



ARIZONA RACING COMMISSION
THURSDAY, AUGUST 13, 2020
AMENDED 678TH REGULAR MEETING AGENDA

Pursuant to Arizona Revised Statutes (A.R.S.) § 38-431.03(A)(3), the Arizona Racing Commission (Commission) may vote to go into Executive Session for the purpose of obtaining legal advice from its attorney on any matter listed on the agenda. Any such Executive Session will not be open to the public.

A. Call to Order

B. Executive Session

The following item is for Executive Session purposes only:

1. *Simms v. Simms, et al.*, Case No. 1 CA-CV 18-0546, and *Simms v. Arizona Racing Commission, et al.*, Case No. LC2016-000505, regarding a Racing License for Ronald A. Simms, Case No. 14A-020-RAC. The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) or (4) in order to discuss with and instruct its attorneys on this matter.
2. *Monarch Content Management LLC, et al. v. Arizona Department of Gaming, et al.*, Case No. CV-19-04928-PHX-JJT, regarding HB2547. The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) or (4) in order to discuss with and instruct its attorneys on this matter.
3. *Monarch Content Management LLC v. Arizona Department of Gaming et al.*, Case No. CV2020-005333, regarding a complaint for special action relief and for declaratory relief. The commission may vote to go into Executive Session under A.R.S. §38-431.03(A)(3) or (4) in order to discuss with and instruct its attorney on this matter.

C. Action Items: Review, discussion and possible action on:

1. Election of Racing Commission Officers for 2020
2. Turf Paradise Request for Live and Dark Day Date Changes for 2020-2021 Season
3. Industrial Laboratories Testing Reports
4. Greyhound Live Bait Training
5. *Notice of Appeal to Arizona Racing Commission of Director's June 29, 2019 2020 Ruling Deeming Ronald A. Simms's License Application to be Incomplete*, filed on July 23, 2020, by Ronald A. Simms. On July 27, 2020, the parties filed a *Joint Stipulation to Stay Consideration of Ronald A. Simms's Notice of Appeal to the Arizona Racing Commission of Director's June 29, 2020 Decision Deeming Ronald A. Simms's License Application to be Incomplete*, requesting the Commission to stay this matter until at least up through and including the resolution of the Court of Appeals Proceedings (1 CA-CV 18-0546), and, if applicable, any subsequent proceedings arising therefrom from the Arizona Supreme Court. The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) in order to discuss or consult for legal advice with its attorneys.

6. Simulcast Agreements Pursuant to A.R.S. § 5-112(U)

A. Arizona Downs

1. Racing Associates of Colorado Ltd., d/b/a Arapahoe Park
2. PNK (OHIO) LLC d/b/a Belterra Park Cincinnati
3. Churchill Downs Inc. o/b/o Arlington Park, Canterbury Park, Churchill Downs, Fairgrounds, Louisiana Downs, Indiana Grand Racing & Casino, Oaklawn Park, Presque Isle Downs, Turfway Park
4. NYRA on behalf of Delaware Park, Colonial Downs, Ellis Park Race Course, Emerald Downs LLC, Fairmount Park Inc., TMB Racing LLC d/b/a Grants Pass, Kentucky Downs LLC, Global Gaming LSP LLC d/b/a Lone Star Park, Jack Thistledown Racino LLC
5. Delta Downs Racetrack Casino & Hotel/Evangeline Downs Racetrack Casino & Hotel
6. Fair Meadows
7. Fonner Park
8. Keeneland Association, Inc.
9. All American Ruidoso Downs
10. Will Rogers Downs, LLC
11. Finger Lakes Racing Association
12. Hastings Entertainment Inc. o/b/o Hastings Park
13. Woodbine Entertainment Group o/b/o Woodbine, Ft. Erie

B. Turf Paradise

1. Racing Associates of Colorado Ltd, d/b/a Arapahoe Park
2. NYRA o/b/o Aqueduct Racetrack, Belmont Park, Saratoga Race Course
3. PNK (OHIO) LLC d/b/a Belterra Park Cincinnati
4. NYRA o/b/o Delaware Park Racing, Colonial Downs, Delta Downs, Ellis Park, Emerald Downs, Evangeline Downs, Fairmount Park, Thistledown, Kentucky Downs, Grants Pass
5. Fair Meadows
6. Fonner Park
7. Woodbine Entertainment Group o/b/o Woodbine, Ft. Erie
8. NYRA Global Gaming LSP LLC d/b/a Lone Star Park
9. Harrah's Bossier City Investment Co LLC d/b/a Harrah's Louisiana Downs
10. Mountaineer Park, Inc.
11. Prairie Meadows
12. Remington Park
13. All American Ruidoso Downs
14. Will Rogers Downs, LLC
15. Finger Lakes Racing Association
16. Hastings Entertainment Inc. o/b/o Hastings Park
17. Churchill Downs Inc. o/b/o Presque Isle Downs

7. Simulcast Horse Racing Import Signals Pursuant to IHA Section 3004(a)(3)

A. Arizona Downs

1. Arapahoe Downs: 06/08/2020 – 08/26/2020
2. Belmont Park: 06/03/2020 – 07/12/2020
3. Belterra Park: 06/04/2020 – 10/09/2020
4. Canterbury Park: 06/10/2020 – 09/16/2020
5. Delaware Park: 06/17/2020 10/17/2020
6. Ellis Park: 07/02/2020 – 08/30/2020
7. Emerald Downs: 07/01/2020 – 10/TBD/2020
8. Evangeline Downs: 06/05/2020 – 08/29/2020
9. Fair Meadows: 06/04/2020 – 07/25/2020
10. Fairmount Park: 06/09/2020 – 09/07/2020
11. Fonner Park: 02/21/2020 – 05/27/2020
12. Ft. Erie: 06/02/2020 10/13/2020
13. Grants Pass: 06/16/2020 – 07/12/2020
14. Lone Star Park: 05/22/2020 – 08/12/2020
15. Louisiana Downs: 06/06/2020 – 09/23/2020
16. Indiana Grand: 06/15/2020 – 11/18/2020
17. Retama Park: 07/03/2020 – 08/29/2020
18. Ruidoso: 05/22/2020 – 09/07/2020
19. Thistledowns: 06/19/2020 – 10/21/2020
20. Woodbine: 06/06/2020 – 12/13/2020
21. Arlington Park: 07/30/2020 – 09/26/2020
22. Colonial Downs: 08/02/2020 – 09/01/2020

23. Finger Lakes Racing Association: 07/20/2020 – 11/26/2020
 24. Hastings Park: 07/20/2020 – 09/27/2020
 25. Presque Isle Downs: 07/27/2020 – 10/22/2020
 26. Saratoga: 07/15/2020 – 10/07/2020
 27. Remington Park: 08/21/2020 – 12/20/2020
 28. Churchill Downs: 09/01/2020 – 09/27/2020
 29. Kentucky Downs: 09/07/2020 – 09/16/2020
 30. Will Rogers Downs: 09/12/2020 – 11/14/2020
 31. Delta Downs 06/10/2020 – 10/17/2020
 32. Mountaineer Park 05/31/2020 –12/02/2020
 33. Prairie Meadows 06/19/2020 – 10/10/2020
 34. Downs at Albuquerque 08/08/2020 – 10/24/2020
 35. Assiniboia Downs 05/25/2020 – 09/15/2020
- B. Turf Paradise
1. Arapahoe Downs: 06/08/2020 – 08/26/2020
 2. Belmont Park: 06/03/2020 – 07/12/2020
 3. Belterra Park: 06/04/2020 – 10/09/2020
 4. Canterbury Park: 06/10/2020 – 09/16/2020
 5. Delaware Park: 06/17/2020 – 10/17/2020
 6. Delta Downs: 06/10/2020 – 08/22/2020
 7. Emerald Downs: 07/01/2020 – 10/TBD/2020
 8. Evangeline Downs: 06/05/2020 – 08/29/2020
 9. Fair Meadows: 06/04/2020 – 07/25/2020
 10. Fonner Park: 02/21/2020 – 05/27/2020
 11. Ft. Erie: 06/02/2020 – 10/13/2020
 12. Lone Star Park: 05/22/2020 – 08/12/2020
 13. Louisiana Downs: 06/06/2020 – 09/23/2020
 14. Mountaineer Park: 05/31/2020 – 12/02/2020
 15. Prairie Meadows: 06/19/2020 – 10/10/2020
 16. Remington Park: 07/03/2020 – 08/29/2020
 17. Ruidoso: 05/22/2020 – 09/07/2020
 18. Thistledowns: 06/19/2020 – 10/21/2020
 19. Will Rogers Downs: 03/16/2020 – 05/23/2020
 20. Woodbine: 06/06/2020 – 12/13/2020
 21. Arlington Park: 07/30/2020 – 09/26/2020
 22. Colonial Downs: 08/02/2020 – 09/01/2020
 23. Finger Lakes: 07/20/2020 – 11/26/2020
 24. Hastings Park: 07/20/2020 – 09/27/2020
 25. Presque Isle Downs: 07/27/2020 – 10/22/2020
 26. Saratoga: 07/15/2020 – 10/07/2020
 27. Remington Park: 09/21/2020 – 12/20/2020
 28. Churchill Downs: 09/01/2020 – 09/27/2020
 29. Kentucky Downs: 09/07/2020 – 09/16/2020
 30. Will Rogers Downs: 09/12/2020 – 11/14/2020
 31. Fingerlakes Racing Association: 07/20/2020 – 11/26/2020
 32. Downs at Albuquerque: 08/08/2020 – 10/24/2020
 33. Assiniboia Downs: 05/25/2020 – 9/15/2020
 34. Ellis Park: 07/02/2020 – 08/30/2020
 35. Grants Pass: 06/16/2020 – 07/12/2020
 36. Fairmount Park: 06/09/2020 – 09/07/2020

D. Information Reports

1. Safety Report(s) (Greg Stiles)
2. Budget Report (Director Casillas/Jason La Forest)
3. Legislative Update (Aiden Fleming)
4. Permittee Reports – **Not to exceed 3 minutes**
 - a. American Greyhound Racing
 - b. Arizona Downs
 - c. County Fairs
 - d. Rillito Park
 - e. Tucson Greyhound Park

- f. Turf Paradise
- 5. Optional Industry Stakeholder Association Updates (limited to officers or officially designated spokesperson) – **Not to exceed 3 minutes**
 - a. Arizona Counties Racing Association
 - b. Arizona Quarter Horse Racing Association
 - c. Arizona Thoroughbred Breeders Association
 - d. Horsemen’s Benevolent & Protective Association
 - e. Jockey’s Guild

E. Commission Reports

- 1. Summary of Current Events Affecting the Arizona Racing Commission. A.R.S. § 38-431.02(K) – Only Commission Members or the Director may report. No discussion or action may be taken on matters reported unless properly noticed for legal action or discussion
- 2. Identification of Matters to be placed on future agendas

F. Call to the Public

Those members of the public wishing to address the Commission should please notify Commission Secretary, Cassie Goodwin, via EMAIL at cgoodwin@azgaming.gov by 9 a.m. August 13, 2020 with your name and the portion of the agenda for which you wish to address the Commission. If any person wishes to address the Commission once the meeting has commenced, those persons may TEXT Commission Secretary, Cassie Goodwin, at 480-276-5005, giving their name and the portion of the agenda for which they wish to address the Commission, and the information will be provided to the chair of the Racing Commission during the meeting. The Chair will recognize the request and, time permitting, each presentation will be given approximately three (3) minutes to speak. Action taken as a result of public comment will be limited to directing staff to study the matter or ask that the matter be placed on a future agenda, pursuant to A.R.S. § 38-431.01(H).

G. Announcements

The next regularly scheduled Commission meeting will be at **10:00 AM on Thursday, September 10, 2020 at 1110 W. Washington St., Phoenix, Arizona**, and is subject to change based on a quorum. For current information about the Arizona Racing Commission meeting schedule, please visit the Arizona Department of Gaming-Racing Division website (<https://racing.az.gov/racing-commission/commission-calendar-schedule>) or call Cassie Goodwin at 602-771-4263.

H. Adjournment

I. Materials

A copy of the agenda and background material and Commission packets (excluding materials exempt from public inspection) will be available at least 24 hours in advance of the meeting, at the Department of Gaming, located at 1110 W Washington St., Ste. 450, Phoenix, AZ 85007