



**AMENDED ARIZONA RACING COMMISSION**  
**THURSDAY, JULY 8, 2021**  
**689<sup>th</sup> REGULAR MEETING AGENDA**

**Action Taken Denoted In Red**

**The summary written below are notes compiled by ADG staff and are based on their observation of the live meeting. For the official record, please refer to the meeting minutes.**

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(s) on any matter listed on the Agenda. Any such Executive Session will not be open to the public.

**A. Call to Order of the 689<sup>th</sup> Regular Arizona Racing Commission Meeting of June 10, 2021**

**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. **Commission votes to go into executive session (10:04AM). Reconvened (10:19AM).**
2. In re the Appeal of Turf Racing, LLLP dba Turf Paradise 21A-002-RAC-RES; In re the Appeal of Arizona Downs, 21A-003-RAC-RES. Appeals in the Office of Administrative Hearings by Arizona Downs contesting the Commission's December 2020 decision to deny the rehearing/review of the Commission's November 2020 decision to approve the Turf Paradise and Monarch Content Management simulcast contract pursuant to A.R.S. § 5-112(U). Appeal in the Office of Administrative Hearings by Turf Paradise contesting the Commission's December 2020 decision to deny IHA 3004 consent for wagering on signals imported from racetracks associated with the Monarch Content Management contract previously approved. 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 instructs its attorney(s) on this matter. **Commission votes to go into executive session (10:04AM). Reconvened (10:19AM).**

**B. Hearings**

1. Permit Renewal Hearing for Tucson Greyhound Park for Years 2020, 2021, and 2022 pursuant to A.R.S. § 5-108.01. The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) in order to discuss with its attorneys on this matter. **Permit renewal approved conditioned on receiving the investigation report payment. (3-0)**

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

1. Request from Arizona Downs for Off-Track Betting Facilities: **Both OTB facilities were approved pending inspection by the Division.**

- a. Mr. Haney's Castaways Sports Bar, 5110 E. McDowell Rd., Phoenix, AZ 85008
  - b. Padre Murphy's Sports Bar, 4338 W. Bell Rd., Glendale, AZ 85308.
2. Simulcast Agreements Pursuant to A.R.S. § 5-112(U) **All agreements approved (3-0)**
    - a. Arizona Downs
      1. Churchill Downs (Presque Isle Downs)
      2. New York Racing Association, Inc. – NYRA (Saratoga)
    - b. Turf Paradise
      1. New York Racing Association, Inc. – NYRA (Saratoga)
      2. NYRA Content Management Solutions, LLC – NCMS (Colonial Downs)
  3. Simulcast Horse Racing Import Signals Pursuant to IHA Section 3004(a)(3) **All signals approved (3-0)**
    - a. Arizona Downs
      1. Presque Isle Downs (anticipated dates 07/05/2021 – 10/07/2021)
      2. Saratoga (anticipated dates 07/14/2021 – 09/06/2021)
    - b. Turf Paradise
      1. Saratoga (anticipated dates 07/15/2021 – 09/06/2021)
      2. Colonial Downs (anticipated dates 07/19/2021 – 09/01/2021)
  4. Simulcast Horse Racing Import Signals Pursuant to IHA Section 3004(a)(3). The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) in order to discuss with its attorneys on this matter.
    - a. Turf Paradise-Monarch and Monarch Affiliated **Items tabled until the next regularly scheduled meeting (2-1)**
      1. Gulfstream Park (anticipated dates 07/08/2021 – 09/30/2021)
      2. Lone Star Park (anticipated dates 06/11/2021 – 12/18/2021)
      3. Monmouth Park (anticipated dates 07/08/2021 – 09/26/2021)
      4. Latin American Racing (anticipated dates 12/08/2021 – 12/31/2021)
      5. Laurel Park (anticipated dates 07/08/2021 – 12/31/2021)
      6. Pimlico (anticipated dates 07/08/2021 – 12/31/2021)
      7. Melbourne Racing Australia (anticipated dates 07/08/2021 – 12/31/2021)
      8. Timonium (anticipated dates 08/27/2021 – 09/06/2021)
      9. Del Mar (anticipated dates 07/16/2021 – 11/30/2021)
      10. Golden Gate (anticipated dates 07/23/2021 – 12/31/2021)
      11. Los Alamitos (anticipated dates 12/01/2021 – 12/14/2021)
      12. Los Alamitos – LA County Fair (anticipated dates 09/08/2021 – 09/28/2021)
      13. Santa Anita (anticipated dates 09/29/2021 – 12/31/2021)
      14. Sonoma County Fair Santa Rosa (anticipated dates 08/04/2021 – 08/17/2021)

#### D. Information Reports

1. Track Safety Report(s) **State Steward Magdaleno Perez addressed the Commission. Commissioner Goreé indicated he would like a horse breakdown report. State Veterinarian, Dr. Sue Gale, addressed the Commission regarding horse breakdowns at Arizona Downs.**
2. Budget Report (Director Casillas/Jason La Forest) **Director Casillas addressed the Commission.**
3. Turf Paradise and AHBPA Purse Trust Account (Rudy Casillas) **Director Casillas indicated to the Commission that the HBPA and Turf Paradise came to an agreement on a trust account.**
4. New Application from Ronald Simms (Rudy Casillas) **Mr. Estrada addressed the Commission.**
5. Permittee Reports – **Not to exceed 3 minutes**
  - a. American Greyhound Racing **No report.**
  - b. Arizona Downs **Michael Weiss, General Manager, addressed the Commission.**
  - c. County Fairs **No report.**
  - d. Rillito Park **Michael Weiss, General Manager, addressed the Commission.**
  - e. Tucson Greyhound Park **No report.**
  - f. Turf Paradise **Vincent Francia, General Manager, addressed the Commission.**

6. Optional Industry Stakeholder Association Updates (limited to officers or officially designated spokesperson) – **Not to exceed 3 minutes**
  - a. Arizona Counties Racing Association **No Report**
  - b. Arizona Quarter Horse Racing Association **Lloyd Yother, President, addressed the Commission.**
  - c. Arizona Thoroughbred Breeders Association **No Report**
  - d. Horsemen's Benevolent & Protective Association **Leroy Gessmann, President, addressed the Commission.**
  - e. Jockey's Guild **Jockey's Guild representative addressed the Commission.**

## **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. **Commissioner Goreé requests a presentation on safety and maintenance protocols.**

## **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](mailto:cgoodwin@azgaming.gov), by 9 a.m. April 19, 2021 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 after 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. They may also submit a request via the "chat" feature in Google Meet. The Chair will recognize the request and, time permitting, each presentation will be given approximately three (3) minutes to speak. Those requesting to speak should be prepared to use a phone to call into the meeting at 541-626-6148 PIN 398 809 873# or the microphone on their device as soon as the Chair recognizes them 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, August 12, 2021** at **1110 W. Washington St., Phoenix, Arizona or via Google Meet**, 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