

LOUISIANA STATE RACING COMMISSION
MINUTES – August 19, 2013 Meeting
As transcribed by Mary E. Lee DiLeo, Certified Court Reporter

COMMISSIONERS IN ATTENDANCE

Jerry F. Meaux, *Chairman*
Bob F. Wright, *First Vice Chairman*
Dion Young, *Second Vice Chairman*
Keith W. Babb
Kevin S. Delahoussaye
Thomas H. Grimstad, M.D.
Benjamin J. Guilbeau, Jr.
Richard M. "Dick" Hollier, Jr.
Luke Turner

ABSENT

Kenneth "Kenu" Romero
Judy W. Wagner

The meeting of the Louisiana State Racing Commission was called to order by the Chairman on Monday, August 19, 2013 at 9:05 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. Young motions to approve the meeting minutes from the June 24, 2013 meeting; Mr. Guilbeau 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 that Delta Downs 46 day, 2013 Quarter Horse Meet ended on July 13, 2013. He informs the live handle was flat, the bet-in handle was up 6% and the simulcast handle was down 3%. Overall the handle was up 4% for all three segments of wagering at the track. He informs of record purses which were over \$8 million for the meet. He informs the 88-day, 2013-14 Thoroughbred Meet will begin on October 11, 2013. He informs \$250,000 per race day will be distributed in purse money. He states their Jackpot Race will be held on Saturday, November 23, 2013 and Premiere Night on Saturday, February 1, 2014. He informs Delta Downs is currently working on the backside stalls, replacing walkers and other upgrades as well as purchasing a new water truck.

Mr. Steve Kuypers, Vice President/General Manager of Delta Downs, thanks the Commission for their support given to Delta Downs and Boyd Gaming. He introduces Brett Cox, the new General Manager of Evangeline Downs to the Commission. Mr. Cox informs that he has been on the job for four months and is looking forward to working with racing and building on an already successful racetrack and casino property at Evangeline Downs.

2013-2014 THOROUGHBRED MEET

2. RACES

- a. Approval of first condition book for 2013-2014 thoroughbred race meet.
- b. Approval of designated races for the 2013-2014 thoroughbred race meet.

10/25/13	My Trusty Cat
10/26/13	Jean Lafitte
11/1/13	Magnolia
11/23/13	Gold Cup
11/23/13	Delta Mile
11/23/13	Treasure Chest
11/23/13	\$500,000 Delta Downs Princess (G3)
11/23/13	\$1,000,000 Delta Downs Jackpot (G3)
11/23/13	Louisiana Legacy
11/23/13	Louisiana Jewel
2/1/14	Premier Night Distaff
2/1/14	Premier Night Championship
2/1/14	Premier Night Prince
2/1/14	Premier Night Starlet
2/1/14	Premier Night Sprint
2/1/14	Premier Night Matron
2/28/14	Azalea
3/1/14	Pelican

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

3. STEWARDS, OFFICIALS & MANAGEMENT

- a. Approval of the following racing officials:

- Chris Warren - Director of Racing
- John Simon - Racing Secretary
- Mohamed Alikhan - Asst. Racing Secretary/Stakes Coordinator
- Steve Ruff and Galen Boutte - Association Stewards
- Duane Domingue - Paddock Judge/Alternate Steward
- Jackie Blanscet, Cindy Richards and Mark Gilbert – Outriders
- *TBD - Track Supervisor
- Dennis Schmidt - Starter
- *TBD- Clerk of Scales
- Jason Grudzien - Head Clocker
- Susan Berard - Horse Identifier
- Leonard (Gene) Wasson - Stall Superintendent
- Michael Bennett - Jocks Room Custodian/Assistant Clerk of Scales
- Steve Nick, Phillip Walker, Charles Sonnier and Rose Caster –
Placing Judges/Racing office staff

Mr. Babb motions to approve; Dr. Grimstad seconds; motion carries.

- b. Approval of Sam Lato to serve as state steward for 2013-2014 thoroughbred race meet.

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

2014 QUARTER HORSE MEET

4. LICENSE APPROVALS

- a. Approval for 2014 quarter horse race meet:

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

Mr. Babb motions to approve; Mr. Young 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 2014 quarter horse race meet:

April 25,26,30

May 1,2,3,7,8,9,10,14,15,16,17,21,22,23,24,28,29,30,31

June 4,5,6,7,11,12,13,14,18,19,20,21,25,26,27,28

July 2,3,4,5,9,10,11,12

b. Approve minimum of 9 daily live quarter horse races – 6:15PM post time on Wednesdays, Thursdays, Fridays and Saturdays.

Dr. Grimstad motions to approve; Mr. Babb seconds; motion carries.

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

a. Approve 2014 quarter horse meet wagering:

1. \$1 WPS, quinella & exacta on all races

2. \$1 Rolling Daily Double beginning on 1st race

3. .50¢ Trifecta on all races complying with the *Rules of Racing*

4. .10¢ Superfecta on all races complying with the *Rules of Racing*

5. .50¢ Rolling Pick 3 beginning on 2nd race

6. .50¢ Pick 4 on first 4 & last 4 races

7. .50¢ Pick 5 on last 5 races

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

Mr. Warren informs Delta Downs will be implementing an in-house rule regarding LAC 35:V. 6353 “Entry after Excused” in the first condition book for the 2013-14 Thoroughbred Meet. This change mandates that a horse scratched and placed on the 3-day veterinarian’s list will be automatically scratched from any and all races it may be entered at the time of the initial scratch.

B. OLD EVANGELINE DOWNS d/b/a EVANGELINE DOWNS RACETRACK & CASINO

1. **PROGRESS REPORT**, by Mr. Steve Darbonne. Mr. Darbonne informs Evangeline Downs 84-day 2013 Thoroughbred Meet will end on September 7, 2013. He informs, so far, the on-track handle is down 12%, the simulcast handle is down 1.5% and the combined total handle is down about 2% from last year. He informs the 46-day Quarter Horse meet will begin on October 2, 2013. He states Evangeline Downs will also implement the same in-house Rule, LAC 35:V. 6353 “Entry after Excused” in their 2013 Quarter Horse Meet first condition book.

Mr. Gardiner follows-up with Mr. Darbonne and asks him to comment on the continuing air conditioning problems in the Evangeline Downs’ Commission Office. Mr. Darbonne said he is aware of the temperature complaints that it is too hot in the office and he will address the issue.

2013 QUARTER HORSE MEET

2. STEWARDS, OFFICIALS & MANAGEMENT

a. Approval of officials for 2013 quarter horse race meet:

Steve Darbonne – Director of Racing

Coleman Lloyd – Racing Secretary

Corey Veazey – Assistant Racing Secretary/Stakes Coordinator

Ricky Sackett – Association Steward

Charles Magee – Association Steward

Gerald Thomas – Assistant Racing Secretary/Placing Judge
 Miranda Quebedeaux – Placing Judge
 Julie Gipson – Entry Clerk/Paddock Judge
 Ashley Simon – Entry Clerk/Placing Judge
 Herman K. Patin - Clerk of Scales
 Frank Rudis – Identifier
 Brett Poole – Clocker
 A.J. Paretto – Clocker
 Russell Comeaux – Starter
 Scot Cole – Outrider
 Kenneth Gipson – Outrider
 Sandra Calais – Claims Clerk
 JoAnn Comeaux – Program Coordinator
 Jacque Bohannon – Colors Coordinator
 Robert Bard – Stall Superintendent
 Garry Gallow – Track Superintendent
 Jonathan Comeaux – Jockey Room Custodian

Dr. Grimstad motions to approve; Mr. Babb seconds; motion carries.

b. Approval of Brook Hawkins to serve as state steward for 2013 quarter horse race meet.

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

2014 THOROUGHBRED MEET

3. LICENSE APPROVALS

a. Approval for 2014 Thoroughbred race meet:

1. 10 year license to own and operate a race track, per R.S. 4:158.
2. 10 year license to own and operate OTB locations, per R.S. 4:211 et seq.
3. Serve as concessionaire.
4. Operate as training facility for 2014 during off-season.

Dr. Grimstad motions to approve; Mr. Hollier seconds; motion carries.

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

a. Approve 84 live race dates on the flat for the 2014 thoroughbred race meet:

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

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

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

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

a. Approve 2014 thoroughbred meet wagering:

1. WPS, quinella & exacta on all races
2. Daily Double on all 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. Young 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 start of Fair Grounds 2013 quarter horse meet was delayed due to the threat of severe weather. Races were cancelled Friday, August 16, 2013 and Saturday, August 17, 2013. He informs racing will start on Wednesday, August 21, 2013. He informs trials for the quarter horse breeder's futurity have been rescheduled for Friday, August 23, 2013. He informs that Saturday, August 24, 2013, will include 5 stakes races as well as exotic racing. Mr. Halstrom informs the turf course conditions are improving under the instructions of Dr. Mick Peterson. He informs a new type of Bermuda grass along with different herbicides and fertilizer are being used for the turf course in preparation of the 2013-14 Thoroughbred Meet in November. He informs the Louisiana Derby, with an infield festival, will be held on Saturday, March 29, 2014. He informs that last year's infield festival attracted 3,500 people and this year's goal is to have between 5,000-10,000 patrons in attendance. The Fair Grounds sent out stall applications for the upcoming thoroughbred meet with a closing date of October 1, 2013.

Mr. Meaux asks Mr. Halstrom to expound on how Fair Grounds will make up the two cancelled 2013 quarter horse race days. Mr. Halstrom informs Fair Grounds will add extra races to the current race days. Mr. Halstrom states Fair Grounds is in compliance with the minimum 10 race days that are mandated. Mr. Meaux states the Commission will ask all tracks for a 3-week gap between the trials and the finals for priority testing, which is now not in compliance. Mr. Meaux states the Commission was not asked for input regarding the cancellations. Mr. Halstrom apologizes and informs due to past severe weather and extensive damage over recent years, Fair Grounds made a quick decision to cancel the two race days. Mr. Meaux informs that the Fair Grounds has cancelled two days of quarter horse racing two years in a row. Mr. Halstrom states he is not prepared to add more race days today. He informs Fair Grounds is willing to discuss/negotiate this matter further, but prefers to do so not during this public Commission meeting.

Mr. Laverne Perry, Director of LQHBA and Mr. Stanley Seelig, President of the Louisiana HBPA voice their opinions on behalf of their respective organizations and ask Fair Grounds to add two race days to the end of their 2013 quarter horse race meet. Mr. Halstrom states he will work with Mr. Perry, Mr. Seelig and their associations in order to rectify the situation.

Mr. Babb states for the record, he is in support of the horsemen.

Mr. Wright and Mr. Meaux ask Mr. Halstrom to start discussions/negotiating with the horsemen and suggest all parties come to a resolution by the end of this Commission meeting. Mr. Meaux informs the Bonnet Carre Meeting Room is now available, so all parties can meet.

Dr. Larry Finley of the LQHBA, informs he has been practicing veterinary medicine for 35 years and states the significance of the 21-22 days of recuperation needed for the welfare of 2-year olds before racing in a high stakes futurity.

2013 QUARTER HORSE MEET**2. RACES**

- a. Ratification of first condition book for 2013 quarter horse race meet.
- b. Ratification of designated races for the 2013 quarter horse race meet.

8/16/13	LQHBA Sales Trials
8/17/13	Treme Stakes
8/24/13	Battle In The Big Easy
8/24/13	French Quarter Starter
8/24/13	Faubourg St. John Stakes
8/24/13	Audubon Stakes
8/24/13	Mid City Stakes
8/24/13	Gentilly Stakes
8/31/13	De Saix Stakes
9/7/13	LQHBA Sales Stakes
9/9/13	LQHBA Sales Invitational

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

3. STEWARDS, OFFICIALS & MANAGEMENT

- a. Ratification of racing officials for the 2013 quarter horse meet:

Jason M. Boulet - Racing Secretary
 Amber Fontenot - Assistant Racing Secretary/Placing Judge
 Barbara Comberrel - Program Coordinator
 Gary Palmisano, Sr. - Placing Judge/Entry Clerk
 Larry Fontenot, Jr. - Identifier
 George Graham - Association Steward
 Galen Boutte - Association Steward
 Darrin Cain - Outrider
 Robert Mayer - Outrider
 Nelson Menard - Clerk of Scales
 Mario Torres - Stall Superintendent
 Kerry Dubuc - Clocker
 Mike Deliberto - Clocker
 Craig Daligian - Custodian
 Pedro Zavala - Track Superintendent
 * Trisha Walter - Placing Judge/Entry Clerk
 Frank Comberrel - Starter
 Ramon Muniz - Paddock Judge
 Harvey Lourd, III - Entry Clerk/Claims Clerk
 *new official

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

2013-2014 THOROUGHBRED MEET**4. STEWARDS, OFFICIALS & MANAGEMENT**

- a. Approval of Roy Wood to serve as state steward for 2013-2014 thoroughbred race meet.

Mr. Babb motions to approve; Mr. Hollier 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 Louisiana Downs is three-quarters through the 84-day 2013 Thoroughbred Meet which began on

May 3, 2013, and after 63 days of racing; the handle is up 5%. He informs the Pick Five Wager has become very popular this year due to a large jackpot and has drawn immense wagering interest from around the country. He states the Jackpot grew to \$890,000 in early August when it was finally won. He states the Pick Five Wager sparked new life in wagering at Louisiana Downs and will be used more aggressively in the future. Mr. McIntosh informs Super Derby is in three weeks and club seating for 600 people as well as the suites are already booked. He states there are a few box seats available and there are seats remaining in the Sky Room for buffet and fine dining.

Dr. Grimstad comments that the Pick Five has had some success, but there was some negative publicity on this bet in Louisiana when someone mistakenly thought they had won \$500,000. He says it turned out that the horse had been scratched earlier in the day which led to negative national press. Dr. Grimstad asks Mr. McIntosh what has been done to prevent this from happening again. Mr. McIntosh states there was some bad press and that this was a learning process. He informs that probabilities cannot predict the accuracy of the favorite at post time and they no longer show probabilities on this wager. He states it often happens in the Pick Four, but it was exposed since the Jackpot was so large. Dr. Grimstad says he recognizes the bet has been a revenue producer for the tracks. He expresses his reasons why it is a questionable bet and why it is not a favorable deal for the patron.

Mr. McIntosh informs Louisiana Downs will also be implementing an in-house rule regarding LAC 35:V.6353 "Entry After Excused" in their first condition book. A horse scratched and placed on the 3-day veterinarian's list will be automatically scratched from any and all races it may be entered at the time of the initial scratch.

2014 QUARTER HORSE MEET

2. LICENSE APPROVALS

a. Approval for 2014 quarter horse race meet:

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

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

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

a. Approve 46 live race dates on the flat for the 2014 quarter horse race meet:

January 11,12,13,14,18,19,20,21,25,26,27,28

February 1,2,3,4,8,9,10,11,15,16,17,18,22,23,24,25

March 1,2,3,4,8,9,10,11,15,16,17,18,19,22,23,24,25,26

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

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

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

a. Approval for 2014 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 1st race through balance of card

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

5. STEWARDS, OFFICIALS & MANAGEMENT

- a. Approval of Noble Hay to serve as state steward for 2014 quarter horse race meet. Mr. Hollier motions to approve; Mr. Young seconds; motion carries.

2014 THOROUGHBRED MEET

6. LICENSE APPROVALS

- a. Approval for 2014 Thoroughbred race meet:
 - 1. 10 year license to own and operate a race track, per R.S. 4:158.
 - 2. 10 year license to own and operate OTB locations, per R.S. 4:211 et seq.
 - 3. Serve as concessionaire.

Dr. Grimstad motions to approve; Mr. Hollier seconds; motion carries.

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

- a. Approve 84 live race dates on the flat for the 2014 thoroughbred race meet:

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

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

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

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

- a. Approval for 2014 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 1st race thru balance of card
 - 6. Pick 5 wagering on last 5 races

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

II. COMMITTEE REPORTS

A. MEDICATION COMMITTEE, by Committee Chairman Thomas H. Grimstad, M.D.

No report.

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

Mr. Babb reports the Rules Committee met and recommends the Commission formally adopt LAC 35: XIII.11003 "Pick Six" and formally approve the Notice of Intent for LAC 35: I. 1797 "Penalty Guidelines."

Mr. Babb informs the amendment of LAC 35: I. 1797 allows the stewards to redistribute the purse for violations of ARCI Category IV and V at severity level 3 and third violations of ARCI Category IV and V at any severity level within a 12-month period.

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

No report.

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

Mr. Romero was absent. No report.

E. RACETRACK/HBPA LIAISON COMMITTEE, by *Committee Chairman Kevin Delahoussaye*

1. Follow-up on condition of Fair Grounds turf course. Mr. Halstrom provided follow-up during Progress Report. (See Fair Grounds Progress Report on Page 5.)

Mr. Delahoussaye informs he spoke with Mr. Trent McIntosh regarding some backside renovations at Louisiana Downs and the renovations should be completed by the first quarter of 2014.

III. OTHER

A. Groom Elite Horseman's Education Program :

1. **Presentation** by Dr. C. Reid McLellan, Executive Director, regarding programs to increase the understanding of the horse and enhance professional skills.
Dr. McLellan informs the Commission of his educational background and work experience in the equine industry. He provides information regarding the Groom Elite Program which was founded by Sue O' Hara and was first taught at Lonestar Park in 2001. He informs the Program was implemented in Louisiana for a short while in 2003, but hasn't been taught since. He informs Groom Elite has since moved into several other states as a vocational program. Dr. McLellan informs he recently met with the Office of Juvenile Justice for the state of Louisiana to develop a Groom Elite Program in Baker, Louisiana for at-risk juveniles working with retired thoroughbreds. He provides more information to the Commission and asks for their support in developing this program at racetracks in Louisiana.

B. Louisiana Horse Rescue Program (LHRA) :

1. **Presentation** by Michelle Rodriguez, Sunny Francois and Theresa Arroyo regarding LHRA.
Ms. Sunny Francois, Executive Director of LHRA, presents and reviews slides of the LHRA as well as distributes hand-outs to the Commission for further distribution to the racetracks and horsemen. She informs Louisiana currently has zero dedicated funding for thoroughbred retirement and welfare despite having the infrastructure to do so. Ms. Michelle Rodriguez explains some of the difficulties they are encountering when rescuing horses. She informs the National Thoroughbred Racing Association (NTRA) requires, pursuant to their 2013 Code of Standards, that racetrack members shall participate in sharing the cost of funding among racing participants through mutually agreed upon methods. She informs Florida, Kentucky, Maryland, Illinois, New York and Pennsylvania have already responded with funded programs. She informs of two ways in which Louisiana can implement funding. One option is a pay-per-start program and the other is a purse percentage contribution. Mr. Guilbeau informs that it is important to receive input from each track and the horsemen since they are the ones being asked to support the program.

Ms. Francois explains how their non-profit organization and salary structures are organized and their current funding resources as well as how the program will benefit

the industry. Ms. Francois further reiterates how her organization takes care of retired horses and their general welfare. She states their non-profit organization is working towards getting NTRA accredited. Ms. Rodriguez informs she has met with several track representatives around the state and has received positive feedback regarding their program.

Mr. Guilbeau, Mr. Meaux, Ms. Francois and Ms. Rodriguez discuss different methods of funding and other thoroughbred rescue non-profit organizations in the state requiring funding as well.

Mr. Stanley Seelig states the HBPA supports horse rescue and would like to help in any way they can. He informs the state statutes, as currently written, will not allow for a portion of the purse structure to be given to an outside party. Mr. Seelig recommends an opt-in approach because it would be a personal choice by an individual. Mr. Seelig states his legal concerns regarding the flow of money and the responsibilities by all parties involved. Mr. Guilbeau agrees with Mr. Seelig regarding the legal issues involved. Dr. Grimstad, Ms. Rodriguez and Mr. Meaux give their opinions on the potential legal matters involved, as well as, continue with more discussion about the opt-in and opt-out scenarios. Mr. Wright asks the Legal Committee to study the matter further. Mr. Halstrom informs Minnesota had an opt-out per start for their rescue program. Mr. Guilbeau, Ms. Loney and Ms. Rodriguez discuss legal issues, audits and legislature concerns.

Mr. Babb introduces Ms. Leigh Lepinski as the new President of the LQHBA. Ms. Pensky thanks the Commission and states she is looking forward to working with the people in the horse industry.

IV. RULES

A. Discussion and/or Notice of Intent:

1. LAC 35: I. Chapter 17 – Corrupt and Prohibited Practices

§1797. Penalty Guidelines – potential change to rule allowing stewards to redistribute purse for:

- a) violations of ARCI Category IV/V at Severity Level III; and
- b) 3rd violations of ARCI Category IV/V at any Severity Level within a 12-month period.

Ms. Rhea Loney explains the contents of the rule. (See Page 8 – Rules Committee Report.)

Mr. Babb motions to approve LAC 35:I.1797 as a Notice of Intent; Dr. Grimstad seconds; motion carries.

B. Formal Adoption:

1. LAC 35: XIII. Chapter 110 – Pick Five or Pick Six

§11003. Pick Six

Ms. Loney states the Pick Six is essentially the same as the Pick Five, but it allows for betting on six races instead of five races. She states the carryover is also the same

(50/50). She states no written comments were made to the Commission regarding this rule since it was originally voted on as a Notice of Intent at the April 22, 2013 Commission meeting.

Mr. Hollier motions to approve Rule LAC 35: XIII.11003 for Formal Adoption; Mr. Babb seconds; motion carries.

Mr. Halstrom reports an agreement has been reached with Mr. Seelig and Mr. Tony Patterson, Assistant Executive Director, LQHBA with regards to the 2013 Fair Grounds quarter horse dates. He informs Fair Grounds would like to add two race days Wednesday, September 11, 2013 and Thursday, September 12, 2013 to their 2013 quarter horse meet.

Mr. Young makes a motion to go into executive session to discuss pending litigation, and investigative proceedings. Mr. Hollier seconds; motion carries.

(The Commission takes a 10-minute break then goes into executive session then comes out of executive session.)

V. LICENSE

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

1. Garland W. Godfrey, Trainer.

Mr. Delahoussaye motions to defer any action and to allow applicant to provide proof of rehabilitation; Mr. Young seconds. Dr. Grimstad amends the motion and includes Mr. Godfrey may only reapply for a non-trainer license; Mr. Babb seconds; motion carries.

VI. ADJUDICATIONS

A. APPEALS (LA. R. S. 4:154)

1. Emanuel Nieves, Jockey. Ruling#ED20203 of 7/31/13 – *Careless Riding*

Not present for hearing, appeal withdrawn. Dr. Grimstad motions to uphold the Stewards' ruling and assign days. Suspend 7 calendar days from 8/25/13 through 8/31/13. (If jockey participates in a designated race day not subject to suspension; he shall be required to make up the suspension day on the first following race day at Evangeline Downs after the designated day of racing); Mr. Guilbeau seconds; motion carries.

2. Joseph W. Patin, Jr. Jockey. Ruling#ED20157 of 6/29/13 – *Carless Riding*

Not present for hearing, appeal withdrawn. Dr. Grimstad motions to uphold the Stewards' ruling and assign days. Suspend 7 calendar days from 8/25/13 through 8/31/13. (If jockey participates in a designated race day not subject to suspension; he shall be required to make up the suspension day on the first following race day at

Evangeline Downs after the designated day of racing); Mr. Guilbeau seconds; motion carries.

B. ADJUDICATION REFERRED (LA. R. S. 4:172)

1. **Norman C. Miller, III, Trainer.** Ruling#ED20172 of 7/12/13 – *Firocoxib (ARCI Category IV, Severity Level III)*

Mr. Guilbeau motions to uphold the Stewards' ruling of a \$1,000 fine and add redistribution of the purse; Mr. Delahoussaye seconds; motion carries.

VII. ADJOURNMENT

Mr. Babb motions to adjourn; Mr. Young seconds; Mr. Meaux adjourns the meeting.



Charles A. Gardiner III
Executive Director