/8/20	Whip Violation	\$500			
IG-2020-2076	8/8/20	LUZ D. MARTINEZ	QH	8/8/20	Whip Violation	\$500			
IG-2020-2077	8/8/20	CESAR G. GARCIA-ESQUEDA	QH	8/8/20	Whip Violation	\$500			
IG-2020-2078	8/10/20	SAMUEL MENDEZ	QH	8/8/20	Whip Violation	\$250			
IG-2020-2079	8/8/20	OSCAR MACIAS	QH	8/8/20	Whip Violation	\$500			
IG-2020-2080	8/11/20	EZEQUIEL LARA		8/10/20	Conduct/Behavior	\$0	8/11/20	8/21/20	11
IG-2020-2081	8/11/20	SHANLEY L. JACKSON	QH	8/8/20	Riding/Driving Infraction Violation	\$0	8/17/20	8/19/20	3
IG-2020-2082	8/11/20	VERONICA D. MUNIZ		7/6/20	License Violation	\$100			
IG-2020-2083	8/11/20	GERMAN RODRIGUEZ JR	TB	8/8/20	Riding/Driving Infraction Violation	\$0	8/17/20	8/19/20	3
HP-2020-2084	8/11/20	JACOB J. FOX	SB	8/8/20	Whip Violation	\$200			
IG-2020-2085	8/12/20	MICHELLE L. ELLIOTT	TB	7/6/20	Medication/Drug Violation (Equine)	\$1,000			
HP-2020-2086	8/12/20	MATTHEW W. KRUEGER	SB	8/11/20	Riding/Driving Infraction Violation	\$100			
HP-2020-2087	8/12/20	ANDY R. SHETLER	SB	8/11/20	Riding/Driving Infraction Violation	\$100			
HP-2020-2088	8/12/20	KEVIN D. HIGH	SB	7/14/20	Medication/Drug Violation (Equine)	\$1,000			
HP-2020-2089	8/13/20	JOHN J. DELONG	SB	8/11/20	Whip Violation	\$200			
HP-2020-2090	8/13/20	BRANDON L. BATES	SB	8/8/20	Whip Violation	\$200			



INDIANA HORSE RACING COMMISSION

Ruling Log

Rulings Issued From 7/10/2020 to 9/23/2020

Ruling Number	Ruling Date	Name	Breed	Violation Date	Violation	Fine	Suspended From	To	Days Suspended
IG-2020-2091	8/14/20	KEITH E. ERNEST		8/13/20	Medication/Drug/Alcohol Violation (Human)	\$0	8/14/20		
IG-2020-2092	8/14/20	GERMAN RODRIGUEZ JR	QH	8/13/20	Whip Violation	\$250			
IG-2020-2093	8/14/20	OSCAR MACIAS	QH	8/12/20	Whip Violation	\$500			
HP-2020-2094	8/18/20	LUKE R. PLANO	SB	8/15/20	Whip Violation	\$200			
HP-2020-2095	8/18/20	ROSS J. LEONARD	SB	8/15/20	Whip Violation	\$200			
IG-2020-2096	8/18/20	ROCCO R. BOWEN	TB	8/17/20	Whip Violation	\$250			
IG-2020-2097	8/19/20	LUZ D. MARTINEZ	QH	8/18/20	Whip Violation	\$0	8/26/20	9/7/20	6*
HP-2020-2098	8/19/20	PETER M. WRENN	SB	8/19/20	Riding/Driving Infraction Violation	\$50			
HP-2020-2099	8/20/20	SAMUEL D. WIDGER	SB	8/19/20	Riding/Driving Infraction Violation	\$100			
HP-2020-2100	8/20/20	DALE P. HITEMAN	SB	8/19/20	Riding/Driving Infraction Violation	\$200			
HP-2020-2101	8/20/20	BRANDON L. BATES	SB	8/19/20	Riding/Driving Infraction Violation	\$200			
HP-2020-2102	8/20/20	VINCENT R. MISNER		8/18/20	Conduct/Behavior	\$50			
HP-2020-2103	8/21/20	PETER M. WRENN	SB	8/19/20	Riding/Driving Infraction Violation	\$200			
HP-2020-2104	8/21/20	BRADLEY K. FERGUSON	SB	8/19/20	Riding/Driving Infraction Violation	\$50			
HP-2020-2105	8/22/20	DALE P. HITEMAN	SB	8/20/20	Riding/Driving Infraction Violation	\$200			
IG-2020-2106	8/25/20	KIMBERLY J. HAMMOND	TB	7/7/20	Medication/Drug Violation (Equine)	\$1,000			
IG-2020-2107	8/25/20	PAUL E. HOLTHUS	TB	8/20/20	Conduct/Behavior	\$100			
IG-2020-2108	8/24/20	TRACEY J. YOUNG	TB	8/11/20	Trainer Responsibility	\$250			



INDIANA HORSE RACING COMMISSION

Ruling Log

Rulings Issued From 7/10/2020 to 9/23/2020

Ruling Number	Ruling Date	Name	Breed	Violation Date	Violation	Fine	Suspended From	Suspended To	Days Suspended
IG-2020-2109	8/25/20	EZEQUIEL LARA		8/10/20	Conduct/Behavior	\$500			
IG-2020-2110	8/25/20	MARCO A. CASTANEDA	TB	8/11/20	Trainer Responsibility	\$250			
IG-2020-2111	8/26/20	GEORGE S. LEONARD III	TB	8/11/20	Trainer Responsibility	\$250			
HP-2020-2112	8/25/20	RICHARD L. MACOMBER JR	SB	8/22/20	Riding/Driving Infraction Violation	\$50			
HP-2020-2113	8/25/20	PETER M. WRENN	SB	8/22/20	Riding/Driving Infraction Violation	\$50			
HP-2020-2114	8/22/20	BEN E. SCHWARTZ	SB	7/28/20	Medication/Drug Violation (Equine)	\$0			
HP-2020-2115	8/22/20	BEN E. SCHWARTZ	SB	7/29/20	Medication/Drug Violation (Equine)	\$0			
HP-2020-2116	8/22/20	KARLEE E. ROACH	SB	6/30/20	Medication/Drug Violation (Equine)	\$0			
HP-2020-2117	8/22/20	KARLEE E. ROACH	SB	7/25/20	Medication/Drug Violation (Equine)	\$0			
HP-2020-2118	8/22/20	KARLEE E. ROACH	SB	7/21/20	Medication/Drug Violation (Equine)	\$0			
HP-2020-2119	8/27/20	MATTHEW W. KRUEGER	SB	8/25/20	Riding/Driving Infraction Violation	\$50			
HP-2020-2120	8/27/20	JUSTIN W. WHITE	SB	8/26/20	Riding/Driving Infraction Violation	\$50			
HP-2020-2121	8/27/20	RONNIE GILLESPIE	SB	8/26/20	Whip Violation	\$200			
HP-2020-2122	8/28/20	JARED D. FINN	SB	8/27/20	Riding/Driving Infraction Violation	\$100			
HP-2020-2123	8/29/20	BRANDON L. BATES	SB	8/27/20	Riding/Driving Infraction Violation	\$200			
IG-2020-2124	8/28/20	RICARDO MARTINEZ	QH	8/8/20	Medication/Drug Violation (Equine)	\$0			
IG-2020-2125	8/31/20	DALE F. HUBER		8/21/20	Miscellaneous Ruling	\$100			
IG-2020-2126	8/31/20	MICHAEL E. EVANS II	TB	8/26/20	Trainer Responsibility	\$250			



INDIANA HORSE RACING COMMISSION

Ruling Log

Rulings Issued From 7/10/2020 to 9/23/2020

Ruling Number	Ruling Date	Name	Breed	Violation Date	Violation	Fine	Suspended From	Suspended To	Days Suspended
HP-2020-2127	9/2/20	BEN E. SCHWARTZ	SB	8/4/20	Medication/Drug Violation (Equine)	\$0			
HP-2020-2128	9/3/20	LARRY PLANK	SB	9/2/20	Whip Violation	\$200			
HP-2020-2129	9/3/20	BRANDON L. BATES	SB	9/2/20	Riding/Driving Infraction Violation	\$100			
HP-2020-2130	9/4/20	JOEY D. PUTNAM	SB	9/2/20	Riding/Driving Infraction Violation	\$200			
IG-2020-2131	9/4/20	LEONEL BOLANOS	QH	9/3/20	Whip Violation	\$250			
HP-2020-2132	9/5/20	JOHN J. DELONG	SB	9/1/20	Riding/Driving Infraction Violation	\$100			
IG-2020-2133	9/8/20	SAMUEL MENDEZ	QH	9/3/20	Riding/Driving Infraction Violation	\$0	9/16/20	9/22/20	3*
IG-2020-2134	9/10/20	EDUARDO GARCIA		9/8/20	Medication/Drug/Alcohol Violation (Human)	\$100			
HP-2020-2135	9/9/20	MATTHEW W. KRUEGER	SB	9/8/20	Riding/Driving Infraction Violation	\$50			
HP-2020-2136	9/9/20	JARED T. SEEKMAN	SB	9/8/20	Whip Violation	\$200			
HP-2020-2137	9/12/20	MELANIE S. WRENN	SB	8/11/20	Medication/Drug Violation (Equine)	\$500			
HP-2020-2138	9/12/20	ROSS J. LEONARD	SB	9/5/20	Whip Violation	\$200			
IG-2020-2139	9/14/20	LIBRADO BARRAZA	TB	8/12/20	Medication/Drug Violation (Equine)	\$1,000			
HP-2020-2140	9/15/20	ALEXANDER J. UDELL	SB	9/12/20	Riding/Driving Infraction Violation	\$200			
IG-2020-2141	8/3/20	SAMUEL E. VALDIVIA	TB	7/29/20	Conduct/Behavior	\$0			
IG-2020-2142	9/17/20	NATASHA M. FRITZ	QH	9/16/20	Riding/Driving Infraction Violation	\$0	9/24/20	9/29/20	3*
HP-2020-2143	9/22/20	ANDY R. SHETLER	SB	9/19/20	Whip Violation	\$200			
IG-2020-2144	9/22/20	GIOVANI VAZQUEZ-GOMEZ	QH	9/21/20	Whip Violation	\$500			



INDIANA HORSE RACING COMMISSION

Ruling Log

Rulings Issued From 7/10/2020 to 9/23/2020

Ruling Number	Ruling Date	Name	Breed	Violation Date	Violation	Fine	Suspended From	Suspended To	Days Suspended
IG-2020-2145	9/23/20	ALBIN A. JIMENEZ	TB	9/15/20	Conduct/Behavior	\$0			
HP-2020-2146	9/23/20	LEWAYNE L. MILLER		9/22/20	Riding/Driving Infraction Violation	\$200			

Agenda Item #8

Pitman, Deena

From: Rick Moore <RMoore9@caesars.com>
Sent: Tuesday, September 15, 2020 5:44 PM
To: Pitman, Deena
Cc: Linkmeyer, Tom; Jackson, Noah; Trent McIntosh; Joseph Morris
Subject: RE: [External Email] Re: IHRC Racing Capital List

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

Deena,

Thank you so much for your response. I want to assure you that the substitution Capital items referred to below have been paid for by allocations coming directly from Harrah's Hoosier Park's property capital budget. And there will be no attempt to recoup any of these costs through the Cap Ex Committee.

I will be available to answer any questions that the Commission may have at the October 1st meeting.

Respectfully,

Rick



Rick Moore | *VP & General Manager of Racing*
O 765-609-4831
4500 Dan Patch Circle | Anderson, Indiana 46013

From: Pitman, Deena <dpitman@hrc.IN.gov>
Sent: Tuesday, September 15, 2020 5:28 PM
To: Rick Moore <RMoore9@caesars.com>
Cc: Linkmeyer, Tom <TLinkmeyer@hrc.IN.gov>; Jackson, Noah <NJackson1@hrc.IN.gov>
Subject: RE: [External Email] Re: IHRC Racing Capital List

Rick, I'm in receipt of your capital substitution request below. Harrah's Hoosier Park is planning to spend \$20,000 more than what was required in the previously approved capex spreadsheet that was folded into the Commission's 2020 permit transfer order. I just wanted to verify that the track is covering this expense on their own and not attempting to get the difference from the Cap Ex Committee that was also created in the Commission's 2020 order. Please let me know your thoughts related to that.

Please be advised that Harrah's Hoosier Park capital substitution request will be placed in front of the commission for approval at their next meeting which has been scheduled for October 1, 2020. Please be sure to have someone available to answer any questions they may have.

Thank you,

Deena Pitman
dpitman@hrc.in.gov
317-233-3119



From: Rick Moore [<mailto:RMoore9@caesars.com>]
Sent: Saturday, September 12, 2020 5:50 PM
To: Pitman, Deena <dpitman@hrc.IN.gov>
Cc: Linkmeyer, Tom <TLinkmeyer@hrc.IN.gov>; Jackson, Noah <NJackson1@hrc.IN.gov>; Trent McIntosh <tmcintosh@Caesars.com>; Joseph Morris <JPMorris@caesars.com>
Subject: FW: [External Email] Re: IHRC Racing Capital List

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

Hello Deena,

I wanted to let you know that we have 2 items from the approved 2020 Racing Capital List that we have not purchased at this time.

They are:

- | | |
|---|----------|
| 1. Generator/Welder | \$10,404 |
| 2. High Definition Modulators for A/V Equipment | \$20,000 |

Total	\$30,404
-------	----------

Quite frankly we just do not need these items. We have a generator/welder already on site and we use it about once a year. The modulators became expendable when we found out we couldn't display the DirecTV sports packages beyond the Sports Book.

However, we have done several other Capital items outside of the approved Capital List that include:

- | | |
|---|----------|
| 1. All new TV's in the Grandstand plus installation | \$38,320 |
| 2. Material screen for Track Maintenance | \$5,858 |
| 3. New Flooring for Track Kitchen | \$10,000 |

Total	\$54,178
-------	----------

As you can see from the below correspondence with Joe Putnam I have asked for his approval for the Capital purchases we have made to serve as replacements in lieu of the 2 items we have not purchased.

Joe was kind enough to give his approval and I would now like to respectfully ask for your approval for the replacement Capital items as well. I would be glad to answer any questions you may have.

Thank you in advance for any consideration you may give this request.

Sincerely,

Rick

Pitman, Deena

From: Rick Moore <RMoore9@caesars.com>
Sent: Saturday, September 12, 2020 5:50 PM
To: Pitman, Deena
Cc: Linkmeyer, Tom; Jackson, Noah; Trent McIntosh; Joseph Morris
Subject: FW: [External Email] Re: IHRC Racing Capital List

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

Hello Deena,

I wanted to let you know that we have 2 items from the approved 2020 Racing Capital List that we have not purchased at this time.

They are:

- | | |
|---|----------|
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| 2. High Definition Modulators for A/V Equipment | \$20,000 |

Total	\$30,404
-------	----------

Quite frankly we just do not need these items. We have a generator/welder already on site and we use it about once a year. The modulators became expendable when we found out we couldn't display the DirecTV sports packages beyond the Sports Book.

However, we have done several other Capital items outside of the approved Capital List that include:

- | | |
|---|----------|
| 1. All new TV's in the Grandstand plus installation | \$38,320 |
| 2. Material screen for Track Maintenance | \$5,858 |
| 3. New Flooring for Track Kitchen | \$10,000 |

Total	\$54,178
-------	----------

As you can see from the below correspondence with Joe Putnam I have asked for his approval for the Capital purchases we have made to serve as replacements in lieu of the 2 items we have not purchased.

Joe was kind enough to give his approval and I would now like to respectfully ask for your approval for the replacement Capital items as well. I would be glad to answer any questions you may have.

Thank you in advance for any consideration you may give this request.

Sincerely,

Rick



Rick Moore | VP & General Manager of Racing
O 765-609-4831
4500 Dan Patch Circle | Anderson, Indiana 46013

From: Joe Putnam <joejoeputnam@aol.com>
Sent: Friday, September 11, 2020 8:18 AM
To: Rick Moore <RMoore9@caesars.com>
Subject: [External Email] Re: IHRC Racing Capital List

****EXTERNAL EMAIL - Please exercise caution when interacting with attachments, links, or requests for sensitive information.****

Rick,
thanks for the update,
everything on the list makes perfect sense.

thanks again
joe
Sent from my iPhone

On Sep 10, 2020, at 9:41 PM, Rick Moore <RMoore9@caesars.com> wrote:

Hi Joe,

We have 2 items on the 2020 approved IHRC Capital List that we have not purchased.

They are:

- | | |
|---|----------|
| 1. Generator/Welder | \$10,404 |
| 2. High Definition Modulators for A/V Equipment | \$20,000 |

Total	\$30,404
-------	----------

In the case of the Generator/Welder we have one and only use it about once a year so we really don't need a new one.

In the case of the Modulators we decided against purchasing them when we discovered we would not be able to display the DirecTV sports packages beyond the Sports Book.

On the other hand, we have purchased the following items which were not on the Capital List:

- | | |
|---|----------|
| 1. New TV's plus installation in Grandstand | \$38,320 |
| 2. Material screen for Track Maintenance | \$5,858 |
| 3. New Flooring for Track Kitchen | \$10,000 |

Total	\$54,178
-------	----------

I wanted to see if you would be okay and approve of the purchases we have made in lieu of the 2 items we have not purchased.

Thanks for your consideration.

Rick



Rick Moore | *VP & General Manager of Racing*
O 765-609-4831
4500 Dan Patch Circle | Anderson, Indiana 46013

Pitman, Deena

From: Eric Halstrom <EHalstrom@caesars.com>
Sent: Tuesday, September 15, 2020 5:49 PM
To: Pitman, Deena
Cc: Linkmeyer, Tom; Jackson, Noah
Subject: Re: [External Email] RE: Capital Substitution Request

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

That is correct, Deena. Indiana Grand will be absorbing the excess spend outside of any other capital commitments. Thanks.

Eric



Eric Halstrom | *VP and General Manager of Racing*
O 317-713-3380 | M 612-401-0222
4300 N. Michigan Rd. | Shelbyville, IN 46176

On Sep 15, 2020, at 5:28 PM, Pitman, Deena <dpitman@hrc.in.gov> wrote:

****EXTERNAL EMAIL - Please exercise caution when interacting with attachments, links, or requests for sensitive information.**

Eric, I'm in receipt of your capital substitution request below. Indiana Grand proposes to spend roughly \$2,000 more than what was required in the previously approved capex spreadsheet that was folded into the Commission's 2020 permit transfer order. I just wanted to verify that the track is covering this expense on their own and not attempting to get the difference from the Cap Ex Committee that was also created in the Commission's 2020 order. Please let me know your thoughts related to that.

Please be advised that Indiana Grand's capital substitution request will be placed in front of the commission for approval at their next meeting which has been scheduled for October 1, 2020. Please be sure to have someone available to answer any questions they may have.

Thank you,

Deena Pitman
dpitman@hrc.in.gov
317-233-3119
<image003.jpg>

From: Eric Halstrom [mailto:EHalstrom@caesars.com]
Sent: Thursday, September 10, 2020 11:00 AM
To: Pitman, Deena <dpitman@hrc.IN.gov>; Linkmeyer, Tom <TLinkmeyer@hrc.IN.gov>; Jackson, Noah <NJackson1@hrc.IN.gov>
Subject: Capital Substitution Request

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

Deena, Tom and Noah – Please see the attached request to substitute for some previously approved capital. Just trying to be efficient and purchase equipment that we have a need for at this time. Thanks.

Eric

<image004.jpg>

Eric Halstrom | *VP and General Manager of Racing*
O 317-713-3380 | M 612-401-0222
4300 N. Michigan Rd. | Shelbyville, IN 46176



September 10, 2020

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

Dear Executive Director Pitman:

As discussed in our phone call on August 18th, Indiana Grand would like to propose a substitution within the approved 2020 capital plan. In reviewing the approved 2020 capital plan for Indiana Grand there are several items that were on our list that we do not need and would not add any value to the racing program by purchasing at this time. Instead of spending money on procuring these items, the property would like to substitute the spending to purchase items that will have a larger impact on racing.

The items that we would like to eliminate from the purchase plan are:

- 1) Ryan Aerator (\$5,202)
 - 2) Turf Thyme Small Roller (\$3,121)
 - 3) Crop Care Turf Sprayer (\$5,200)
- Total: \$13,523

The item that we would like to substitute is a back flow device for our Trackside fire system. The issue that we've run into is that after we replaced the #1 gate valve on the trackside backflow (that work has been performed) it was found that the #2 gate valve won't shut off properly and also needs to be replaced. This is a fairly significant project in that the track side water will need to be turned off for approximately six hours to make this repair. The quote that we are likely to use states that it will be a \$15,188.10 project which we can schedule upon IHRC approval for the substitution.

Sincerely,

A handwritten signature in blue ink, appearing to read "Eric Halstrom", is written over a light blue horizontal line.

Eric Halstrom
VP & GM of Racing
Indiana Grand Racing & Casino



A Mechanical and Electrical Company

6831 East 32nd Street, Suite 200 QUOTE
Indianapolis, IN 46226
Phone: (317) 860-2990 DATE: 08/24/2020

QUOTE ID: 15791
SERVICE: Indiana Grand Casino
LOCATION:
STREET: 4300 N Michigan Road
CITY: Shelbyville, IN 46176

CONTACT: Vern Smith, Bob Hook
vsmith@caesars.com;
rhook@caesars.com
DATE SUBMITTED: 08/24/2020
PREPARED BY: Schamber, Ernie

DESCRIPTION: Back Flow Device Repairs

SCOPE OF WORK: Initial Call:
Quoted Repairs Q#10851 - multiple back flow devices - repairs

Found:

* After replacing the #1 gate valve on the trackside fire backflow, it was found that the 2nd gate valve won't shut off and needs to be replaced. This will require the track side water to be shut off for approximately (6) hours.

* Also the PIV (post indicator valve) on the Casino entrance backflow has failed and needs to be replaced. This PIV will not activate the gate valve, the internals have failed. This does not require water to be turned off to be replaced.

NOTE: Work must be scheduled with trackside personnel

NOTE: Requires (3) technicians

EQUIPMENT: Backflow Preventer, M#:BLACKFLOW TESTING, Eqp#: 156733

Total \$15,188.10

SIGNATURE

PRINT NAME

DATE

Thank you again for the opportunity to quote this project. Unless otherwise stated, this proposal is based on work being performed during normal business hours (7a.m. to 4p.m. Monday - Friday). If you have any questions regarding our quote, please give us a call. This proposal is valid for 15 days.

Should you find this quote acceptable, please sign above and email me back to servicequoteapprovals@deemfirst.com.

Sincerely,

DEEM Service Team

Pitman, Deena

From: Eric Halstrom <EHalstrom@caesars.com>
Sent: Thursday, September 10, 2020 11:00 AM
To: Pitman, Deena; Linkmeyer, Tom; Jackson, Noah
Subject: Capital Substitution Request
Attachments: Capital Substituion Request 9-10-20.pdf

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

Deena, Tom and Noah – Please see the attached request to substitute for some previously approved capital. Just trying to be efficient and purchase equipment that we have a need for at this time. Thanks.

Eric