

MINUTES OF ITS MEETING

HELD ON DECEMBER 7th, 1981 10:30 a.m.

A meeting of the New York State Racing and Wagering Board was held on December 7, 1981, 10:30 a.m., at the Board Office, Two World Trade Center, New York, New York, 10047.

The meeting being called on December 4, 1981, public notice of the meeting was given to the Associated Press and UPI and to the public by posting in the Board's reception area on the 74th Floor and also on the 44th Floor.

PRESENT: John Van Lindt, Chairman; Bertram D. Sarafan, Member; Dr. Joseph O'Dea, Member.

ALSO PRESENT: Richard F. Corbisiero, J., Executive Director; John Dailey, Director of Policy and Planning; Dorothy Rakowski, Quarter Horse Racing; Victor Cocozziello, Director of Wagering Systems; Salvatore Curiale, Counsel; Nancy Rudolph, Chief of OTB Operations; Kenneth Beh, Director of Public Relations; Dr. Norman Lewis, Chief State Racing Veterinarian; Dominic Coppotelli, Director of Bingo; Eileen Clarke, Assistant OTB Operations; James Gallagher, Assistant Racing Operations; Herman Kluge, Director of Investigations, Licensing and Audits; Stephen Cipot, Assistant Director Investigations, Licensing and Audits; David Vauchan, Assistant Counsel; Richard Feuerstein, Assistant Counsel; Theodore Garrison, Assistant Counsel; and Thomas C. Davide, Secretary to the Board.

A. MINUTES:

1. The Board approved the minutes of its meeting held on November 5, 1981.

B. FOR ENTRY INTO THE MINUTES:

1. Saratoga Harness-Tax Exempt Passes. The Board's prior approval of November 9, 1981 of request by Saratoga Harness Racing, Inc., to print 16,500 general admission tax-exempt passes which will be good any one day from November 12 through November 18, 1981.

2. Saratoga Harness-Construction. The Board's prior approval of November 9, 1981 of request by Saratoga Harness to build on the north side of the paddock building, a locker room facility and a small snack bar with restroom facilities for both men and women who will be working in the paddock.
3. NYCOTBC-Washington D.C. International. The Board's prior approval of November 6, 1981 of request by New York City Off-Track Betting Corporation Inc. to accept wagers on the Washington D.C. International.
4. Apprentice Allowance-Richard Migliore. The Board's prior approval of November 4, 1981 of request by Apprentice Jockey Richard Migliore for an extension on his apprenticeship.
5. Roosevelt Raceway-Turkey Giveaway. The Board's prior approval of November 20, 1981 of request by Roosevelt Raceway to giveaway one-hundred (100) turkeys on Monday, November 23, 1981.
6. Saratoga Harness-Free Grandstand and Clubhouse Admission. The Board's prior approval of November 20, 1981 of request by Saratoga Harness to offer all patrons attending their closing night of races on November 20, 1981 free grandstand and clubhouse admission.
7. Capital OTBC/Batavia Downs-Pick Three. The Board's prior approval of November 20, 1981 of request by Capital District Regional Off-Track Betting Corporation, Inc., to accept Pick-Three wagers at Batavia Downs Racetrack in a special betting region of their Corporation.
8. Yonkers Raceway-Hopeful Series 1982. The Board's prior approval of November 20, 1981 of request by Yonkers Raceway for the conditions for the 1982 Hopeful Series to be raced at Yonkers Raceway.
9. Foreign Substance Rules. The Board's prior approval of November 20, 1981 of request to put off the effective date of the Board's new drug rules for an additional sixty (60) days through Jan. 23, 1982. The sixty days run from the date of filing the extension which was November 23, 1981.
10. Buffalo Raceway-Winter Meet Promotions & Changes. The Board's prior approval of November 20, 1981 of request by Buffalo Raceway to conduct certain promotions as set forth in their submitted letter of request dated November 4, 1981.

11. Capital OTBC-Madison County. The Board's prior approval of December 2, 1981 of request by Capital District OTBC to amend their plan of operation to include Madison County.
12. Capital/Suffolk-Simulcasting. (A) The Board's prior denial of December 2, 1981 of request by Capital OTBC to amend their plan of operation to authorize simulcasting of harness races from Saratoga Harness into the Grandway branch location in Albany County and the Woodlawn branch location in the City of Schenectady. (B) The Board's prior approval of December 2, 1981 of request by Suffolk Regional Off-Track Betting Corporation, Inc., to participate in the simulcast experiment of harness racing from Roosevelt and Yonkers Raceways under conditions set forth in the approval. (ltr. of JVL dated November 20, 1981, ltr. of S.A. Siegel dated November 25, 1981, telegram dated December 2, 1981, Chittenango.)
13. WROTBC-Promotion with Buffalo Raceway. The Board's prior approval of December 7, 1981 of request by WROTBC for a joint promotion with Buffalo Raceway scheduled for December 9, 1981 as outlined in their submitted letter of request.

C. FOR BOARD APPROVAL:

1. Finger Lakes Racing Association, Inc.-300 Tote. The Board approved request by Finger Lakes Racing Association, Inc., to install the American Tote 300-Cash-Sell system.
2. NYRA-1982 Passes. The Board approved request by the New York Racing Association, Inc., to offer the listed prices for 1982 season and race meeting passes, for Clubhouse, Grandstand and Upper Club admission.
3. APPRENTICE ALLOWANCE-Jose A. Velez, Jr. The Board deferred action on this matter.
4. NYRA-1982 Dates. The Board approved request by the New York Racing Association, Inc., for the approval of the submitted proposed 1982 racing dates in letter dated
5. Syracuse Mile-1982 Harness Racing License. The Board deferred action on this matter.
6. Batavia Downs-1982 License Application. The Board approved request by Batavia Downs for the renewal of their 1982 application for a Harness Racing Track License.

7. Buffalo Raceway-1982 License Application. The Board deferred action on this matter.
8. Finger Lakes Race Track-1982 License Application. The Board approved request by Finger Lakes Race Track for renewal of their Track License for the year 1982.
9. Monticello Raceway-1982 License Application. The Board approved request by Monticello Raceway for the renewal of their Track License Application for the year 1982.
10. Roosevelt Raceway-1982 Track License Application. The Board approved request by Roosevelt Raceway for the renewal of their Track License for the year 1982.
11. Saratoga Harness Racing, Inc.-1982 License Application. The Board approved request by Saratoga for their 1982 application for track license.
12. Vernon Downs-1982 License Application. The Board approved request by Vernon Downs for their 1982 application for track license.
13. Yonkers Raceway-1982 Track License Application. The Board approved request by Yonkers Raceway for their 1982 application for Track License
14. Transmission Rules-4004.3, 4004.4, 4004.5, 4004.6, 4101.28, 4123.1, 4123.2, 4123.4, 4210.3, 4210.4, 4210.5, 4210.6, 5203.13. The Board deferred action on this matter.
15. Hearing Officer Report in the Matter of-Del Richards. Del Richards (Driver)-9th race, July 7, 1981-Vernon Downs-The Board adopted recommendation to confirm the judges five day suspension of license and their disqualification from 1st to placing of 9th.
16. Hearing Officer Report in the Matter of-Veral Bowman. Veral Bowman (Driver)-2nd race, September 19, 1981-Vernon Downs. The Board adopted recommendation to confirm the judges five (5) days suspension of license and their disqualification from 3rd to placing of 4th.
17. Hearing Officer Report in the-Matter of-John Stark, Jr. -John Stark, Jr.,-(Driver) 8th race, September 16, 1981-Vernon Downs. The Board adopted recommendation to confirm the judges 15 day suspension of license.

18. Hearing Officer Report in the Matter of-George Oakes. George Oakes-(Driver), 2nd race, July 16, 1981-Monticello Raceway. The Board deferred action on this matter.
19. Hearing Officer Report in the Matter of-Sam Costanza. Sam Costanza(Driver), 6th race, August 31, 1981-Batavia Downs. The Board adopted recommendation to confirm the judges five (5) days suspension of license and their disqualification from 3rd to placing of 8th.
20. Hearing Officer Report in the Matter of-Chirs Carrubba. Chris Carrubba (Driver) 7th race, September 15, 1981, Batavia Downs. The Board adopted recommendation to confirm the judges five (5) days suspension of license.
21. Hearing Officer Report in the Matter of-Joseph Cameron. Joseph Cameraon (Trainer)-1st race, August 18, 1981, Finger Lakes. The Board adopted recommendation to confirm the Stewards disqualification from 1st to placing of 5th.
22. WROTBC-Late Evening Hours at Select Branches. The Board approved request by Western Regional Off-Track Betting Corporation, Inc., to conduct late evening hours at selected WROTBC branch offices in conjunction with the upcoming race meeting at Buffalo Raceway as outlined in the approval letter.
23. Capital OTBC-Amended Rules and Regulations-Include Oneida County. The Board approved request which now includes the addition of Oneida County into their region.
24. Suffolk OTBC-Relocate Its Coram Branch. The Board approved request by Suffolk OTBC to relocate their existing Coram branch presently located in the Pine Hills Shopping Center on Route 112 to a new site in the shopping center located on the southeast corner of Route 25 and Route 112 in the Hamlet of Coram.
25. Tioga Racing Association, Inc.-Proposed Certificate of Incorporation. The Board deferred action on this matter.
26. WROTBC-Daily Racing Form. The Board approved request by Western Regional Off-Track Betting Corporation, Inc., to sell daily racing forms to their customers.
27. WROTBC-Corporations' By-Laws. The Board approved request by Western Retional Off-Track Betting Corporation, Inc., for approval of the submitted corporate By-Laws as and where it amends the Corporations By-Laws.
28. Capital OTBC-Audio Calls from Roosevelt Raceway (Delayed). The Board approved request to broadcast

delayed audio calls from Roosevelt Raceway over the OTB Communications Network in their Region only, during such times as they do not have a Regional Meet in progress.

29. Harness Fees Rule Amendment-4101.24(g). The Board approved the submitted rule amendment for adoption as an emergency provision.

D. FOR BOARD NOTICE AND DISCUSSION:

1. Proposed Agency Action-N.Y.S. Register, 11/4/81 re: Veterinarians at Harness Tracks.-NOTED
2. Proposed Agency Action-N.Y.S. Register, 11/4/81 re: The Transmission of Racing Information-NOTED
3. Letter of D. Groth, 11/3/81 re: "Race for the Birds"-NOTED
4. Proposed Agency Action, N.Y.S. Register, 11/25/81 re: License Fees for Harness Racing Licenses.
5. Memo of T. Garrison, 12/1/81-re: Unlicensed Bingo on Indian Reservations in N.Y.S.-NOTED