

LOUISIANA STATE RACING COMMISSION

MINUTES – August 29, 2011 Meeting

As transcribed by Lela Thomas, Certified Court Reporter

COMMISSIONERS IN ATTENDANCE

Jerry F. Meaux, *Chairman*
Payton R. Covington, *First Vice Chairman*
Bob F. Wright, *Second Vice Chairman*
Keith W. Babb
Kevin S. Delahoussaye
Benjamin J. Guilbeau, Jr.
Richard M. "Dick" Hollier, Jr.
Kenneth "Kenu" Romero
Judy W. Wagner
Dion Young

ABSENT

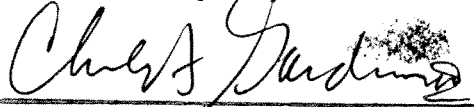
David E. Roberts
William A. Robinson

APPROVED

At the Commission Meeting of

11-14-11

(Date)



Executive Director
Louisiana State Racing Commission

The meeting of the Louisiana State Racing Commission was called to order by the Chairman on Monday, August 29, 2011 at 9:00 AM in the La Nouvelle Room of the Monteleone Hotel, 214 Royal Street, New Orleans, Louisiana. Roll call was taken; a quorum was present.

Mr. Gardiner asks the commissioners for approval of the meeting minutes from the previous meeting; Mr. Babb motions to approve; Mr. Covington seconds; motion carries.

I. ASSOCIATION REQUESTS

A. BOYD RACING, LLC d/b/a DELTA DOWNS RACETRACK, CASINO & HOTEL

1. **PROGRESS REPORT**, by *Mr. Chris Warren*. Mr. Warren informs the 46 day quarter horse meet ended on July 3rd. He informs the average live handle was up by 1%, average overall handle was up 4.5% and the simulcast handle was up 5%. He informs the meet was successful, but the total reports were down overall because of the reduction of six days of live racing. Mr. Warren states the horsemen have made inquiries regarding the track surface. He informs Delta Downs is aware of the issue and the lack of rain during the meet made it difficult to keep the surface watered. He informs the issue should be resolved by the start of the thoroughbred meet on October 19th. Mr. Warren informs Delta Downs is doing their usual repairs on the backside. He informs another gap by the 5/8 chute was added for safety on the side of the outside rail. He informs Delta Downs Jackpot Race will be held on November 19th. He mentions the recent passage of ADW legislation will allow all tracks to have account deposit wagering. He states Delta Downs is currently visiting with various vendors, and hopes to get their own ADW off the ground in the next few months.

2011 QUARTER HORSE MEET

2. **POST TIME**

a. **Ratification** to change post time from 3:05 PM to 6:45 PM, effective 6/5/11 through 7/3/11.

Mr. Covington motions to approve; Unidentified Commissioner seconds; motion carries.

3. **STEWARDS, OFFICIALS & MANAGEMENT**

a. **Ratification** of Jennifer Durenberger as association steward, effective 5/23/11 through 7/3/11.

Mr. Babb motions to approve; Mr. Covington seconds; motion carries.

2011/2012 THOROUGHBRED MEET

4. **RACES**

a. **Approval** of first condition book for 2011/2012 thoroughbred race meet.

Mr. Delahoussaye motions to approve; Mr. Covington seconds; motion carries.

5. **STEWARDS, OFFICIALS & MANAGEMENT**

a. **Approval** of the following racing officials:

- Chris Warren - Director of Racing
- John Simon - Racing Secretary
- Michael Smith - Asst. Racing Secretary/Stakes Coordinator
- Steve Ruff and Jennifer Durenberger - Association Stewards
- Duane Domingue - Paddock Judge/Alternate Steward
- Bret Thibodeaux, Hayward Stewart and Jane Morton - Outriders
- Darald Wilfer - Track Superintendent
- Dennis Schmidt - Starter
- Phillip Walker - Clerk of Scales
- Jason Grudzien - Head Clocker
- Cynthia Smith - Horse Identifier
- Leonard (Gene) Wasson - Stall Superintendent
- Michael Bennett - Jocks Room Custodian/Assistant Clerk of Scales
- Steve Nick, Mohamed Alikhan, Charles Sonnier and Rose Caster - Placing Judges/Racing office staff

Mr. Covington motions to approve; Mr. Guilbeau seconds; motion carries.

b. **Approval** of Sam Lato to serve as state steward.

Unidentified commissioner motions to approve; Mr. Babb seconds; motion carries.

2012 QUARTER HORSE MEET

6. **LICENSE APPROVALS**

- a. 10 year license to own and operate a race track, per R.S. 4:158.
- b. 10 year license to own and operate OTB locations, per R.S. 4:211 et seq.
- c. Serve as concessionaire.

Mr. Guilbeau motions to approve; Mr. Covington seconds; motion carries.

7. **RACING DATES (R.S. 4:158A), RACES AND POST TIMES**

a. **Approve** 46 live race dates on the flat for the 2012 quarter horse race meet:

- April 27,28
- May 2,3,4,5,9,10,11,12,16,17,18,19,23,24,25,26,30,31
- June 1,2,6,7,8,9,13,14,15,16,20,21,22,23,27,28,29,30
- July 4,5,6,7,11,12,13,14

Mr. Babb motions to approve; Ms. Wagner seconds; motion carries.

b. **Approve** a minimum of 9 daily live quarter horse races – 6:45PM post time on Wednesdays, Thursdays, Fridays and Saturdays.

Mr. Babb motions to approve; Ms. Wagner seconds; motion carries.

8. **WAGERING (LAC 35:XIII.Ch 103-127)**

a. **Approve** 2012 quarter horse meet wagering:

1. \$1 WPS, quinella & exacta on all races
2. .50¢ Trifecta on all races with 6 or more entries
3. .10¢ Superfecta on selected races with 8 or more entries
4. \$1 Pick 3 on 1st thru 10th races
5. .50¢ Pick 4 on first 4 & last 4 races
6. .50¢ Pick 5 on last 5 races
7. \$1 Daily double on first 2 & last 2 live races

Mr. Babb motions to approve; Mr. Guilbeau seconds; motion carries.

B. **EVANGELINE DOWNS RACETRACK & CASINO**

1. **PROGRESS REPORT**, by *Mr. Steve Darbonne*. Mr. Darbonne informs Evangeline Downs has 6 more live race days left in the 89 day 2011 thoroughbred meet. He informs the on-track handle is up 3.1% from last year and the total handle is down 9.1%. He informs the TVG and New York OTB issues have greatly attributed to the reduction of the handle. He informs Evangeline Downs has met with the horsemen and the track seems to be in good shape. The quarter horse meet will start on October 5th (racing Wednesday through Saturday). He informs Evangeline Downs is currently working with 2 vendors on the ADW account and hopes to start contract agreements with one of them this week.

2011 QUARTER HORSE MEET

2. **RACES**

- a. **Approval** of first condition book for 2011 quarter horse race meet.
- b. **Approval** of designated races for the 2011 quarter horse race meet.

| | |
|----------|-----------------------------------|
| 11/19/11 | LQHBA Breeders Futurity (La Bred) |
| 11/19/11 | Invitational Breeders Stake |
| 11/19/11 | EVD Derby |
| 12/17/11 | EVD Futurity |

Mr. Hollier motions to approve; Unidentified Commissioner seconds; motion carries.

3. **STEWARDS, OFFICIALS & MANAGEMENT**

a. **Approval** of the following racing officials:

Coleman Lloyd – Racing Secretary
 Corey Veazey – Asst. Racing Secretary/Placing Judge
 Rick Sackett – Association Steward
 Charles “Terry” Magee – Association Steward
 Gerald Thomas – Clerk of Scales
 Angie Hebert – Entry Clerk/Placing Judge
 Danny Michel – Photo Finish/Teletimer
 Frank Rudis – Entry Clerk/Identifier
 Brett Poole – Clocker
 A.J. Paretti – Clocker
 Russell Comeaux – Starter
 Kyle Clinton – Outrider
 Kenneth Gipson – Outrider
 Sandra McMahan – Claims Clerk
 JoAnn Comeaux – Program Coordinator

Chasey Deville – Entry Clerk/Placing Judge
Jacque Bohannon – Colors Coordinator
Robert Bard – Stall Superintendent
Garrall Gallow – Track Superintendent
Julie Gipson – Entry Clerk/Paddock Judge

Mr. Babb motions to approve; Ms. Wagner seconds; motion carries.

b. Approval of Brook Hawkins to serve as state steward.

Mr. Babb motions to approve; Ms. Wagner seconds; motion carries.

2012 THOROUGHBRED MEET

4. LICENSE APPROVALS

- a. 10 year license to own and operate a race track, per R.S. 4:158.
- b. 10 year license to own and operate OTB locations, per R.S. 4:211 et seq.
- c. Serve as concessionaire.
- d. Operate as a training facility for 2012 during off-season.

Mr. Hollier motions to approve; Mr. Covington seconds; motion carries.

5. RACING DATES (R.S. 4:158A), RACES AND POST TIMES

a. Approve 84 live race dates on the flat for the 2012 thoroughbred race meet:

April 18,19,20,21,25,26,27,28
May 2,3,4,5,9,10,11,12,16,17,18,19,23,24,25,26,30,31
June 1,2,6,7,8,9,13,14,15,16,20,21,22,23,27,28,29,30
July 4,5,6,7,11,12,13,14,18,19,20,21,25,26,27,28
Aug 1,2,3,4,8,9,10,11,15,16,17,18,22,23,24,25,29,30,31
Sept 1,5,6,7,8

Mr. Babb motions to approve; Mr. Guilbeau seconds; motion carries.

b. Approve minimum of 9 daily live thoroughbred races – 5:40PM post time, Wednesdays, Thursdays, Fridays, and Saturdays.

Mr. Babb motions to approve; Mr. Covington seconds; motion carries.

6. WAGERING (LAC 35:XIII.Ch 103-127)

- a. **Approve** 2012 thoroughbred meet wagering:
 - 1. WPS, quinella & exacta on all races
 - 2. Daily Double on first 2 and last 2 live races
 - 3. Trifecta on all races complying with the *Rules of Racing*
 - 4. Rolling pick 3 beginning with 1st race
 - 5. Pick 4 on 2nd thru 5th races and on last 4 races
 - 6. Superfecta on all races complying with the *Rules of Racing*

Mr. Hollier motions to approve; Mr. Babb seconds; motion carries.

**C. CHURCHILL DOWNS LOUISIANA HORSERACING COMPANY, LLC
d/b/a FAIR GROUNDS RACE COURSE & SLOTS**

- 1. **PROGRESS REPORT**, by Mr. Eric Halstrom. Mr. Halstrom informs the Fair Grounds 12 day quarter horse meet will begin on September 7th and horses are currently on the backside training. He informs the surface is in good shape for the upcoming races. He informs the September 24th LQHBA races will assist in promoting quarter horse racing in New Orleans. There will be a street fair derby on the closing day (September 24th) which will provide live music and up to 15 food vendors. Mr. Halstrom informs the

2012 quarter horse meet will run in August. He informs the claiming crown will be held during the thoroughbred meet on December 3rd. He informs the Fair Grounds has made recruiting efforts on the east coast. He states there has been positive feedback regarding the track and surface during the quarter horse meet. He informs the Fair Grounds has put quite a bit of money into working on the track surface. Their goal, over a 5 year plan, was to bring the surface back to what it was before Hurricane Katrina. Mr. Halstrom informs that LSU assisted the Fair Grounds over the summer with treating and growing grass on the turf course and the turf course will be at its best in November. He informs there will be 6 starlight racing nights beginning in January (2 in January, 2 in February, 2 in March). He informs the Fair Grounds Oaks and Louisiana Derby will coincide on the same weekend of the NCAA basketball tournament which will draw tourist to New Orleans. He informs there will be a big push to draw the sports fans to the Fair Grounds around the busy weekend schedule. Mr. Romero asks Mr. Halstrom if Fair Grounds would be recruiting different stables. Mr. Halstrom informs that he has positive indications that they will have some excellent new stables and many returning ones.

2011 QUARTER HORSE MEET

2. RACES

- a. **Approval** of first condition book for 2011 quarter horse race meet.
- b. **Approval** of designated races for the 2011 quarter horse race meet.

| | |
|---------|------------------------------|
| 9/7/11 | Treme Stakes |
| 9/10/11 | Audubon Stakes |
| 9/16/11 | Gentilly Dash Stakes |
| 9/17/11 | Fauborg St. John Stakes |
| 9/23/11 | Mid City Stakes |
| 9/24/11 | DeSaix Stakes |
| 9/24/11 | LQHBA Sales Invitational |
| 9/24/11 | LQHBA Sales Futurity |
| 9/24/11 | Fair Grounds Bonus Challenge |

Mr. Babb motions to approve; Ms. Wagner seconds; motion carries.

3. STEWARDS, OFFICIALS & MANAGEMENT

- a. **Approve** racing officials for the 2011 quarter horse meet:

Jason M. Boulet - Racing Secretary
 Harvey Lourd, III – Assistant Racing Secretary
 Barbara Comberrel – Program Coordinator
 Gary Palmisano – Placing Judge/Entry Clerk
 *Gary Palmisano, Jr. – Claims Clerk/Entry Clerk
 Amber Fontenot – Placing Judge/Entry Clerk
 Jed Babin – Identifier
 George Graham – Association Steward
 *David Hooper – Association Steward
 Darrin Cain – Outrider
 Robert Mayer – Outrider
 Nelson Menard – Clerk of Scales
 Mario Torres – Stall Superintendent
 Frank Comberrel – Starter
 Kerry Dubuc – Clocker
 Mike Deliberto – Clocker
 Javier Torres – Custodian
 Pedro Zavala – Track Superintendent
 Ashley Simon – Placing Judge/Entry Clerk

Ramon Muniz – Paddock Judge
**new official*

Mr. Covington motions to approve; Mr. Hollier seconds; motion carries.

b. Approval of Brook Hawkins to serve as state steward.

Mr. Romero motions to approve; Mr. Guilbeau seconds; motion carries.

2011/2012 THOROUGHBRED HORSE MEET

4. STEWARDS, OFFICIALS & MANAGEMENT

a. Approve Roy Wood as state steward.

Unidentified Commissioner motions to approve; Mr. Babb seconds; motion carries.

2012 QUARTER HORSE MEET

5. LICENSE APPROVALS

a. Approval for 2012 Quarter Horse race meet:

1. For 10 year license to own and operate a race track, per R.S. 4:158
2. For 10 year license to own and operate OTB locations, per R.S. 4:211 et seq.
3. To serve as concessionaire

Mr. Covington motions to approve; Mr. Hollier seconds; motion carries.

6. RACING DATES (R.S. 4:158A) AND POST TIMES

a. Approval for 2012 Quarter Horse race meet:

1. Quarter Horse racing on the flat
2. 12 Quarter Horse dates (8/15/12 through 9/1/12)
August 15,16,17,18,22,23,24,25,29,30,31
September 1
3. Hold up to 10 live Quarter Horse races daily.
4. Daily post time 12:40 PM

Mr. Babb motions to approve; Mr. Covington seconds; motion carries.

7. WAGERING (LAC 35:XIII.Ch 103-127)

a. Approval for wagering format for 2012 Quarter Horse race meet:

1. WPS and Exactas on all races
2. Trifectas and Superfectas on all races that qualify
3. Rolling Pick 3 beginning on Race 1
4. Daily Double – on first 2 and last 2 races
5. Up to 2 Pick 4's
6. Super High 5 on last race
7. Pick 6 – on final 6 races

Mr. Hollier motions to approve; Mr. Guilbeau seconds; motion carries.

OTB

8. OTB APPROVAL

a. Approval to open Marrero Fair Grounds OTB Casino (Jefferson Parish),
4951 Lapalco Blvd., Marrero, Louisiana.

Mr. Halstrom informs that this request for approval is contingent upon the necessary approvals from Jefferson Parish. Fair Grounds representatives are scheduled to appear before the Jefferson Parish Council in October. Ms. Loney informs the application

submitted to the commission appears to be in order with the exception of the site plan review. Mr. Wright suggests deferring an approval vote from the commission until after the ruling from Jefferson Parish is formalized. Ms. Loney states it would be acceptable to approve the new OTB application today, contingent upon the October approval by Jefferson Parish and after Fair Grounds provides to the commission the necessary legal documentation from the Jefferson Parish Council.

Mr. Hollier motions to conditionally approve; Mr. Guilbeau seconds; motion carries.

**D. HARRAH'S BOSSIER CITY INVESTMENT COMPANY, LLC
d/b/a HARRAH'S LOUISIANA DOWNS**

1. **PROGRESS REPORT**, by *Mr. Trent McIntosh*. Mr. McIntosh informs that the handle from all sources is up 3%. He states the thoroughbred meet has gone well except for some small field sizes attributed to the hot summer weather. Mr. McIntosh informs the new marketing initiatives and promotions have proven to be successful. He informs Louisiana Downs is paying TVG a fee as an incentive for TVG to show as many of their live races as possible. He informs Louisiana Downs has picked-up a couple of new simulcast sites this year. He informs Super Derby will be held on Saturday, September 10th. He informs there was a recent storm with 70 to 80 mile per hour winds which mostly caused damage to the glass in the main grandstand as well as some minor barn area damage. The barn area damage was immediately repaired. Most of the damage except for the glass should be repaired by the time of the Super Derby. There will be a temporary solution (different type of plexi-glass) to replace the broken glass in the grandstand. He informs Louisiana Downs has been working with the Thoroughbred Breeders Association to hold a sale on October 22nd. He informs Louisiana Downs is hosting a Super Derby golf tournament today to benefit the Backside Benevolent Fund and Backside Chaplaincy. Mr. Covington asks Mr. McIntosh to explain the 3% increase in handle. Mr. McIntosh responds, the TVG deal, new simulcast outlets and a new marketing plan have attributed to the overall increase in handle.

2011 THOROUGHBRED MEET

2. STEWARDS, OFFICIALS & MANAGEMENT

a. Ratification of racing officials for the 2011 thoroughbred meet:

Trent McIntosh – Director of Operations
David Heitzmann – Racing Secretary
Russell Ramstad – Assistant Racing Secretary
William Coleman – Association Steward
David Wedlake – Association Steward
Jimmy Cordell – Starter
Braulio Baeza, Sr. – Clerk of Scales
Jeffrey Williams – Custodian
Thomas Sibille – Stakes Coordinator
Ronald Ramstad – Placing Judge
Michael Wandishin – Placing Judge
*Allan F. Bridewell – Placing Judge
Joseph Peluso – Paddock Judge
Tammy Peck – Horse Identifier
Charlotte Miles – Program Coordinator/Claims
Betty Fetters – Clocker
Cindy Loggins – Clocker
Kristina Strickland – Clocker

Laura Hollowoa – Outrider
Juan Roman - Outrider
**new official*

Mr. Babb motions to approve; Unidentified Commissioner seconds; motion carries.

3. WAGERING (LAC 35:XIII.Ch 103-127) AND POST TIME

a. Ratification of amended wagering format for 2011 thoroughbred meet:

1. WPS and exacta on all races
2. Daily Double on first 2 and last 2 live races
3. .50¢ Trifecta on all races with 6 or more entries
4. .10¢ Superfecta on all races with 8 or more entries
5. Pick 3 on 2nd thru 10th races
6. .50¢ Pick 4 on 2nd thru 5th races and 7th thru 10th races
7. Pick 6 on last 6 races
8. All other wagers \$1 minimum

b. Post time

1. Post time remains at 1:25 PM

Mr. Babb motions to approve; Mr. Guilbeau seconds; motion carries.

2012 QUARTER HORSE MEET

4. LICENSE APPROVALS

- a. 10 year license to own and operate a race track, per R.S. 4:158.
- b. 10 year license to own and operate OTB locations, per R.S. 4:211 et seq.
- c. Serve as concessionaire.

Mr. Covington motions to approve; Unidentified Commissioner seconds; motion carries.

5. RACING DATES (R.S. 4:158A), RACES AND POST TIMES

a. Approve 46 live race dates on the flat for the 2012 quarter horse race meet:

January 7,8,9,10,14,15,16,17,21,22,23,24,28,29,30,31
February 4,5,6,7,11,12,13,14,18,19,20,21,25,26,27,28
March 3,4,5,6,10,11,12,13,14,17,18,19,20,21

b. Approve minimum of 9 daily live quarter horse races-post time 12:30 PM.

Mr. Babb motions to approve; Mr. Covington seconds; motion carries.

6. WAGERING (LAC 35:XIII.Ch 103-127)

a. Approval for 2012 quarter horse meet wagering:

1. WPS, quinella & exacta on all races
2. Daily Double on first 2 and last 2 live races
3. Trifecta on all races complying with the *Rules of Racing*
4. Superfecta on all races complying with the *Rules of Racing*
5. Rolling Pick 3 on 2nd race through balance of card
6. Pick 4 on 2nd thru 5th races and on 6th thru 9th races

Mr. Guilbeau motions to approve; Mr. Covington seconds; motion carries.

7. STEWARDS, OFFICIALS & MANAGEMENT

a. Approve Noble Hay to serve as state steward.

Mr. Covington motions to approve; Mr. Guilbeau seconds; motion carries.

2012 THOROUGHBRED MEET**8. LICENSE APPROVALS**

- a. 10 year license to own and operate a race track, per R.S. 4:158.
- b. 10 year license to own and operate OTB locations, per R.S. 4:211 et seq.
- c. Serve as concessionaire.

Mr. Covington motions to approve; Mr. Guilbeau seconds; motion carries.

9. RACING DATES (R.S. 4:158A), RACES AND POST TIMES

- a. **Approve** 84 live race dates on the flat for the 2012 thoroughbred race meet:

| | |
|-----------|---|
| May | 4,5,6,10,11,12,13,17,18,19,20,25,26,27,28,31 |
| June | 1,2,3,7,8,9,10,14,15,16,17,21,22,23,24,28,29,30 |
| July | 1,4,5,6,7,8,12,13,14,15,19,20,21,22,26,27,28,29 |
| August | 2,3,4,5,9,10,11,12,16,17,18,19,23,24,25,26,31 |
| September | 1,2,3,6,7,8,9,13,14,15,16,20,21,22,23 |

- b. **Approve** minimum of 9 daily live thoroughbred races-post time 1:25 PM.

Mr. Hollier motions to approve; Mr. Babb seconds; motion carries.

10. WAGERING (LAC 35:XIII.Ch 103-127)

- a. **Approval** for 2012 thoroughbred meet wagering:

1. WPS, quinella & exacta on all races
2. Daily Double on first 2 and last 2 live races
3. Trifecta on all races complying with the *Rules of Racing*
4. Superfecta on all races complying with the *Rules of Racing*
5. Rolling Pick 3 on 2nd race thru balance of card
6. Pick 4 on 2nd thru 5th races and on 6th thru 9th races
7. Pick 6 on 4th thru 9th races

Mr. Babb motions to approve; Mr. Covington seconds; motion carries.

II. COMMITTEE REPORTS**A. MEDICATION COMMITTEE, by Committee Chairman Payton R. Covington**

Mr. Covington informs the committee recently met and discussed graded stakes rules regarding permitted thresholds for therapeutic medications, positives called with multiple drugs being treated as a single violation, regulatory review of catastrophic injuries and criteria for horses to be placed on the vet's list following a positive test.

B. RULES COMMITTEE, by Committee Chairman Keith W. Babb

Mr. Babb's report briefly explains LAC 46:XLI.Chapter 19 - Training Tracks (§1903. License Information, §1904. License Renewal, §1905. Authority and Jurisdiction, §1906. Production of Books, Memorandum, or Documents; Removal of Official or Employee; Manner of Keeping Books; Witnesses; Penalty and §1907. Grounds for Denial or Termination of Training Track License) and informs the Rule Committee recommends adopting the Notice of Intent. Mr. Hollier motions to adopt the Rules Committee report; Mr. Covington seconds; motion carries. Mr. Babb motions to approve notice of intent; Mr. Hollier seconds; motion carries.

C. LEGAL COMMITTEE, by Committee Chairman Bob F. Wright

No report.

D. SECURITY COMMITTEE, by Committee Chairman Kenneth "Kenu" Romero

No report.

E. RACETRACK/HBPA LIAISON COMMITTEE

No report.

F. COMPLIANCE COMMITTEE

No report.

III. OTHER

A. For Discussion:

1. New TOBA Standards for Graded Stakes.

Dr. David informs of the medication limits the TOBA Graded Stakes Committee will require beginning in January 2012. He informs the Fair Grounds has graded stakes races in January therefore the commission must set rules which must comply with TOBA recommendations. Dr. David provides examples of medication levels which would comply with the model rules. Mr. Babb points out that the changes would not apply to quarter horse racing. Mr. Covington informs the Medication Committee will propose a Notice of Intent and Emergency Rule at the next commission meeting. Mr. Seelig expresses his concerns with regards to the proposed rule change. Ms. Loney comments that the regulatory side of the issue must be addressed. Mr. Wright concurs.

Mr. Gardiner expresses gratitude to former Assistant Attorney General Kim Chatelain for her years of service to the commission. Ms. Chatelain thanks everyone whom she worked with during her 14 year tenure with the commission. She informs that she is working with Jefferson Parish as the Director of Governmental and Ethical Compliance. Mr. Wright congratulates Kim on an outstanding job of winning all of her court cases for the Racing Commission.

Mr. Gardiner recognizes Mr. Benjamin J. Guilbeau, Jr. of Calcasieu Parish and Mr. Dion Young of West Monroe as the two newest members of the Racing Commission.

IV. RULES

A. For Discussion and/or Notice of Intent: (See Rules Committee Report)

1. LAC 46: XLI. Chapter 19 - Training Tracks

§1903. License Information

§1904. License Renewal

§1905. Authority and Jurisdiction

§1906. Production of Books, Memorandum, or Documents; Removal of Official or Employee; Manner of Keeping Books; Witnesses; Penalty

§1907. Grounds for Denial or Termination of Training Track License

V. LICENSES

(In order heard)

License Approval Requests [LA.REV.STAT. 4:150(B)(2)]

Tameka S. Hooper, Casino Employee/Evangeline Downs. Convicted felon. Mr. Covington motions to approve for licensing; Mr. Young seconds; motion carries.

Amy M. Lowrey, Groom. Convicted felon. Mr. Covington motions to deny licensing; Ms. Wagner seconds; motion carries.

Stephone D. Spurlock, Jockey. Convicted felon. Mr. Wright motions to deny license. Must reapply to Louisiana State Racing Commission and provide written proof of drug rehabilitation and a current negative drug test; Mr. Covington seconds; motion carries.

Mr. Meaux asks for a motion to go into Executive Session; Mr. Hollier motions; Mr. Romero seconds; motion carries.

A recess was taken, and then the proceedings continue as follows:

Mr. Meaux asks for a motion to come out of Executive Session; Mr. Hollier motions; Mr. Guilbeau seconds; motion carries.

Mr. Gardiner discusses the need for race track security and informs of budgetary funding. He informs the commission will work with the Louisiana State Police to provide better security on the race tracks. Mr. Gardiner introduces Colonel Mike Edmonson, Commander of the Louisiana State Police. Col. Edmonson informs of a pilot program of 30 to 60 days. He further informs the state police will observe and then make proposals and recommendations to the commission regarding security issues. He states the police will do its job with the utmost integrity and he looks forward to building a partnership between the state police and the commission.

Reinstatement Request

Coby Bourque, Jockey. Ruling#ED15156 of 6/21/06 – *Human Drug Testing, 3rd offense*, Requesting reduction of sentence. Mr. Guilbeau motions Mr. Bourque must provide 3 negative drug tests within this calendar year and then receive his license under a probationary period; Mr. Young seconds. Mr. Romero offers a substitute motion requesting a negative hair test to the Commission before licensing Mr. Bourque; Ms. Wagner seconds. Mr. Delahoussaye adds to Mr. Romero’s motion to drug test Mr. Bourque twice a month at Mr. Bourque’s expense for 1 year. Ms. Loney clarifies the motion that Mr. Bourque must provide a negative hair test and upon receipt of negative test results, reinstatement is contingent upon random drug testing twice a month for 12 months at his expense. Motion is approved.

Recess taken for lunch.

Mr. Beech, Regional Manager of the Jockey's Guild, addresses the commission regarding insurance coverage for jockeys working at Louisiana training centers. Mr. Covington asks Mr. Beech to research the cost and other matters related to this issue and then return to the commission for assistance. Mr. Seelig explains the current insurance structure, the policies (coverage) the HBPA provides and also some statistical information. He states that what Mr. Beech is proposing would be risky and expensive for the HBPA. He informs the jockeys are considered independent contractors and the HBPA does not cover independent contractors. He states the jockeys are covered by the race tracks. Mr. Romero asks if the jockeys could buy their own policy. Mr. Seelig responds the Jockey's Guild could work with the insurance company, but the cost will be substantial. Mr. Beech informs he has contacted the training centers and they carry a line of liability. Accident verses worker's compensation policies were discussed. Mr. Wright concurs with Mr. Covington and states Mr. Beech should research this matter further regarding insurance coverages and costs. Mr. Seelig offers his assistance to Mr. Beech.

VI. ADJUDICATIONS

(In order heard)

Appeal (LA. REV. STAT. 4:154)

Carlos L. Marquez, Jockey. Ruling#ED18796 of 7/8/11 – *Carless riding* (Appeal Withdrawn). *Not present for meeting.* Mr. Delahoussaye motions to uphold the stewards' ruling; suspend 7 calendar days from 10/19/11 through 10/25/11; Mr. Romero seconds; motion carries.

Adjudications Referred (LA. REV. STAT. 4:172)

Frederick J. Carmouche, Jr., Jockey. Ruling#ED18832 of 8/4/11 – *Human Drug Testing, 3rd offense.* Mr. Covington motions to uphold the stewards' ruling; suspend 5 years effective 8-29-11 through 8-28-16. Denied access to all race tracks, off-track wagering facilities and recognized training tracks under the jurisdiction of the Louisiana State Racing Commission; Mr. Romero seconds; motion carries.

Douglas C. Plaisance, Jr., Trainer. Ruling#ED18831 of 8/3/11 – *Flunixin (ARCI Category IV, severity level III).* Mr. Covington motions to uphold the stewards' ruling of \$1,000 fine; redistribute purse; Mr. Romero seconds; motion carries.

Ned E. Goutierrez, Jr., Trainer. Ruling#DD18827 of 7/29/11 – *Phenylbutazone & Flunixin (ARCI Category IV, severity level I) (3rd offense within a 12-month period).* Ms. Wagner motions to uphold the stewards' ruling; suspend 60 calendar days effective 8/29/11 through 10/27/11; fine an additional \$500 (total fine \$1,500); purse redistributed. Denied access to all race tracks, off-track wagering facilities and recognized training tracks under the jurisdiction of the Louisiana State Racing Commission; Mr. Covington seconds; motion carries.

Katie E. Carlos, Trainer. Ruling#DD18724 of 6/4/11 – *Zilpaterol (ARCI Category III)* Mr. Covington motions to uphold the stewards' ruling; suspension amended from 6 months to 60 calendar days effective 6-4-11 through 8-2-11(credit for time served); fined \$1,500; purse redistributed; Mr. Romero seconds; motion carries.

Dustin B. Romero, Exercise Rider (unlicensed). Ruling#ED17951 of 4/28/10 – *Abuse of a horse.* Mr. Wright motions to uphold the stewards' ruling and suspend for 2 years; no second. Substitute motion by Mr. Covington to uphold the stewards' ruling; ineligible for license for 5 years effective 8/29/11 through 8/28/16. Denied access to all race tracks, off-track wagering facilities and recognized training tracks under the jurisdiction of the Louisiana State Racing Commission; Mr. Young seconds; motion carries.

Appeal/Referred (LA. REV. STAT. 4:154, 4:172)

Barbara J. Alcantara, Owner/Trainer. Ruling#DD18727 of 6/5/11 – *Zilpaterol (ARCI Category III)* Mr. Covington motions to uphold stewards' ruling; suspension amended from 6 months to 60 calendar days effective 8-29-11 through 10-27-11; fined \$1,500; purse redistributed. Denied access to all race tracks, off-track wagering facilities and recognized training tracks under the jurisdiction of the Louisiana State Racing Commission; Mr. Guilbeau seconds; motion carries.

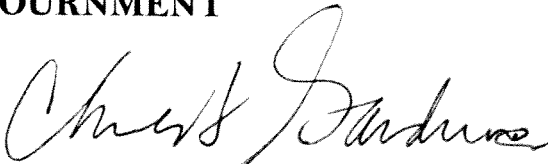
Barbara J. Alcantara, Owner/Trainer. Ruling#DD18771 of 6/25/11 – *Zilpaterol (ARCI Category III)* Mr. Covington motions to uphold stewards' ruling; suspension amended from 6 months to 60 calendar days effective 10-28-11 through 12-26-11; fined \$2,000; purse redistributed. Denied access to all race tracks, off-track wagering facilities and recognized training tracks under the jurisdiction of the Louisiana State Racing Commission; Mr. Guilbeau seconds; motion carries. Suspensions for Ruling#DD18727 and DD18771 to run consecutively. Mr. Young opposes motion.

Justin A. Dehart, Trainer. Ruling#DD18772 of 6/25/11 – *Zilpaterol (ARCI Category III)*
Erasmio Hernandez, Trainer. Ruling#DD18726 of 6/5/11 – *Zilpaterol (ARCI Category III)*
Joseph Vacca, Trainer. Ruling#DD18770 of 6/25/11 – *Zilpaterol (ARCI Category III)*
Mr. Guilbeau motions to uphold the above stewards' rulings for Justin A. Dehart, Erasmio Hernandez and Joseph Vacca; suspensions amended from 6 months to 60 calendar days effective 8-29-11 through 10-27-11; fined \$1,500; purses redistributed. Denied access to all race tracks, off-track wagering facilities and recognized training tracks under the jurisdiction of the Louisiana State Racing Commission; Mr. Covington seconds; motion carries.

Jarrold A. Deschamp, Jockey. Ruling#DD18779 of 6/30/11 – *Impermissible Conduct* Mr. Covington motions to uphold the stewards' ruling; fine \$5,000 and suspend for 5 years; no second. Unidentified Commissioner motions to uphold the stewards' ruling; suspension amended from 6 months to 30 calendar days effective 8-29-11 through 9-27-11; fined \$1,000 and an apology to the Clerk of Scales; Denied access to all race tracks, off-track wagering facilities and recognized training tracks under the jurisdiction of the Louisiana State Racing Commission; Mr. Young seconds; motion carries. Note: The Clerk of Scales does not accept Mr. Delchamp's apology.

VII. ADJOURNMENT

Mr. Meaux adjourns the meeting.



Charles A. Gardiner III
Executive Director