

Minutes of Meeting of the New York

State Racing and Wagering Board

Tuesday, November 20, 1979 10:30 AM

Approved

A meeting of the New York State Racing and Wagering Board was held on Tuesday, November 20, 1979 at the Board Office, Two World Trade Center, New York.

The meeting being called on Friday, November 16, 1979, 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:

John Dailey, Director of Policy and Planning; Richard Corbisiero, Director of Wagering Systems; Victor A. Cocozziello, Counsel; Sal Ferrara, Director of Audits, Investigations and Licensing; Dean Alfange, Director of Quarter Horse; Brian Barry, Assistant Chief of Racing Operations; Kenneth Beh, Director of Public Relations; Domonic Coppotelli, Director of Bingo; Bernard Golar, Assistant Commissioner and Director of OTB Regulations; Sal Curiale, Assistant Counsel; David Vaughan, Assistant Counsel; Lois A. White, Assistant Counsel and Thomas C. Davide, Secretary to the Board.

A. Minutes

1. Minutes. The Board approved the minutes of its meeting held Friday, October 19, 1979, 10:30 A.M.

B. For Entry Into the Minutes:

1. New York City Off-Track Betting Corporation/Colonial Cup International Steeplechase. The Board's prior approval of October 22, 1979 of request by NYCOTB dated October 17, 1979 to negotiate to accept wagers on the Colonial Cup International Steeplechase to be run at Springdale Course in Camden, So. Carolina on Sunday, November 18, 1979.
2. Batavia Downs/Free General Admission. The Board's prior approval of October 23, 1979 of request by Batavia Downs dated October 17, 1979 to have Free General Admission on Wednesday, October 24, 1979. This is their "Fan Appreciation Night".

3. Saratoga Raceway - Veteran's Day, November 12, 1979. The Board's prior approval of October 31, 1979 of request by Saratoga Raceway dated October 30, 1979 to race a matinee program instead of the usual evening program on November 12, 1979.
4. Western Regional Off-Track Betting Corp. - Pick-3 Wagering date change. The Board's prior approval of October 31, 1979 of request by Western Regional Off-Track Betting Corporation dated October 25, 1979 to accept on Wednesday, November 21, 1979, the Pick-3 wager regularly scheduled for Thursday. Batavia Downs will be dark on Thursday, November 22, 1979.
5. Hearing Officer Report in the Matter of - Miss Arlene. The Board's prior approval of November 1, 1979 of the recommendation of Hearing Officer Dailey to uphold the decision of the stewards' in the matter of the horse Miss Arlene, which occurred in the 8th race at Finger Lakes Race Track on September 8, 1979.
6. NYCOTB/Washington D.C. International. The Board's prior approval of November 7, 1979 of request by New York City Off-Track Betting Corporation dated October 23, 1979 to accept wagers on the 1979 running of the Washington D.C. International to be run at Laurel on Saturday, November 10, 1979.
7. Roosevelt Raceway Promotions. The Board's prior approval of November 11, 1979 of request by Roosevelt Raceway dated November 8, 1979 to hold the following promotions: in conjunction with radio station WBAB a contest will be held, winners to receive free grandstand admission; in conjunction with "OTB" and the publication called "Pennysavers" discount tickets, priced at \$1.00 instead of \$2.25 will be provided on the two evenings of the Silver Spoon Series.
8. Saratoga Raceway/Promotional Request. The Board's prior approval of November 9, 1979 of request by Saratoga Raceway dated October 23, 1979 to conduct a series of Fan appreciation promotions during the week of November 12, 1979 through November 17, 1979.
9. Hearing Officer Report in the Matter of Robert Delgado. July 17, 1979, ninth race at Finger Lakes Race Track, Unsatisfactory ride. The Board's prior approval of November 9, 1979 of recommendation of Hearing Officer O'Dea, that the thirty-day suspension imposed by the stewards at Finger Lakes Race Track be reduced to a period of seven-days.

C. For Board Approval:

1. Monticello Raceway Early Closing Series. The Board approved request by Monticello Raceway dated October 18, 1979 for the approval of the submitted proposed General Conditions and schedule of dates for Monticello Raceway's Early Closing Championship Series for 1980.
2. Yonkers Cane Pace and Yonkers Trot Conditions. The Board deferred action on this matter.
3. Finger Lakes - Unauthorized Exacta Wagering, October 8, 1979. The Board noted the letter submitted by George Fritz, Vice President and General Manager of Finger Lakes Race Track, dated October 9, 1979 which advised that on October 8, 1979 Finger Lakes Race Track received permission from the Board to card 10 races, however they failed to request permission to add an additional exacta to their program and they did conduct an extra exacta pool without authorization.
4. Finger Lakes/Relocation of Trainers' Stand. The Board approved request by Finger Lakes Race Track dated November 1, 1979 for permission to move the existing trainers' stand from the present location to a site closer to the track.
5. Western Regional Off-Track Betting Corporation - Pick-3 Wagering. The Board approved request by Western Regional Off-Track Betting Corporation dated November 5, 1979 to accept Pick-3 wagers on races to be conducted at Buffalo Raceway on Tuesdays and Fridays commencing Tuesday, December 4, 1979, and through their upcoming meeting ending February 24, 1980.
6. Equine Drug Testing Expenditures. The Board formally adopted a method for adjusting for a situation where collection of funds on a per diem basis for equine drug testing and research (pursuant to Chapter 576, L. 1978, Section 19) exceeds actual cost incurred and attributable to certain tracks.
7. Hearing Officer Report in the Matter of - Joseph Beszczynski (Driver). 5th race, Batavia Downs, March 7, 1979-Interference. The Board approved the recommendation of the Hearing Officer that the said disqualification and the placings made by the judges at Batavia Raceway in their declared "official" order of finish for this race be annulled, and the horse "Wes By A" be restored to its original third place finish, and "Kerry On" be placed back to its original 4th place finish, and "Benny's Reward" be placed back to its original 5th place finish, and accordingly each horse be entitled to its respective share of the purse monies by virtue of this revised order of finish.

D. For Board Notice and Discussion:

1. Letter of John Van Lindt, 11/1/79; re: NY-AUTH-2-80, page 32 and 33.
NOTED
2. RE: Licenses of Finger Lakes Race Track and Buffalo Raceway (See attached Minutes).

Minutes of its Meeting Held

November 20, 1979

11:15 A.M.

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

Also Present: Victor A. Coccoziello, Counsel - New York State Racing and Wagering Board; John Patten, Special Counsel - New York State Racing and Wagering Board; Jeremy Jacobs, Chief Executive Officer - Sports Services; F. Steven Berg, Counsel Sports Services and Thomas C. Davide, Secretary to the Board.

The Chairman outlined the background of Emprise Investigations. John Patten summarized his findings of The Emprise Investigation, and submitted his findings and recommendations to the Board.

The Board asked Mr. Jacobs to give his account of the topics raised and was further questioned by the Board on the subject matters contained in Part II of the report.

Meeting Concluded at 12:45 P.M.