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## LOUISIANA STATE RACING COMMISSION

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Thomas B. Calvert  
Lane T. Cortez  
Donald "Don" Cravins  
Eddie J. Delahoussaye  
K. R. "Ron" Finkelstein, O.D.  
Roy Griggs  
Mike R. McHaffey  
Ravi K. Sangisetty  
Deano Thornton  
**Charles A. Gardiner III**  
Executive Director

# AMENDED MEETING NOTICE

THE LOUISIANA STATE RACING COMMISSION WILL HOLD A MEETING AT **10:00AM** ON MONDAY, OCTOBER 30, 2023 IN THE RIVERVIEW ROOM OF THE HOTEL MONTELEONE, 214 ROYAL STREET, NEW ORLEANS, LOUISIANA. THE PUBLIC MAY ATTEND AND PARTICIPATE IN-PERSON ONLY.

### APPROVAL OF JUNE 23, 2023 MEETING MINUTES

**Introduction of LSRC's New State Chemist, Industrial Laboratories, Inc.  
-Seth Wong, President**

#### I. ADJUDICATIONS

##### A. VIOLATIONS OF LAC 35:V.7901 (Careless Riding)

- Rene Hernandez, Jockey.** (*Adjudication Appealed*)  
Ruling#DD25349 of 06/16/23 -- Careless Riding
- Juan F. Garcia, Jr., Jockey.** (*Adjudication Appealed*)  
Ruling#DD25352 of 06/17/23 -- Careless Riding  
*Appeal Withdrawn*
- Guadalupe A. Lucio, Jr., Jockey.** (*Adjudication Appealed*)  
Ruling#DD25387 of 07/16/23 -- Careless Riding  
*Appeal Withdrawn*
- Charles J. McMahan, Jockey.** (*Adjudication Appealed*)  
Ruling#LD25075 of 09/13/23 -- Careless Riding  
*Appeal Withdrawn*

##### B. VIOLATIONS OF LAC 35:I.1797 (Equine Positives)

- Joy I. Marlin, Trainer.** (*Adjudication Appealed*)  
Ruling#LD25040 of 09/03/22 -- *Theophylline (ARCI Category III)*  
*Continued from January 31, 2023, April 17, 2023, & August 28, 2023 Commission Meetings*
- Kenneth L. Roberts, Sr., Trainer.** (*Adjudications Appealed*)  
Ruling#LD25274 of 03/28/23 -- *Albuterol (ARCI Category III)*  
Ruling#LD25276 of 03/28/23 -- *Albuterol (ARCI Category III)*  
Ruling#LD25277 of 03/28/23 -- *Albuterol (ARCI Category III)*  
*Continued from April 17, 2023 & August 28, 2023 Commission Meeting*

3. **Timothy E. Martin, Trainer.** (*Adjudication Appealed*)  
 Ruling#DD25306 of 05/17/23 – TCO2 (ARCI Category III)  
 (*Adjudication Referred & Appealed*)  
 Ruling#DD25308 of 05/17/23 – TCO2 (ARCI Category III)
4. **Benjamin J. Zeno, Trainer.** (*Adjudication Referred*)  
 Ruling#ED25287 of 04/13/23 – Phenylbutazone & Flunixin (ARCI Category IV)
5. **Mario A. Trujillo, Jr., Trainer.** (*Adjudications Referred*)  
 Ruling#DD25428 of 08/11/23 – Zilpaterol (ARCI Category II)  
 Ruling#DD25430 of 08/11/23 – Zilpaterol (ARCI Category II)  
 Ruling#DD25063 of 09/04/23 – Zilpaterol (ARCI Category II)  
 (*Adjudication Referred & Appealed*)  
 Ruling#DD25429 of 08/11/23 – Zilpaterol (ARCI Category II)
6. **Dale Z. Keith, Trainer.** (*Adjudication Appealed*)  
 Ruling#DD25440 of 08/18/23 – Albuterol (ARCI Category III)

### C. SUSPENSION OF LICENSE DUE TO FAILURE TO PAY CHILD SUPPORT

(La. R.S. 9:315.45)

1. **Bethany L. Taylor, Jockey.** – (*Adjudication Appealed*)  
 Ruling#DD25061 of 10/06/22

## II. LICENSE SCANNING

- A. **Presentation on Scanning LSRC Licenses, via Barcodes or Chips**  
*Leroy Hollins II, LSRC Information Technology Director*

## III. ASSOCIATION REQUESTS

- A. **BOYD RACING, LLC d/b/a DELTA DOWNS RACETRACK, CASINO & HOTEL**
1. **PROGRESS REPORT**

### 2023-2024 THOROUGHBRED MEET

2. **STEWARDS, OFFICIALS & MANAGEMENT**
  - a. **Ratification** of officials for 2023-2024 thoroughbred meet.
    - Chris Warren - Director of Racing
    - John Simon - Racing Secretary
    - Danielle Williamson - Asst. Racing Secretary
    - Bobby Granger and Freddie Carrier Jr. - Association Stewards
    - Duane Domingue - Paddock Judge
    - Lloyd Beaty, Andriana Vallejo, Baylee Istre - Outriders
    - Aaron Pelt - Track Superintendent
    - Jess Chance - Stall Superintendent
    - Jeremy Courville - Starter
    - Darby Jones - Clerk of Scales
    - Jess Jerman - Head Clocker
    - Melissa Dueitt - Horse Identifier
    - Steve Nick Jocks - Room Custodian
    - Amber Mason - Program Coordinator
    - Mohamed Alikhan, Becky Leblanc, Amber Mason, and David Gordon - Placing Judges/Racing Office Staff

**B. THE OLD EVANGELINE DOWNS, LLC**  
d/b/a EVANGELINE DOWNS RACETRACK & CASINO  
1. PROGRESS REPORT

**2023 QUARTER HORSE MEET**

2. STEWARDS, OFFICIALS, & MANAGEMENT
- a. Ratification of additional officials for 2023 quarter horse meet:
    - \*Rozella Deville – Paddock Judge
    - \*Lacy Torres – Placing Judge
    - \*new officials*

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

2. **2023-2024 THOROUGHBRED MEET**  
**RACES**

- a. Approval of first condition book for 2023-2024 thoroughbred meet.

3. STEWARDS, OFFICIALS & MANAGEMENT

- a. Approval of Officials for 2023-2024 thoroughbred meet
  - Jason M. Boulet - Sr. Director of Racing
  - Scott L. Jones - Racing Secretary
  - Jeffrey Johnston - Assistant Racing Secretary
  - Stuart Slagle - Stakes Coordinator/Claims Clerk
  - Jordan Jerman - Program Coordinator
  - Raymond Rettig, Jr. - Placing Judge/Entry Clerk
  - \*Sean Daniels - Placing Judge/Entry Clerk
  - \*Danny Hamilton - Placing Judge/Entry Clerk
  - Robert Burnaman - Placing Judge/Entry Clerk
  - \*Stacy Repath - Horseman's Relations/ Racing Official
  - \*Stephanie Vander Boon - Identifier
  - Ted Armstrong - Paddock Judge
  - David Wedlake - Association Steward
  - Mark Guidry - Association Steward
  - TBD - Outrider
  - Robert Mayor - Outrider
  - Trey Miller - Outrider
  - Garrett Broussard - Clerk of Scales
  - Mario Torres - Stall Superintendent
  - Derek Ducoing - Clocker
  - \*Kahlil Abusakran - Clocker
  - Julie Daugherty - Clocker
  - Joshua Diliberto - Clocker
  - Frank P. McGoey - Clocker
  - Lily Daugherty - Clocker
  - Mike Diliberto - Clocker/ Track Handicapper
  - Jeremy Bourgeois - Starter
  - Pedro Zavala - Track Superintendent
  - Waverley Parsons - Custodian

**D. LOUISIANA DOWNS INVESTMENT COMPANY, LLC  
d/b/a LOUISIANA DOWNS CASINO & RACETRACK**

**1. PROGRESS REPORT**

- a. Update on lighting improvements.

**2024 QUARTER HORSE MEET**

**2. REQUEST BY LOUISIANA DOWNS INVESTMENT COMPANY, LLC TO AMEND RACING DATES APPROVED ON AUGUST 28<sup>TH</sup> 2023 (R.S. 4:158A) TO ADD 16 RACE DAYS AND REMOVE 21 RACE DAYS**

- a. Approval for amended 2024 quarter horse meet

1. Quarter Horse racing on the flat

2. ~~4641~~ Quarter Horse race dates (~~01/02/24~~ 01/09/24 through ~~03/31/24~~ 03/30/24)

January ~~2,3,4,9,10,11,15,16,17,18,22,23,24,25,29,30,31~~

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

March ~~1,2,3,4,6,7,8,9,10,11~~,13,14,15,16,~~17,18,20,21,22,23,24,25,26,27,28,29,30,31~~

**3. STEWARDS, OFFICIALS & MANAGEMENT**

- a. Approval of officials for 2024 Quarter Horse meet:

Matthew Crawford – Director of Racing/Racing Secretary

Jennifer Sokol – Manager of Racing Operations

Tammy Peck – Assistant Racing Secretary

Charles Magee – Association Steward

Melvin Holland – Association Steward

Mayo Newhouse – Horse Identifier/Paddock Judge

TBD – Clerk of Course

Jimmy Cordell – Starter

Raleigh Cox – Clerk of Scales

Herberto Castillo – Assistant Clerk of Scales

Koleen Karlin – Placing Judge/Entry Clerk

Falyn Holmes – Placing Judge/Entry Clerk

Kenneth Loggins – Placing Judge/Entry Clerk

Lisa Lombardino – Program Coordinator/Claims Clerk

Jacque Bohanan – Clocker

TBD – Clocker

Michael Phillips – Outrider

- b. Approval of Roy Wood, Jr., to serve as State Steward for 2024 quarter horse meet.

**IV. BREEDER UPDATES**

**A. LOUISIANA THOROUGHbred BREEDERS ASSOCIATION (LTBA)**

**1. PROGRESS REPORT**

**B. LOUISIANA QUARTER HORSE BREEDERS ASSOCIATION (LQHBA)**

**1. PROGRESS REPORT**

**V. COMMITTEE REPORTS**

**A. MEDICATION COMMITTEE, by Committee Chair Patrick Bernard**

**B. RULES COMMITTEE, by Committee Chair Lane T. Cortez**

**C. LEGAL COMMITTEE, by Committee Chair Thomas B. Calvert**

**D. SECURITY COMMITTEE, by Committee Chair Louis Reine**

E. RACETRACK/HBPA LIAISON COMMITTEE, by *Committee Chair Donald "Don" Cravins*

F. FINANCE COMMITTEE, by *Committee Chair Leslie Bouie*

G. RACING DAYS COMMITTEE, by *Committee Chair Mike R. McHalfey*

H. INFRASTRUCTURE COMPLIANCE COMMITTEE, by *Committee Chair Louis Reine*

## VI. OTHER

### A. DEAN OLIVER GARDEN OF LSU VETERINARY SCHOOL

1. LSU Equine Health and Sports Performance Center of Excellence.

### B. CONDUCT LESS THAN 80 DAYS

1. Association requests pursuant to La. R.S. 27:353(4), that the Commission approve the conduct of less than eighty days within a consecutive twenty-week period or a different consecutive or nonconsecutive period, whenever an eligible facility is prevented from conducting live racing as a result of a natural disaster, an act of God, force majeure, a catastrophe, or such other occurrence over which the eligible facility has no control.

### C. ORDER TO SHOW CAUSE

1. Churchill Downs Louisiana Horse Racing Company, LLC, is ordered to show cause as to why the LSRC should not fine and/or suspend its licenses for its failure to fully pay the fee at 1% of the total amount wagered at each off-track wagering facility on HHR for FYE 2022-2023 pursuant to Act 381 of the 2022 Louisiana Regular Legislative Session and LSRC action taken at its January, 31 2023 meeting.

### D. HORSE SENSOR PROGRAM

1. **Approval** of Cooperative Endeavor Agreement between the LSRC and Churchill Downs Louisiana Horseracing Company, LLC, for a Horse Sensor Program during Fair Grounds' 2023-2024 Thoroughbred Meet.

## VII. RULES

### A. NOTICES OF INTENT:

1. LAC 35:I. Chapter 3 – General Rules
  - §321. Commission Ineligible for Open Meetings Via Electronic Means [NEW]
  - §322. Disability Accommodations [NEW]
2. LAC 35:III. Chapter 57 – Associations' Duties and Obligations
  - §5773. Association Annual Plan of Operation Report [AMEN]

## VIII. ADJOURNMENT



Charles A. Gardiner III  
Executive Director

This notice was posted by the entrance of the Louisiana State Racing Commission, Friday, October 27th, 2023 at 10:00AM

# RULES FOR NOTICE OF INTENT AT OCTOBER 30, 2023 MEETING

## Title 35 HORSE RACING Part I. General Provisions

### Chapter 3. General Rules

#### §321. Commission Ineligible for Open Meetings Via Electronic Means

A. The commission does not meet the criteria pursuant to Act 393 to be eligible to conduct open public meetings via electronic means, because it does not conduct at least six regularly scheduled meetings in a calendar year.

AUTHORITY NOTE: Promulgated in accordance with Act 393 of the 2023 Regular Session of the Louisiana Legislature.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Division of Administration, Racing Commission, LR

#### §322. Disability Accommodations

A. Despite ineligibility to conduct open meetings via electronic means, nonetheless the commission is obligated to provide for participation on an individualized basis by people with disabilities.

B. People with disabilities are defined as any of the following:

1. A member of the public with a disability recognized by the Americans with Disabilities Act (ADA);

2. A designated caregiver of such a person; or

3. A participant member of the agency with an ADA-qualifying disability.

C. The commission shall ensure that the written public notice for an open meeting, as required by R.S. 42:19, includes the name, telephone number and email address of the agency representative to whom a disability accommodation may be submitted.

D. Upon receipt of an accommodation request, the designated agency representative is only permitted to ask if the requestor has an ADA-qualifying disability or is a caregiver of such a person (yes or no). The requestor shall not be required to complete a medical inquiry form or disclose the actual impairment or medical condition to support a disability accommodation request.

E. The designated commission representative shall provide the requestor with the accommodation for participation as soon as possible following receipt of the request, but no later than the start of the scheduled meeting. Accommodation may include:

1. Requestor can submit a written letter addressed to executive director prior to the scheduled meeting that:

a. states requestor's concerns or questions to be addressed by commission;

b. will be read aloud by executive director during the meeting; and

c. executive director will send a written response within 20 business days after the meeting to reflect the answer from commission as voted for approval by majority of the attending commissioners at same meeting.

2. Designated agency representative can provide requestor with appropriate accommodations, in coordination with facility hosting the scheduled meeting, for requestor and/or representative of requestor to attend and participate in the meeting in person, as agreeable to requestor. This may include ensuring availability of:

a. wheelchair access from the facility entrance to the meeting room and at the microphone;

b. service animal access from the facility entrance to the meeting room and at the microphone;

c. usher or guide who may escort requestor between the facility entrance and the meeting room, including around the meeting space;

d. American Sign Language translator;

e. reserved seating for requestor in the meeting space; or

f. assistive listening device to improve the auditory reception of meeting proceedings.

AUTHORITY NOTE: Promulgated in accordance with Act 393 of the 2023 Regular Session of the Louisiana Legislature.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Division of Administration, Racing Commission, LR

# **RULE FOR NOTICE OF INTENT AT OCTOBER 30, 2023 MEETING**

## **Title 35 HORSE RACING Part III. Personnel, Registration and Licensing**

### **Chapter 57. Associations' Duties and Obligations**

#### **§5773. Association Annual Plan of Operation Report**

A. An association shall provide an annual report to the commission, due by ~~January 30~~ date specified by the commission after each fiscal year ends starting with fiscal year 2022 ~~due on January 30, 2023~~, regarding the association's plan of operation for the upcoming fiscal year to include details about:

A.1. – A.7. ... [no changes]

AUTHORITY NOTE: Promulgated in accordance with R.S. 4:141, R.S. 4:142, R.S. 4:148, and R.S. 4:164.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Division of Administration, Racing Commission, LR 49:868 (May 2023); amended LR