

Minutes of the Regular Meeting of the
Indiana Horse Racing Commission

June 8, 2016

Grandstand, Hoosier Park Racing & Casino
4500 Dan Patch Circle
Anderson, IN 46013

Commission members present: Thomas Weatherwax, Chairman; Greg Schenkel, Vice-Chairman; George Pillow, member; and William McCarty, member. Also present were Mike Smith, IHRC Executive Director; Deena Pitman, IHRC Assistant Executive Director; Lea Ellingwood, IHRC General Counsel; Holly Newell, IHRC Deputy General Counsel; Jessica Barnes, IHRC Director of Racing and Breed Development; Stan Bowker, Senior Steward at Indiana Grand; Attorney John Shanks; John Keeler, General Counsel for Hoosier Park; Roger Young, Attorney for the Indiana Standardbred Association; Jim Brown, President and Chief Operating Officer at Hoosier Park; Rick Moore, Vice President and General Manager of Racing at Hoosier Park.

I. Call to Order

Chairman Weatherwax called the meeting to order at approximately 9:00 a.m. A quorum was present.

II. Approval of minutes of the March 15, 2016 meeting.

Commissioner Schenkel moved to accept the minutes for the meeting of March 15, 2016. Commissioner McCarty seconded the motion. The minutes were approved, 4-0.

III. Agenda

Note: All items on the agenda were transcribed by a court reporter from Stewart Richardson. Transcripts are available at www.in.gov/hrc.

1. Consideration of the Administrative Law Judge's Recommended Findings of Fact, Conclusions of Law and Recommended Order Granting IHRC Staff's Motion of Summary Judgment in the matter of Scott McNair (IHRC Ruling No. 15600).

General Counsel Lea Ellingwood presented the ALJ's Recommended Findings of Fact, Conclusions of Law and Recommended Order Granting IHRC Staff's Motion of Summary Judgment. Vice Chairman Schenkel moved to approve the Order, Commissioner Pillow seconded. The motion passed, 4-0.

2. Consideration of the Administrative Law Judge's Recommended Findings of Fact, Conclusions of Law, Ultimate Findings of Fact and Recommended Order in the matter of Juan DeLeon Guerrero.

John Shanks, counsel for Juan Guerrero, and IHRC General Counsel Ellingwood presented their cases, with Staff objecting to the Commission hearing Guerrero's objections due to the timeliness of the filing. Commissioner McCarty moved to allow the objections to be entered as part of the record. Commissioner Pillow seconded. The Commissioners voted 4-0 to consider the objections.

Commissioner Schenkel moved to approve the recommended Order approving the ALJ's recommended order. Commissioner Pillow seconded. The motion passed, 4-0.

3. Consideration of Addendum to the 2016 Agreement Between Hoosier Park, LLC and the Indiana Standardbred Association (ISA).

John Keeler, General Counsel for Hoosier Park, and Roger Young, attorney for the ISA, presented a change to the 2016 Agreement between Hoosier Park and the ISA. The change allowed for a \$187.50 daily increase in the retention from the ISA's share of simulcast revenues.

Commissioner McCarty moved to approve the amendment. Commissioner Schenkel seconded. The Commissioners voted 4-0, for approval.

4. Review of commission rulings: March 1, 2016 – April 30, 2016.

General Counsel Holly Newell presented the rulings.

5. Consideration of emergency rules regarding:

Standardbred

- 71 IAC 3-2-9 Judge's list

Commissioner Schenkel moved approve the rule and Commissioner Pillow seconded. The motion was approved unanimously, 4-0.

Thoroughbred/Quarter Horse

- 71 IAC 6.5-1-2 Claiming of horses
- 71 IAC 6.5-1-3 Claim certificate
- 71 IAC 5.5-4-2 Apprentice jockeys
- 71 IAC 7.5-6-3 Jockey requirements

Stan Bowker, Senior State Steward at Indiana Grand, presented the changes to the Thoroughbred/Quarter Horse rules. Commissioner Pillow moved for approval, and Commissioner McCarty seconded. The emergency rules were approved, 4-0.

6. Rule re-adoptions:

- 71 IAC 6-3-2 Conditions
- 71 IAC 8.5-14-1 Equine health; requirements
- 71 IAC 13.5-2-3 Stallion registration (TB)
- 71 IAC 14-1-3 "Indiana sired and bred" defined
- 71 IAC 14.5-2-3 Stallion registration (QH)

Commissioner McCarty moved to readopt the rules. Commissioner Schenkel seconded, and the re-adoption was unanimously approved.

7. Update regarding general IHRC agency and breed development publications & media efforts:
 - Agency brand design.
 - Recent newsletters and upcoming newsletters
 - Recap of WISH TV/Centaur/Breed Development partnership
 - Social media efforts

Jessica Barnes, Director of Racing and Breed Development, gave an update on the progress and status of the media communications and brand design. Additionally, she presented a brief video compiled by WISH TV.

8. Centaur presentation regarding plans for a “Virtual Ownership” experience

Rick Moore, Vice President and General Manager of Racing at Hoosier Park, presented the details of the program that would allow 50 people to own a racehorse together. The program has been named First Turn Stable.

I. Old Business

There was no old business to discuss.

II. New Business

Jim Brown, President and Chief Operating Officer, presented an update from Centaur. Rick Moore, Vice President and General Manager of Racing at Hoosier Park also spoke.

Chairman Weatherwax announced the next meeting will be held at 9:00 a.m. on September 14 at Indiana Grand.

III. Adjournment

With no further business, the meeting was adjourned at approximately 11:09 a.m. by Chairman Weatherwax.