

LOUISIANA STATE RACING COMMISSION MINUTES – August 30, 2010 Meeting

As transcribed by Mary Lee DiLeo, 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
Anthony Bourgeois
Bryan G. Krantz
David E. Roberts
Kenneth "Kenu" Romero
Judy W. Wagner

ABSENT

Neal B. Cormier
Richard M. "Dick" Hollier, Jr.
William A. Robinson
Ray A. Tromba

At the Commission Meeting of

NOV 15, 2010

Chris Warren
Executive Director
Louisiana State Racing Commission

The meeting of the Louisiana State Racing Commission was called to order by the Chairman on Monday, August 30, 2010 at 9:10 AM in the Queen Anne Ballroom of the Monteleone Hotel, 214 Royal Street, New Orleans, Louisiana. Roll call was taken; a quorum was present.

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

I. ASSOCIATION REQUESTS

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

- PROGRESS REPORT**, by Mr. Chris Warren. Mr. Warren informs a Louisiana Bred horse had the fastest qualifying time for the All-American Futurity in Ruidoso, New Mexico. He reports Delta Downs completed a successful 52-day quarter horse meet on July 10, 2010, even though the live handle was down 8% and the bet-in handle was off 15%. Mr. Warren states the 88-day thoroughbred meet begins on October 27, 2010. He informs the jackpot race was moved from the first Friday in December to November 20th to give the race more exposure. The jackpot purse is going to be \$1 million dollars and the total purses will be approximately \$2.4 million dollars. Mr. Warren informs the post time will change to 1:00PM for day racing and the jackpot race should go off around 4:00PM. He states more simulcast outlets will carry the event and it will be a major event due to the daytime change. Mr. Warren informs there has been \$187,000 of work completed on the racetrack. He informs the cushion was peeled back and the base was inspected. He informs the surface is looking good. The backside had work on some

of the concrete ditches and five new barns are finished. He states work has been done in the shed rows with adding new sand and clay in the stalls. The tack and feed rooms are being cleaned and should be spotless when the horses arrive. Mr. Warren states Dr. Peterson has been hired as a consultant. Mr. Warren briefly mentions the work done in the OTB area that was discussed at a prior meeting. Mr. Bourgeois asks Mr. Warren the date for letting the thoroughbred horses on the grounds. Mr. Warren replies an exact date will be provided today. Mr. Bourgeois asks Mr. Warren for the reason Delta Downs reduced the number of their quarter horse days to 46. Mr. Warren states it was a management decision to cut back to 46 quarter horse days with 10 races per day.

2010/2011 THOROUGHBRED MEET

2. RACES

a. **Approval** of first condition book for 2010/2011 thoroughbred race meet.
Mr. Romero motions to approve; Mr. Roberts seconds; motion carries.

3. STEWARDS, OFFICIALS & MANAGEMENT

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

Chris Warren- Director of Racing

John Simon- Racing Secretary

John Grudzien- Asst. Racing Secretary/Stakes Coordinator

Joel McCullar and Steve Ruff- Association Stewards

Duane Domingue- Paddock/Judge/Alternate Association Steward

Bret Thibodeaux, Jackie Blanscet and Jane Morton- Outriders

Darald Wilfer- Track Superintendent

Dennis Schmidt- Starter

Phillip Walker- Clerk of Scales

Phillip Walker- Head Clocker

Ann Wessels- Horse ID

Leonard (Gene) Wasson- Stall Superintendent

Michael Bennett- Jocks Room Custodian/Assistant Clerk of Scales

Steve Nick, Mohamed Alikhan, Charles Sonnier and Rose Carter- Placing Judges/Racing office staff

Darcy Louviere- Alternate Placing Judges

Mr. Wright motions to approve; Mr. Roberts seconds; motion carries.

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

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

2011 QUARTER HORSE MEET

4. LICENSE APPROVALS

a. 10 year license to own and operate 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. Roberts motions to approve; Mr. Wagner seconds; motion carries.

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

a. **Approve** 46 live quarter horse race dates on the flat for the 2011 quarter horse race meet:

April 16,17,21,22,23,24,28,29,30

May 1,5,6,7,8,12,13,14,15,19,20,21,22,26,27,28,29

June 2,3,4,5,9,10,11,12,16,17,18,19,23,24,25,26,30

July 1,2,3

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

b. **Approve** 10 daily live quarter horse races – 6:05PM post time on Thursdays, Fridays and Saturdays and 3:05PM on Sundays.

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

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

a. **Approve** 2011 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 2nd thru 10th races
5. .50¢ Pick 4 on first 4 & last 4 races
6. \$1 Daily double on first 2 & last 2 live races

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

B. EVANGELINE DOWNS RACETRACK & CASINO

1. **PROGRESS REPORT**, by *Mr. Coleman Lloyd*. Mr. Lloyd reports Evangeline Downs has 4 days left in its thoroughbred meet. He informs, so far, the meet has been successful, however the track handle is down 11% overall and down 2% in everyday wagering. He mentions the quarter horse condition book is out and is ready for commission approval. Mr. Romero asks Mr. Lloyd about horse breakdowns at Evangeline Downs. Mr. Lloyd states there have been no complaints from the jockeys and consultant Mr. George McDermott concluded the track is fine. Mr. Lloyd states if you compare breakdowns with other tracks, the only conclusion is Evangeline Downs runs more races and cheaper horses that are susceptible to breakdowns. Mr. Lloyd states he has received no complaints from the horsemen's committee. He informs Evangeline Downs' times have been consistent. Ms. Wagner asks Mr. Lloyd if the figures for breakdowns are the same from the previous year. Mr. Lloyd responds that Dr. Hickman would be better qualified to answer. Dr. Hickman states, the overall average is the same at 2.87 per thousand. Mr. Lloyd reiterates his explanation for the breakdowns, based on the quality of horses being run. Mr. Krantz asks Mr. Lloyd if they had any outside analysis on the breakdown issue. Mr. Lloyd states Dr. Peterson is scheduled to make an analysis in the near future. He informs local people have analyzed the track and state the consistency is fine. Mr. Krantz asks Mr. Lloyd if Dr. Peterson will analyze both surfaces. Mr. Lloyd responds, yes. Mr. Romero asks Mr. Lloyd if it will be done before the quarter horse meet. Mr. Lloyd responds that an exact date is not set due to Dr. Peterson's work schedule. Mr. Covington states that Evangeline Downs has been very cooperative with the commission. Mr. Krantz offers a motion to mandate that Evangeline Downs hire Dr. Peterson to assess both racing surfaces, at Evangeline Downs' expense and the track be mandated to commit to his recommendations and report Dr. Peterson's findings to the commission; Mr. Covington seconds; motion carries.

2010 QUARTER HORSE MEET

2. RACES

a. **Approval** of first condition book for 2010 quarter horse race meet.

Unidentified commissioner motions to approve; Ms. Wagner seconds; motion carries.

3. STEWARDS, OFFICIALS & MANAGEMENT

a. **Approve** racing officials for the 2010 quarter horse meet:

- Coleman Lloyd- Racing Secretary
- Corey Veazey- Assistant Racing Secretary/Placing Judge
- Rick Sackett- Association Steward
- Larry Snyder- Association Steward
- Gerald Thomas- Entry Clerk/Placing Judge
- Angie Hebert- Entry Clerk/Placing Judge
- Danny Michel- Photo Finish/Teletimer
- Dudley Babineaux- Clerk of Scales
- Frank Rudis- Identifier
- Brett Poole- Clocker
- A.J. Paretti- Clocker
- Russell Comeaux- Starter
- Ronald Lavergne- Outrider
- Kenneth Gipson- Outrider
- Sandra McMahan- Claims Clerk
- JoAnn Comeaux- Program Coordinator
- Chassy Deville- Entry Clerk/Placing Judge
- Jacque Bohannon- Colors Coordinator
- Robert Bard- Stall Superintendent
- Garrall Gallow- Track Superintendent
- *Julie Gipson- Paddock Judge
- *new official*

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

b. **Approval** of Brook Hawkins to serve as state steward for 2010 quarter horse race meet.

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

2011 THOROUGHBRED MEET

4. LICENSE APPROVALS

- a. 10 year license to own and operate 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 training facility for 2011 during off-season.

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

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

a. **Approve** 89 live thoroughbred race dates on the flat for the 2011 thoroughbred race meet:

April 6,7,8,9,13,14,15,16,20,21,22,23,27,28,29,30

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

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

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

Mr. Wright motions to approve; Mr. Roberts seconds; motion carries.

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

a. **Approve** 2011 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 last four races
6. Superfecta on all races complying with the *Rules of Racing*

Mr. Covington motions to approve; Ms. Wagner 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 begins its 3rd annual quarter horse meet in 2 weeks. He informs the purses should be about \$200,000 per day. Mr. Halstrom introduces Mr. Tim Bryant as the new president of Fair Grounds. Mr. Bryant states that he looks forward to working with the commissioners and staff. Mr. Wright expresses his concern that Mr. Bryant's background has been primarily in the gaming business instead of the racing business. Mr. Bryant responds Churchill is committed to racing. He informs Churchill will continue to move forward with employees that are in place at Fair Grounds, such as Eric Halstrom and Jason Boulet.

2010 QUARTER HORSE MEET

2. **RACES**

a. **Approval** of first condition book for 2010 quarter horse race meet.

Mr. Krantz motions to approve; Mr. Roberts seconds; motion carries.

b. **Approval** of designated races for the 2010 quarter horse race meet.

9/14/10 The Big Easy
 9/14/10 The Belle of New Orleans
 9/18/10 The Mid City
 9/25/10 Fair Grounds Challenge Stakes
 9/25/10 The Treme

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

3. STEWARDS, OFFICIALS & MANAGEMENT

a. **Approve** racing officials for the 2010 quarter horse meet:

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

**new official*

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

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

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

2010/2011 THOROUGHBRED HORSE MEET

4. STEWARDS, OFFICIALS & MANAGEMENT

a. **Approve** Roy Wood as state steward.

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

5. OTB APPROVAL

a. **Approval** to open Lapalco Fair Grounds OTB Casino (Jefferson Parish),
3621 Lapalco Blvd., Harvey, Louisiana.

Ms. Chatelain informs Attorney David Waguespack submitted Fair Grounds' OTB application to the Racing Commission office and has supplied the Commission with all of the documents necessary to verify that they are in proper posture for approval.

Mr. Wright motions to approve; Mr. Roberts seconds; motion carries.

Mr. Meaux, Mr. Bryant and Mr. Alfortish discuss opening the Fair Ground's backside early for the horsemen between meets. Mr. Bryant informs he has discussed this issue with Mr. Alfortish. He states, since it will cost a great deal of money, he is open to the idea, if the HBPA will make Fair Grounds whole for the amount. Mr. Alfortish informs he will meet with his Board at their next meeting to discuss and resolve this issue.

Ms. Wagner asks Mr. Bryant if the stalls will be full for the upcoming quarter horse meet and the costs associated for opening up early. Mr. Bryant informs the stalls are anticipated to reach capacity and the cost will run between \$7,000 & \$10,000 per day. He

informs, by opening on September 15th, the cost is estimated to be \$200,000.

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

1. **PROGRESS REPORT**, by *Mr. Trent McIntosh*. Mr. McIntosh introduces Mr. Mike Rich, the new general manager of Louisiana Downs. Mr. Rich addresses the Commission and informs of his background with Harrah's. Mr. McIntosh reports the Compliance Committee inspected Louisiana Downs and a plan was set-up to install a new gutter system in the entire barn area of Louisiana Downs and install awnings on the south side of all of the barns. He states the gutter and awning project was completed ahead of schedule (8-29-10) and the next phase is to demolish and reconstruct Barn 5 which will begin on October 11, 2010. He mentions the horses are moving out on October 6th. Mr. McIntosh informs Super Derby is set for September 25th (\$500,000 Grade II race). He informs of the stakes races and events scheduled for Super Derby Week (golf tournament benefiting the backside, family fun day, dinner in the Sky Room, jockey autograph sessions, hat contest and the new handicapping contest.) Mr. Romero thanks Mr. McIntosh for meeting their deadline.

2011 QUARTER HORSE MEET

2. LICENSE APPROVALS

- a. 10 year license to own and operate 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. Wright motions to approve; Mr. Covington seconds; motion carries.

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

- a. **Approve** 46 live quarter horse race dates on the flat for the 2011 quarter horse race meet:

January 8,9,10,11,15,16,17,18,22,23,24,25,29,30,31

February 1,5,6,7,8,12,13,14,15,19,20,21,22,26,27,28

March 1,5,6,7,8,12,13,14,15,16,19,20,21,22,23

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

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

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

- a. **Approval** for 2011 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 beginning with 1st race through balance of card

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

5. STEWARDS, OFFICIALS & MANAGEMENT

- a. **Approve** Noble Hay to serve as state steward.

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

2011 THOROUGHBRED MEET**6. LICENSE APPROVALS**

- a. 10 year license to own and operate 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. Krantz seconds; motion carries.

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

- a. **Approve** 84 live thoroughbred race dates on the flat for the 2011 thoroughbred race meet:

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

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

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

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

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

- a. **Approval** for 2011 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 beginning with 1st race through balance of card

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

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

Mr. Covington reports the Medication Committee met with, HBPA members, private veterinarians, regulating veterinarians and racetrack personnel on August 13, 2010. He states the meeting mainly dealt with horse scratches. As a result of the meeting, the Medication Committee proposes: 1.) If a horse is pre-race scratched and the trainer has objections, a second regulatory veterinarian may be called. 2.) The trainer must be notified in writing if the horse is put on the vet's list. 3.) Horses post-race being on the vet's list should be given a second examination, except for obvious infirmities, if asked by the trainer. Mr. Covington motions to affirm the Medication Committee's report; Mr. Krantz seconds; report affirmed.

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

Mr. Babb provides a review of the rules (LAC 35: I.1304 Mandatory Health Screening, LAC 35: I.1727 Drugs Which Affects Performance; Guarding Horse and LAC 35: I.1743 Possession of Drugs, Syringes or Needles) which are scheduled for approval later in the meeting.

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

Mr. Wright states that he has no report.

D. RACETRACK/HBPA LIAISON COMMITTEE, by *Committee Chairman Ray A. Tromba*

Mr. Tromba is not present. No report.

E. SECURITY COMMITTEE, by *Committee Chairman Kenneth "Kenu" Romero*

Mr. Romero states that he has no report.

F. COMPLIANCE COMMITTEE, by *Committee Chairman Anthony Bourgeois*

Mr. Bourgeois states that he has no report.

III. RULES

A. Emergency/Notice of Intent:

1. LAC 35: I.1304 Mandatory Health Screening

Mr. Alfortish states Piroplasmosis is passed by needles and/or ticks. Mr. Alfortish also states his investigation shows that tracks only, not governmental agencies pass this rule. He informs \$80 per certificate will be a burden for the horsemen. He states that it has not been a prevalent problem in Louisiana. He further states that it is not a rule in other states and that out-of-state tracks have implemented this as an in-house rule. He states the rule should not be adopted. Mr. Babb states that the Commission should not wait until there is a problem. Mr. Wright asks Mr. Alfortish if HBPA representatives were at the August 13, 2010 committee meeting. Mr. Alfortish responds, yes. Mr. Meaux states the Department of Agriculture asked the LRC to adopt this rule. Ms. Chatelain informs there have been horses at Louisiana Downs that were carriers. Mr. Early informs that he has not heard or received anything from the Livestock Sanitary Board on Piroplasmosis. Mr. Early states that he doesn't understand the emergency aspect of this rule. Mr. Meaux informs adjoining states all have Piroplasmosis rules. Mr. Wright asks Mr. Alfortish if the problem is with the cost of the test. Mr. Alfortish answers it is the cost and the test has no validity. Dr. Hickman explains the severity of this disease and the need for an emergency rule. Mr. Gardiner explains the quarantine process and informs the disease affects the horse's performance and the betting public will be betting on a sick horse.

Mr. Wright motions to approve the rule as a notice of intent and as an emergency; Ms. Wagner seconds; Poll vote: 6-yes, 2-no; motion carries. An effective date was not determined at this time.

Coleman Lloyd confirms no horses can enter the grounds without a negative test.

B. Notices of Intent:

1. LAC 35: I.1509 Definitions

No action taken.

2. LAC 35: I.1727 Drugs Which Affects Performance; Guarding Horse

Mr. Covington motions to approve notice of intent; Commissioners seconds; motion carries.

3. LAC 35: I.1743 Possession of Drugs, Syringes or Needles

Mr. Covington motions to approve notice of intent; Mr. Roberts seconds; motion carries.

IV. LICENSES

(In order heard)

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

Allen G. Brooks, Valet. Convicted felon. Not present; case continued per applicant's request.

Ronnie Lee Gullette, Groom/Hotwalker. Convicted felon. Mr. Covington motions to approve for licensing; Mr. Romero seconds; motion carries.

Kendall J. Laday, Owner. Convicted felon. Mr. Krantz motions to defer action pending further documentation of arrest record; Ms. Wagner seconds; motion carries.

V. ADJUDICATIONS

(In order heard)

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

John A. Jacinto, Jockey. Ruling#ED18159 of 7/29/10 – *Careless riding*. Appeal withdrawn; Mr. Covington motions to uphold the stewards' ruling; suspend 7 calendar days from 9/4/10 through 9/10/10; Mr. Krantz and Mr. Roberts seconds; motion carries.

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

Alvin Smith, Jr., Trainer. Ruling#ED18174 of 8/7/10 – *Flunixin (ARCI Category IV, Level III)*. Mr. Krantz motions to uphold the stewards' ruling; purse redistributed; Ms. Wagner seconds; motion carries.

Scotty D. McNair, Trainer. Ruling#LD18178 of 8/12/10 – *Flunixin & Phenylbutazone (ARCI Category IV, Level I – 3rd or more offense in a 12-month period)*. Mr. Krantz motions to uphold the stewards' ruling; fine an additional \$500 (total fine \$1,500); purse redistributed; Mr. Wright seconds; motion carries.

Scott J. Gelner, Trainer. Ruling#ED18131 of 7/14/10 – *Flunixin (ARCI Category IV, Level III)*. Mr. Krantz motions to uphold the stewards' ruling; purse redistributed; Ms. Wagner seconds; motion carries.

Jose F. Barcenas, Groom. Ruling#ED18132 of 7/14/10 – *Electrical device*. Not present; Mr. Covington motions to uphold the stewards' ruling; suspend 6 months from 7/14/10 through 1/14/11 plus an additional 5-year suspension from 1/15/11 through 1/14/16. Denied access to all race tracks, off-track wagering facilities and recognized training tracks under the jurisdiction of the Louisiana State Racing Commission; Mr. Krantz seconds; motion carries.

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

Frederick D. Shay, Owner/Trainer. Ruling#DD18139 of 7/15/10 – *Ractopamine (ARCI Category II)*. Mr. Covington motions to uphold the stewards' ruling; suspension reduced to 60 days from 8/30/10 through 10/28/10; fined \$1,500. Denied access to all race tracks, off-track wagering facilities and recognized training tracks under the jurisdiction of the Louisiana State Racing Commission; Mr. Wright seconds; motion carries.

VI. OTHER

Mr. Meaux, Ms. Chatelain, Mr. Wright, Mr. Covington, Mr. Gardiner, Mr. Krantz and Dr. Barker discuss the proper category and class of the drug Ractopamine. Dr. Barker offers his personal and professional opinion, stating ARCI made an error in their categorization of Ractopamine. He recommends classifying Ractopamine as a Category 2 instead of a Category 3 since there is no therapeutic value in a horse and high potential for abuse. Ms. Chatelain recommends any future Ractopamine positives be called a Category 3 because that is what RCI has classified the drug and that Dr. Barker can submit an addendum, stating his expert opinion. Mr. Wright motions for the Medication Committee to evaluate the matter and report back to the Commission with a recommendation; Mr. Krantz seconds; motion carries.

VII. ADJOURNMENT

Mr. Meaux adjourns the meeting.



Charles A. Gardiner III
Executive Director