

In the Matter Of:
INDIANA HORSE RACING COMMISSION MEETING

Transcript of Proceedings - Audio Transcription
July 14, 2025



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AUDIO TRANSCRIPTION OF:

INDIANA HORSE RACING COMMISSION MEETING

HELD ON

JULY 14, 2025

11:00 A.M.

AT:

HARRAH'S HOOSIER PARK

4500 DAN PATCH CIRCLE

ANDERSON, IN 46013

STEWART RICHARDSON & ASSOCIATES
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APPEARANCES

Philip Borst, DVM, Chairman
Gus Levengood

William McCarty
Bill Estes (Via telephone)

Becca McCuaig (Via telephone)

Deena Pitman, Executive Director

Dale Pennycuff, Esq.

Matthew Eggiman, Esq.

David Rothenberg, Esq.

INDIANA HORSE RACING COMMISSION

1302 North Meridian Street, Suite 175

Indianapolis, IN 46202

AGENDA

1. Review of 2025 Year-To-Date Commission Rulings as of June 15, 2025 6
2. Review of 2025 Year-To-Date HISA and HIWU Rulings as of June 15, 2025 6
3. 2025 Community Giving Report 7
4. Seasonal race meet updates from racetracks 16
5. Request for 2025 Capital Expenditure Substitutions:
 (A) Consideration of Horseshoe Indianapolis' request to amend the expected 2025 Capital List and substitute with alternate 2025 purchases. 23
 (B) Consideration of Harrah's Hoosier Park's request to amend the expected 2025 Capital List and substitute with alternate 2025 purchases. 30
6. Review of Racing Capital Fund Committee (RCFAC) Expenditures approved and submitted by Fund committee members as well as Community Center update 33
7. Presentation of 2024 Caesars Social Responsibility Report 37
8. Ratification of Executive Director's approval of Horseshoe Indianapolis's request to move racing from Monday August 4, 2025, to Friday, August 8, 2025, to coordinate with Harrah's Hoosier Park in offering an entire night of Caesars racing on Fox Sports Network 41
9. Ratification of Executive Director's probationary approval of Churchill Downs Technology Initiatives Company request to add parlay wagering to TwinSpires 42
10. Ratification of Executive Director's probationary approval of NYRA Bets, LLC's request to allow Caesars Sportsbook to use a shared wallet to allow Sportsbook account holders to place bets on Caesars Racebook, a NYRA Bets affiliate 44

1 11. Ratification of Executive Director's probationary
2 approval of Xpressbet, LLC's request to assume full
3 ownership of Daily Racing Form's former DRF Bets
4 website and customer base on or about June 10, 2025,
or such later date as feasible, at which time DRF Bets
will cease operations and Xpressbet will rebrand the
site under the name 1/st Bet Pro. 46

5 12. Consideration of request of ITOBA to transfer ADW
6 funds to help fund stakes and handicap races 48

7 13. Consideration of request from IHBPA to transfer
ADW funds to supplement Thoroughbred purse account 50

8 14. Rulemaking update 52

9 15. HISA update 54

10 16. Delegation of authority to conduct racing business
11 to Executive Director 56

12 NEW BUSINESS 58

13

14

15

16

17

18

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1 CHAIRMAN BORST: We will call the meeting of
2 the Indiana Horse Racing Commission July 14, 2025,
3 to order. First of all, thank you Hoosier Park for
4 all of this. Again, we feel like we're on stage.
5 But we can't dance. We can't sing. So you're
6 going to have to put up with this for the meeting.

7 We have three members. I don't know.
8 Commissioner Estes, are you on the phone?

9 COMMISSIONER ESTES: Yes, I am.

10 CHAIRMAN BORST: Good. So we've got three
11 Commissioners here and two Commissioners on the
12 phone. So we're going to have to do the roll call
13 vote.

14 First item on the agenda is approval of
15 memorandum from March 7, 2025, meeting and the
16 executive session memorandum. We need a motion and
17 second.

18 COMMISSIONER LEVENGOOD: So moved.

19 COMMISSIONER MCCUAIG: Second.

20 CHAIRMAN BORST: Thank you, Becca. Been moved
21 and second. All those in favor say "aye". No, no,
22 no, roll call. I caught myself.

23 MR. PENNYCUFF: Roll call, please. Chairman
24 Borst.

25 CHAIRMAN BORST: Aye.

1 MR. PENNYCUFF: Commissioner McCarty.

2 COMMISSIONER MCCARTY: Aye.

3 MR. PENNYCUFF: Commissioner Estes.

4 COMMISSIONER ESTES: Aye.

5 MR. PENNYCUFF: Commissioner Levensgood.

6 COMMISSIONER LEVENGOOD: Aye.

7 MR. PENNYCUFF: Commissioner McCuaig.

8 COMMISSIONER MCCUAIG: Aye.

9 CHAIRMAN BORST: Thank you. It passes
10 unanimously. Okay. Item number one is review of
11 the 2025 year-to-date Commission rulings as of
12 June 15, 2025. Matt, anything exciting to report?
13 There aren't that many.

14 MR. EGGIMAN: No, just yeah, nothing too
15 exciting to report on that.

16 CHAIRMAN BORST: I do have a question. Where
17 do the fines go?

18 MR. EGGIMAN: General Fund.

19 CHAIRMAN BORST: Not back to us, General Fund.
20 Okay. The next one is review of 2025 year to date
21 HISA and HIWU rulings as of June 15, 2025.
22 Anything, there isn't much there either.

23 MR. EGGIMAN: No, just whip violations for
24 HISA. And it's actually the same ruling from the
25 first meeting for HIWU. So nothing new since the

1 last meeting.

2 CHAIRMAN BORST: And that was from last year,
3 right?

4 MR. EGGIMAN: Yeah.

5 CHAIRMAN BORST: The HIWU? But there haven't
6 been any for this year. That's interesting.

7 MR. EGGIMAN: Nothing settled, no.

8 CHAIRMAN BORST: Oh, settled.

9 COMMISSIONER MCCARTY: I have a followup
10 question. Where do those monies flow to?

11 MR. EGGIMAN: Those fines, any fine goes back
12 to HISA and HIWU as part of their budget.

13 CHAIRMAN BORST: Okay. Next on the -- if no
14 other further questions, we don't have to vote on
15 those.

16 Next is the 2025 Community Giving Report
17 presentation from Harrah's Hoosier Park and
18 Horseshoe Indianapolis. Joe, are you handling that
19 or is -- we've got to get you on there. You can
20 have one of these if you like. Your wing man's
21 coming here.

22 JEREMY MEDLEY: Hello, everyone. I'm Jeremy
23 Medley, director of marketing here at Harrah's
24 Hoosier Park. I know I told you, I've talked about
25 this before, but for anyone who doesn't know, kind

1 of a quick recap, as of August, I will have been
2 with Harrah's Hoosier Park for 14 years. Started
3 out as a part-time guest services representative.

4 I was born and raised right here in Anderson.
5 I've lived here my entire life. So because of
6 that, I'm obviously familiar with many of the
7 challenges we are facing in this community, Madison
8 County and Anderson in particular.

9 So let's take a look at the impact our
10 property has made in 2025. So at this point in the
11 year we have contributed 289,000 to community
12 initiatives. And of that, 207,000 or 207,000 went
13 directly to organizations in Anderson and Madison
14 County.

15 Some of our key focuses this year have been
16 housing, support for survivors of domestic
17 violence, (inaudible) security, human trafficking,
18 prevention, recovery and more. We've donated
19 \$15,000 to CASA; \$7,500 to Habitat for Humanity of
20 Anderson. We also gave \$7,500 to the Indiana
21 Coalition for Domestic Violence, \$10,000 to the
22 Willow's Place Women's Shelter, \$7,500 to
23 Outfitters for their clothing assistance programs,
24 and \$5,000 to the Gathering of Queens for their
25 food pantry. That's just a portion of the

1 organizations we've supported in those areas this
2 year. All very good organizations doing a lot of
3 good work for our local community.

4 We know there are a lot of families in our
5 community who desperately need assistance in the
6 coming and meeting the expectations or the
7 standards that they desire for themselves. And
8 it's essential they have the access to the
9 resources they need to thrive.

10 So this is something I touched upon last year.
11 Something that remains a major area of focus for
12 us. That includes, you know, education and
13 employment opportunities, career development
14 programs, especially these things for our local
15 youth, very important. We've donated \$15,000 to
16 the Madison County Community Foundation to help
17 fund their scholarship programs. We've contributed
18 \$10,000 to the Hopewell Center, \$10,000 to the
19 Leadership Academy of Madison County, \$7,000 to the
20 Combat Ministries Youth Program, and \$5,000 to the
21 Ivy Tech Foundation.

22 Going in hand with that, you know, working to
23 improve the quality of life for the people of
24 Madison County, health and wellness has been a
25 major focus for us and continues to be so. We have

1 currently invested over \$30,000 in programs
2 supporting both physical and mental health needs.
3 On top of that, we've dedicated an additional
4 \$10,000 in senior care supporting organizations
5 like Community LTC, Community Long Term Care, and
6 Lifestream. I think that is an area that -- I
7 think I spoke a little bit about this last year.
8 It kind of tends to get overlooked, our older
9 generations. It's a group that often falls through
10 the cracks and needs assistance. And we've been
11 very proud to help, to help support that.

12 Our commitment does go beyond donations
13 though. We're proud to host and to participate in
14 events that drive real change. This month we'll
15 once again be hosting our Empire of Hope fundraiser
16 for the Standardbred Transition Alliance.

17 We've also hosted multiple Red Cross blood
18 drives. I believe we have one coming up within the
19 next month or so here actually and diaper drive,
20 Friends for Paws animal shelter drive basically
21 collecting equipment, collecting items for a number
22 of the local animal shelters. And we are currently
23 preparing for a canned food drive.

24 Earlier this year we assembled 200 Easter
25 baskets for families in need. That was something

1 we coordinated with the Anderson Police Department
2 to dispatch with. We are currently gearing up for
3 a back-to-school drive to provide essential
4 supplies for local students.

5 In the area of equine giving, beyond Empire of
6 Hope, we will be supporting the Harness Horse Youth
7 Foundation this year, Agape's equine therapy
8 program, the Sweet Liberty Rescue Ranch. All of
9 these organizations are doing incredible work
10 creating that special bond between horses and
11 people in meaningful ways. Very proud of that work
12 there.

13 I hope this gives you a clear picture of where
14 we are with our ongoing commitment to our
15 community, our gratitude for the partnerships we've
16 built with so many of our local organizations.
17 We're very proud to be a part of Anderson and
18 Madison County. And we continue to look forward to
19 continuing that work through the rest of this year
20 and beyond. Thank you.

21 CHAIRMAN BORST: Thanks Jeremy. Question: Do
22 you think you could send that list? It didn't make
23 our booklet. We just got the big numbers is all.
24 For some reason, we didn't get the individual. If
25 you could send that to the office, and they could

1 send that to us.

2 JEREMY MEDLEY: We could absolutely do that,
3 yes.

4 CHAIRMAN BORST: Thanks because you have a lot
5 of good stuff there. I can't remember it all.

6 JEREMY MEDLEY: We sure could.

7 CHAIRMAN BORST: Thank you. Any other
8 questions for Jeremy for Hoosier?

9 COMMISSIONER MCCARTY: The blue boxes
10 indicate, the blue boxes indicate what you project
11 for the last six months of this year?

12 JEREMY MEDLEY: For our equine spend, yes,
13 that will be projecting the upcoming Harness Horse
14 Youth Foundation donations, the Standardbred
15 Transition Alliance I believe is part of that
16 projection, the Sweet Liberty Ranch, Agape and New
17 Vocations are included in that.

18 COMMISSIONER MCCARTY: But will there be
19 additional community contributions?

20 JEREMY MEDLEY: Oh, absolutely, absolutely,
21 yes. We got some of those earmarked. We found
22 that, you know, once you get into the fall and
23 winter quarters, you will have more emergent crises
24 that come up. So we don't want to earmark the
25 totality of everything, but, yes, we are absolutely

1 committed to fulfilling our commitment to the
2 community absolutely.

3 COMMISSIONER MCCARTY: How does this level of
4 commitment this year compare to last year?

5 JEREMY MEDLEY: At this point in time, I think
6 we're -- I don't have the exact numbers for year
7 over year at this time as far as, like, July goes,
8 but I would say it's about the same, if not a
9 little more for this time of year. I do not know
10 that though for year over year.

11 COMMISSIONER MCCARTY: Will there be a review
12 of all this at the end of this year.

13 JEREMY MEDLEY: Absolutely, absolutely, yes.

14 EXECUTIVE DIRECTOR PITMAN: Jeremy, do you
15 know off the top of your head what your annual
16 target giving number is for Hoosier?

17 JEREMY MEDLEY: Yes. Yes, our annual giving
18 number is \$430,000.

19 EXECUTIVE DIRECTOR PITMAN: So that's the
20 target that you hope to hit by the time December
21 rolls around?

22 JEREMY MEDLEY: Oh, we will absolutely hit
23 that, yes.

24 EXECUTIVE DIRECTOR PITMAN: Thank you.

25 CHAIRMAN BORST: Any further questions?

1 Anybody on the phone questions? Thank you.

2 JEREMY MEDLEY: No problem. I think I should
3 probably hand this mic back.

4 CHAIRMAN BORST: There you go. We've got more
5 mics coming. Give one to Joe. There we go. Okay,
6 Joe, you must be going to do Horseshoe.

7 JOE MORRIS: Horseshoe. Yeah. Good morning,
8 Joe Morris with Caesars Racing. With it being a
9 race day at Horseshoe, I had to leave a few people
10 behind to make sure we got open there today. So
11 happy to get this update here today.

12 Our target number at Horseshoe is 525,000 a
13 year. And we've exceeded that every year since the
14 new Caesars has come in. Year to date we have
15 given 332,000. Of the 332, 92 percent of that has
16 been either to equine, Shelbyville, or Shelby
17 County charitable organizations, and there's been
18 over 50 checks handed out to date.

19 On the equine side we're at 37,000. Shelby
20 County is 216. Shelbyville is 52,000. I've got
21 the top five organizations that we've given to:
22 55,000 went to the Shelby County United Fund for
23 You; 46,400 went to Shelby County Boys and Girls
24 Club; 26,000 to the Shelby County Police Canine;
25 20,000 to Arc of Shelby County; 20,000 to Dinner

1 Before Bedtime. So those are the highlights on
2 that.

3 And as I said our target, our, the number
4 we're supposed to hit or go over is 525,000. And
5 we will exceed that, again, for this is the
6 sixth season of new Caesars. So happy to be a part
7 of the whole thing, just, you know, great to be
8 part of that community down in that area.

9 CHAIRMAN BORST: Thank you. Any questions?
10 This was a good graph you did here.

11 JOE MORRIS: I apologize for the lack of the
12 list. We certainly have them. I sent that stuff
13 to David and didn't put it in. So that's on me.
14 I'll make sure I send the list so you can see each
15 and every donation.

16 CHAIRMAN BORST: I think we'll let you off on
17 this one. We'll give you, we'll give you a bye.

18 JOE MORRIS: Thank you.

19 CHAIRMAN BORST: Thanks. Any other questions
20 on Horseshoe?

21 COMMISSIONER MCCARTY: Mr. Chairman.

22 CHAIRMAN BORST: Question?

23 COMMISSIONER MCCARTY: I'd just like to say
24 that I think the community commitments in both
25 these communities is so important and should be

1 sustained and looked at ways to even expand
2 possibly but at least it's much appreciated. And
3 it's very much a part of the overall big picture of
4 what you all bring in both communities. Thank you.

5 CHAIRMAN BORST: Okay. Well, don't need a
6 vote on that so we'll move onto the next one is the
7 seasonal race meet updates from the racetracks. I
8 guess Hoosier is up here first.

9 GABE PREWITT: Morning, Mr. Chairman,
10 Commissioners. Gabe Prewitt, racing general
11 manager here at Hoosier Park. I think we have a
12 good update. From my perspective, we've completed
13 69 of our race days. Started off in a little bit
14 of a turbulent environment. Handle in the US first
15 couple of months of the year was down 20 percent
16 harness racing.

17 So we opened up mid March. A little bit of a
18 horse shortage to start off, a crisis mode. We had
19 several cards where average field size is six and a
20 half, seven. We fought our way through that. The
21 first couple of months, it seemed like every time
22 we would stabilize, we'd add another day of the
23 week so we would stretch ourselves that much more.
24 So battled through that.

25 The last nine weeks we've been up double

1 digits in handle each week so that's good. Overall
2 for the meet we're up 19 percent. One of only, the
3 only track that I know that's up on the harness
4 side this year.

5 So handle is right at almost 59 million so far
6 through 69 days. Last year through the first 69,
7 it was a little less than 50 million. We've had
8 \$12 million handles. I think the record here is
9 14. So that's been a good start. And, yeah, so I
10 think so far so good.

11 CHAIRMAN BORST: Good. Any questions,
12 Commission members?

13 GABE PREWITT: The only other update I'd like
14 to add is we have moved post time forward a little
15 bit. It was 6:15. We're up to 5:30 now. One of
16 the things by placing our races to try an increase
17 the handle, we found we were getting a little late
18 at night. So for the benefit of everyone, our
19 horsemen, our horse players, staff, we decided to
20 move post time to 5:30 so up 45 minutes to
21 hopefully get everybody out a little sooner.

22 CHAIRMAN BORST: So is that, you say you have
23 done that?

24 GABE PREWITT: We start tomorrow.

25 CHAIRMAN BORST: You start tomorrow.

1 GABE PREWITT: Start tomorrow, just a little
2 time.

3 CHAIRMAN BORST: It will be interesting to
4 see.

5 GABE PREWITT: It will be interesting because
6 I think earlier in the year we missed a lot of
7 fertile territory. Earlier in the year we have a
8 lot of Thoroughbred tracks now. Delmar, Saratoga
9 are going a little late some days. So we'll be
10 into that market a little bit more than I would
11 like, but I think in the long run, it will be a
12 good thing. I think it's exchange. We found the
13 last couple of races at night were a couple of our
14 worst bet races. So I think by moving it up at
15 night overall will be a good change.

16 CHAIRMAN BORST: Well, you're 9 million ahead
17 so far at this point.

18 GABE PREWITT: We have a little room to work
19 with.

20 CHAIRMAN BORST: Go a little bit more even.

21 GABE PREWITT: Exactly.

22 CHAIRMAN BORST: Any other questions for Gabe?
23 I guess not. Thanks.

24 GABE PREWITT: Thank you.

25 CHAIRMAN BORST: Go to Horseshoe. Eric

1 escaped. He got to come to the meeting.

2 ERIC HALSTROM: Yeah, it's a direct order from
3 my boss over there.

4 So, anyway, a great update from Gabe there. I
5 have good news on our end too. Right now as we sit
6 here today, our handle is up a little over
7 five percent. And I can tell you we're feeling
8 really good about that because we had just a really
9 rough spring. You know how important turf racing
10 is to us. Coming into Indiana Derby Day we were
11 down so many turf races that I think the number was
12 88 in 2024 at the time, and we were somewhere
13 around 49 this year. So we had a really rough
14 stretch. We lost our whole week of Caesars stakes
15 week and all that.

16 So to be up in handle right now is really a
17 great story especially because the Thoroughbred
18 industry right now is trailing about five percent
19 overall in this year. So we're sitting in a really
20 good spot. As soon as the weather turned, we
21 really turned it on.

22 I'm not sure if anybody got to be with us last
23 week. I know a lot of you did for the Indiana
24 Derby, just a fabulous day, record handle of
25 9.1 million. That beat the 2024 record of 8.1

1 million. Just for frame of reference, the 2019
2 that number was 4.1 million. So we're up about 125
3 percent over the last five, six years.

4 It wasn't just the total handle. I think
5 everybody got to see, it was just a great day on
6 track, not just the size of the crowd, but our
7 on-track handle was up, our live racing was up
8 13 percent. We were up 48 percent in our
9 simulcasting. A lot of that had to do with a
10 really large handicapping contest where people come
11 in from out of town, and they just by nature bet
12 quite a bit more. So a lot of good things going
13 there.

14 This Saturday we've got a really big day
15 coming up, about \$750,000 in purses on our Quarter
16 Horse day. We've got four stakes finals. First
17 race post time is 10:45. You know, Quarter Horse
18 racing here has really grown and has improved to a
19 point where it's competitive with just about
20 anywhere in the county. But, anyway, Saturday four
21 stakes, when you start giving away almost a million
22 dollars in purses in one day, it's quite something
23 to note.

24 The only thing I would like to mention is, and
25 I'm not sure if everybody saw it. If you haven't,

1 you can go to Bloodhorse.com and just search
2 Horseshoe Indianapolis. If you have seen it, I'll
3 at least repeat for those who haven't. But there's
4 a really, really, nice story that came out. In
5 fact, on Indiana Derby Day a reporter for the
6 Bloodhorse came out and interviewed myself and Tony
7 Martinez, our track superintendent.

8 And the main part of the story was our 2024
9 track safety record. And if you haven't, were not
10 aware the Jockey Club used the same metrics over
11 the whole industry on the Thoroughbred side for
12 measuring track safety. And I'm proud to say we're
13 the number one racetrack in the country as far as
14 safety in 2024. It really works out.

15 You know, we all celebrate handle and revenue,
16 but I think we all know safety is number one. The
17 number that they got to before that is really
18 something to be proud when you're -- I've never
19 seen one like that. I asked Joe. He hadn't seen
20 one that low either.

21 We run about 1200 races a year. You know,
22 we're getting up to 10,000 starts between the two
23 breeds. And between Tony really being great at his
24 job, Andy Hershey, and our vet staff being very
25 careful with horses that may or may not need the

1 day off, and then last our company has put a lot of
2 money into equipments and good equipment. And Tony
3 doesn't lack for any of that. In fact, I'm going
4 to ask for an aerator after this.

5 So but something to be really proud of. We've
6 had a very good -- I'm knocking on wood but our
7 2025 results right now are pretty darn good too and
8 heading in the right direction. So if you see him
9 around, pat him on the back. We're all really
10 proud of what he did.

11 CHAIRMAN BORST: Any questions for Eric? The
12 Derby was great. It was fun to see all those
13 people, like you say, as hot as it was. You know
14 what the main topic at our table was? We were
15 worried about you getting sunburned out there on
16 the rail.

17 ERIC HALSTROM: Too late.

18 CHAIRMAN BORST: Seriously that was the topic,
19 we were worried about you.

20 ERIC HALSTROM: Yeah, by the time I figured it
21 out, it was way too late.

22 CHAIRMAN BORST: It was too late. It was
23 great. I told them, I said it took me forever to
24 park in the garage. I looked at all the license
25 plates. It's amazing. There was Oregon. There

1 was New York. There was New Jersey. I mean, all
2 over. That was really great.

3 ERIC HALSTROM: You know, if you recall a few
4 years ago, we had the awning approved.

5 CHAIRMAN BORST: Yeah.

6 ERIC HALSTROM: All the, everybody, that's
7 part of us and the horsemen. And that's changed a
8 lot of things. It's just given us more options.
9 We're already talking about what we can do next
10 year for more shade because if you think back to a
11 couple of years ago, that 40 by 40 tent that we had
12 out there, there was people, you know, like,
13 standing elbow to elbow in that 40 by 40. Well,
14 now we've got 260 by 40. And they were elbow to
15 elbow, which was you couldn't have done this a few
16 years ago for the on-track experience. So really
17 great day. We'll make it better next year too.

18 CHAIRMAN BORST: Yes, it was. Okay. Anything
19 else? I guess not. I guess you can stay right
20 there. We'll move to our next item which is the
21 request for the 2025 capital expenditure
22 substitutions. The first one Horseshoe
23 Indianapolis request to amend the expected 2025
24 capital improvement list and substitute with
25 alternate 2025 purchases.

1 ERIC HALSTROM: Yes, sir. Chairman Borst, in
2 March we had several different pieces of equipment
3 approved. And we still had about \$65,000 sitting
4 out there that we just weren't ready for in March,
5 but we found another piece of equipment that we
6 think will help our turf course. It's a top of the
7 line aerator for Tony to use at the end of the meet
8 and then in the spring before the meet that
9 actually digs a little bit deeper than the ones
10 we've rented or tried to use ourself. So it's a --
11 it will stimulate turf growth. And the more you
12 can get an even surface out there, the safer it
13 comes to be. So this will also keep us from -- you
14 know, we rented from several different places and
15 never really found one that we thought was
16 suitable.

17 So I'd appreciate the approval of an aerator
18 to finish our substitute capital for 2025.

19 CHAIRMAN BORST: I saw that Horseshoe will
20 cover the difference between --

21 ERIC HALSTROM: Yeah.

22 CHAIRMAN BORST: -- what the budget was and
23 the overage there, which was a good thing to do.
24 Any questions?

25 COMMISSIONER LEVENGOOD: You have rented, and

1 you found those to be not suitable.

2 ERIC HALSTROM: Right.

3 COMMISSIONER LEVENGOOD: And this piece of
4 equipment since you're private -- in government we
5 were never allowed to do this -- are you able to
6 rent your piece of equipment when it's sitting, or
7 would you ever consider it?

8 ERIC HALSTROM: We -- that's a good question
9 because I'll tell you what we have. We actually
10 own an aerator, but the tines are too short. And
11 they don't get deep enough. And they don't pull
12 the plugs the way we have want. We've rented a
13 couple that even have longer ones, but what I'm
14 finding out is unless you have the substance to
15 that tine, the longer they get, the more they
16 break.

17 COMMISSIONER LEVENGOOD: And I get that. This
18 is probably specific for your industry.

19 ERIC HALSTROM: Yeah.

20 COMMISSIONER LEVENGOOD: Or is this a turf
21 from golf courses?

22 ERIC HALSTROM: Well, I would assume that golf
23 courses use something similar, you know, fall or
24 whenever their getting towards the end of their
25 season.

1 COMMISSIONER LEVENGOOD: Because you use this
2 seasonally what I heard you say --

3 ERIC HALSTROM: Yes.

4 COMMISSIONER LEVENGOOD: -- spring and fall.
5 I'll leave it alone, but I'll plant that seed since
6 you're private. That's an expensive piece of
7 equipment for what you're doing and how often you
8 will use it. It will age out before it will get
9 worn out. So my question, my comment to you is you
10 ought to talk to somebody about potentially gaining
11 back some of your \$17,000 that you put in it in a
12 rental to other turf managers.

13 ERIC HALSTROM: Very interesting point.

14 COMMISSIONER LEVENGOOD: Knowing that business
15 a little bit.

16 ERIC HALSTROM: Because you're correct. We
17 will only use this two days a year.

18 COMMISSIONER LEVENGOOD: It will sit. And
19 you'll store it outside, I assume.

20 ERIC HALSTROM: Well, we have a beautiful
21 maintenance shed and barn.

22 COMMISSIONER LEVENGOOD: So it will be stored
23 inside.

24 ERIC HALSTROM: Yeah.

25 COMMISSIONER LEVENGOOD: So don't be shocked

1 if you can gain back some of your capital.

2 ERIC HALSTROM: Appreciate that thought.

3 CHAIRMAN BORST: He can be your broker, I
4 guess, and find people.

5 ERIC HALSTROM: See, it's paid for itself
6 today.

7 CHAIRMAN BORST: There you go. Do we have any
8 questions before we vote on this?

9 MR. ROTHENBERG: Hey, Eric, I just have a real
10 quick question. Maybe you could just spend 30
11 seconds on this. So the other Eric, Eric Smith,
12 was telling me about this cool piece of, like,
13 radar equipment that you have that is dragged over
14 the track.

15 ERIC HALSTROM: Correct.

16 MR. ROTHENBERG: Could you hit that for, like,
17 30 seconds because it's nothing I ever heard of.

18 EXECUTIVE DIRECTOR PITMAN: And that's related
19 to part of your track safety protocol, correct?

20 ERIC HALSTROM: Yeah, I'm glad you brought it
21 up. I was trying to be brief, but I'm glad to tell
22 you. We're going to be first track that does this.
23 And we found a vendor who actually works in, like,
24 the asphalt and gravel world where they do below
25 surface readings. And it's way over my head. He

1 tried to explain. And I didn't even -- two seconds
2 in, I was out.

3 But we're now using it. It's the first
4 racetrack surface. And it's a piece of equipment.
5 There's two of them that sit on the back of our
6 harrows. And they take readings of the depth of
7 our cushion, not the base. But it can get in the
8 point where you can see where the base and where
9 that works, but this is to see -- and we believe
10 and I think a lot of people believe, that a very
11 uniform cushion is part of what makes a racetrack
12 most safe.

13 And it will give you a heat map. He showed it
14 to me on his phone. And more data will be coming
15 in, but essentially where it was blue, we try to
16 keep that at six inches. In the blue area, that's
17 exactly where we want it to be. On this map, it
18 was pretty darn good near the rail and whatnot.

19 As you started to get out, some would turn
20 green a little bit, which meant it was more like
21 five or something like that. You get to where it
22 washes out. You could see some spots where it was
23 more like four or whatever it might be. But it's a
24 simple tool for Tony to bring out more material in
25 the areas where he sees something that's not

1 consistent.

2 So very new to us, but I believe that this
3 will be something that will help Tony a lot. You
4 can't -- you can go around with a measuring stick.
5 That takes a long time, and this can give you
6 something pretty quick.

7 CHAIRMAN BORST: Got to stay in the cutting
8 edge. Like you say, safety is most important.

9 ERIC HALSTROM: Yes, sir.

10 CHAIRMAN BORST: Okay. I guess we need a
11 motion and a second.

12 COMMISSIONER LEVENGOOD: So moved.

13 COMMISSIONER MCCARTY: Second.

14 CHAIRMAN BORST: Been moved and seconded. Any
15 questions? Seeing none, go to roll call.

16 MR. PENNYCUFF: Chairman Borst.

17 CHAIRMAN BORST: Aye.

18 MR. PENNYCUFF: Commissioner McCarty.

19 COMMISSIONER MCCARTY: Aye.

20 MR. EGGIMAN: Commissioner Estes.

21 COMMISSIONER ESTES: Aye.

22 MR. PENNYCUFF: Commissioner Levengood.

23 COMMISSIONER LEVENGOOD: Aye.

24 MR. PENNYCUFF: Commissioner McCuaig.

25 COMMISSIONER MCCUAIG: Aye.

1 CHAIRMAN BORST: Thank you. It passes five to
2 nothing.

3 Okay. Next on the agenda is consideration of
4 Harrah's Hoosier Park's request to amend the
5 expected 2025 capital equipment list and substitute
6 with an alternate 2025 purchase. Joe Morris.

7 JOE MORRIS: Joe Morris with Caesars Racing.
8 We have 748,000 for 2025 approved. You remember
9 that list was created back in 2018. So prices have
10 certainly changed quite a bit since then. We had
11 three John Deere tractors. We bought -- there was
12 five for this year. We bought two last year. And
13 they were on the 2018 list at 109. They actually
14 cost 130. So some of this stuff moves around a
15 little bit. But on the 748, we have some
16 substitutions we would like to put in. Our new
17 total will be 751, and Harrah's Hoosier Park will
18 put in the difference.

19 Two of the tractors we bought last year are
20 gone. And there was some other winter equipment we
21 didn't need. What we'd like to get is two diamond
22 harrows and a conditioner. With winter training
23 here, that equipment we drag behind the tractors
24 just takes more of a beating. You know, back in
25 '18, we were never open in the winter. So we're

1 needing to add to and replace that stuff quicker.
2 Also a 16-foot float could have used this Saturday
3 night with that rain storm we had here. The water
4 was literally blanketing over the side of the
5 track. And a float is the best way to get rid of
6 that. We'd like to get that.

7 There's a portable power washer we'd like to
8 get just to be able to do equipment, sides of
9 barns, other buildings. Our old one is worn out.
10 A jetting machine, again, with winter training, we
11 have horses here 12 months out of the year. More
12 horses, our plumbing gets clogged. With the sand
13 that they move, this jetting machine can go down
14 under into the pipes, and we can jet that added
15 material out with it.

16 We'd like to get a couple of powered
17 wheelbarrows. That's for our employees. In the
18 winter, as we're getting stalls ready after horses
19 have shipped out, we always have to bring in more
20 dirt material to bring those stalls back to level.
21 That's heavy for a person to move by hand. The
22 powered wheelbarrows, now they're just steering a
23 wheelbarrow. They can go right to the stall and
24 put it in.

25 Then we'd like to get another SUV for the

1 backside. We have one out there now that's got
2 some age on it. We have a purchaser. The ISA will
3 buy that for a dollar. And then they can use it on
4 the back stretch to move people around during the
5 races on that.

6 So that list I just gave you is 228,000, added
7 onto the \$523,015 that's already approved, it's
8 751,015. On the actual schedule was 748,369. So
9 we think those are good additions that we need for
10 track safety on the track side of it and for our
11 employees.

12 CHAIRMAN BORST: Thank you. Any questions for
13 Joe? Makes sense. As we always say, you don't buy
14 it just to buy it.

15 JOE MORRIS: That's right.

16 CHAIRMAN BORST: In 2018 when we did this, who
17 knows.

18 JOE MORRIS: And there's a committee we put
19 together that goes through and comes up with these
20 substitutions.

21 CHAIRMAN BORST: Get the stuff we need.

22 JOE MORRIS: Yeah.

23 CHAIRMAN BORST: Okay. Do we have a motion
24 and a second to approve of the substitution?

25 COMMISSIONER MCCARTY: Move to approve.

1 COMMISSIONER ESTES: I second.

2 CHAIRMAN BORST: Been moved and seconded.

3 Roll call.

4 MR. PENNYCUFF: Chairman Borst.

5 CHAIRMAN BORST: Aye.

6 MR. PENNYCUFF: Commissioner McCarty.

7 COMMISSIONER MCCARTY: Aye.

8 MR. PENNYCUFF: Commissioner Estes.

9 COMMISSIONER ESTES: Aye.

10 MR. PENNYCUFF: Commissioner Levensgood.

11 COMMISSIONER LEVENGOOD: Aye.

12 MR. PENNYCUFF: Commissioner McCuaig.

13 COMMISSIONER MCCUAIG: Aye.

14 CHAIRMAN BORST: Thank you. Passes
15 unanimously.

16 Okay. Next is review of the Racing Capital
17 Fund Advisory Committee expenditures approved and
18 submitted by Fund committee members as well as the
19 Community Center update. Who's going to handle
20 that one? Joe gets this. It's the Joe Morris
21 show. We'll give you a seat there so you can just
22 sit there.

23 JOE MORRIS: Joe Morris with Caesars. I'll
24 start with the Community Center. Site work's
25 complete. The rain has probably pushed us back six

1 to eight weeks. There was actually a pond there
2 for a good portion of the six to eight weeks. The
3 footers are all in. This week the rough plumb gets
4 done, and the pad gets poured. So that will be
5 done by the end of the week. The trusses and the
6 outside walls are on site. And it's scheduled to
7 be up next week. So that's good.

8 The project is on budget. And the new
9 opening, and I am being pressured by Joe Davis. He
10 wants that thing up by the Christmas party that the
11 HBPA has in December. So we do believe we'll be
12 good for first, second week of December to open it.
13 Other than all the rain we've had, we're in good
14 shape there.

15 So the other project we have going down there
16 is on our, the barns we winterized back six seasons
17 ago that we did in our first time. And we're
18 putting some Big Ass fans in there. That is the
19 name of the company. And the electric work is all
20 done there. The fans are on site.

21 Today, actually, they sent rods that they hang
22 from the ceiling with. The rods weren't right. So
23 the new rods are coming in today. Those will all
24 be in by the end of this week. So those are the
25 ongoing construction we have going there.

1 Then just a quick overview: At Horseshoe next
2 year we'll go light in this fund and probably spend
3 40 or 50,000. And the last four years after that,
4 we will have 302,000 a year to exhaust that 12.5
5 million. You remember we really front loaded that.
6 We had to have those new stalls. We needed the
7 dorm room.

8 So we've spent it -- the canopy, I mean, for
9 those of you that were there on Indiana Derby Day,
10 I mean, that's one of the coolest things in racing.
11 Just as an aside, I told the Chair, and the Chair
12 said, well, you better tell Gus, it was his idea.
13 We do an attendance there now. I have security do
14 the attendance because I overcount things. So you
15 don't want me counting. We had 5100 people there
16 on Indiana Derby Day. Great crowd. We just
17 started it this year so we don't have a comparison.

18 We do it here. And we've been doing it --
19 this is our second year here. We had 3300 people
20 here for Fourth of July, which was just a great.
21 And that didn't include the line of cars on that
22 road out there or the line of cars on that road
23 there. But we have been tracking those from you
24 bringing that up before. So we'll have historical
25 data over time.

1 And then at Hoosier, we're at with five years
2 to go, find the number, it's seven hundred and, I
3 think it's 740,000 a year we still have in that
4 fund to be able to spend here. So we're in a
5 little better shape up here as far as the last five
6 years. But what a great tool that fund has been
7 that Caesars put up at the beginning of this thing.
8 And that fund does renew itself in 2030 for another
9 \$25 million over the next ten years going forward.
10 So good shape on both.

11 CHAIRMAN BORST: Any questions? Yeah, it
12 looked like there was some sticks sticking up --

13 JOE MORRIS: That's exactly what I thought.

14 CHAIRMAN BORST: -- at the Community Center.

15 JOE MORRIS: We can see our sticks.

16 CHAIRMAN BORST: There were sticks sticking up
17 at the new Community Center.

18 COMMISSIONER LEVENGOOD: Is that a slab on?

19 JOE MORRIS: It will be a slab, yeah. The
20 slab is getting poured this week. We're doing the
21 rough plumb right now, and Thursday Friday they're
22 pouring the whole slab.

23 COMMISSIONER LEVENGOOD: Do you have a CM on
24 the job?

25 JOE MORRIS: Yes. We have Chris Duke. He's

1 actually the president of the Quarter Horse, but he
2 has a, I call it a barndominium business because
3 it's basically a barndominium, but he's the one who
4 has done all the work.

5 COMMISSIONER LEVENGOOD: Who's checking all
6 the electric and plumbing in the slab before it's
7 poured?

8 JOE MORRIS: Done through the city.

9 COMMISSIONER LEVENGOOD: They're going to give
10 you.

11 JOE MORRIS: Yes. Yeah.

12 CHAIRMAN BORST: Okay. Any other questions on
13 the fund? We're spending it down, but now it
14 sounds like we'll have some left so that's good.
15 Okay. No vote on that.

16 Next is the presentation of the 2024 Caesars
17 Social Responsibility Report. And it may be Joe
18 again. Poor guy. We appreciate you. We were glad
19 when they hired you, and you've more than lived up
20 to your reputation.

21 JOE MORRIS: Good team. It's about good
22 teams. So this is something I shared with Deena.
23 It's the 25th year that Caesars has done this.
24 That's what the report looks like. I mean, it's a
25 pretty big report. And it's just kind of neat they

1 do this.

2 Now, some of you who've been there would
3 remember Kiersten Flint. Kiersten was the head of
4 marketing here at Hoosier Park. Kiersten was who
5 we worked with when I did the original operations
6 plans. She created those vessels and put those
7 together.

8 She still lives in Indiana, but she is the
9 head of the corporate social responsibility side of
10 Caesars now. So she goes to Vegas and does it, but
11 it's really, I mean, Caesars does a lot. We were
12 talking about our community giving here. They give
13 a lot of money out over the course of a year and
14 want to be a part of every community that they're
15 in.

16 As I said, this is the 25th anniversary.
17 Tom Reeg, himself writes the note and sends it in
18 to all the employees to share that with them. I
19 hadn't shared this before. But, you know, the
20 hero, the volunteer hours that Caesars does over
21 the empire in the course of a year, 93,000
22 volunteer hours to their different communities.

23 You go to the, you know, just a quick table of
24 contents here, it's people plan at play is what
25 they call it, but you go down through. It's

1 creating the best experience for our team members,
2 celebrating our team members, commitment to health,
3 wellbeing and safety, extraordinary impact on our
4 communities, empowering partnerships, our
5 commitment to suppliers, our climate commitments,
6 water conservation and management, waste reduction
7 and landfill diversion, nature strategies. For
8 players, extraordinary destinations and offerings,
9 reasonable business operations, protective
10 information on security and the social side of
11 that. \$72 million in total investments into our
12 communities as a whole on Caesars. Just a big part
13 of what we do.

14 Over 50,000 team members, 50 destinations
15 across 18 states, 32 jurisdictions now where we
16 have Caesars digital, which is the Racebook and the
17 Sportsbook. So that helps the handle out across,
18 61 million square feet of air conditioned space,
19 46,000 hotel rooms and suites, 500 owned or managed
20 food and beverage outlets.

21 Just I find it fascinating to look at how big
22 and how much they do with all of this.

23 And then you get to the racing, it is a part
24 of the whole thing. Also we have -- I'll just find
25 the sheet. We have over 6200 races a year,

1 130 million in purses out to our horsemen. It's
2 really worth a read at some point, you know, if you
3 have time just to see all that goes on; 37 million
4 in breed development organizations, 3.6 million
5 state, city, and county wagers. That's just on our
6 racetracks on that side of it; 128 -- 130,000 just
7 in racing equine charitable giving over the course
8 of a year.

9 So it's just something I wanted to share with
10 you and put in. We're proud of the corporate
11 social responsibility that we do as a group. And
12 it's just way bigger than you would expect, you
13 know, just seeing the Indiana part of it. That's
14 all that was. It was just a little infomercial,
15 but it's something we're proud of and wanted to
16 share with you so you could see what we do as a
17 total group.

18 CHAIRMAN BORST: I'm glad you did. I did read
19 through it last night. It's impressive. It takes
20 a while, 50-some pages.

21 JOE MORRIS: Yeah.

22 CHAIRMAN BORST: But, no, it's amazing. I
23 hadn't remembered seeing it before, and I thought,
24 did I miss that.

25 JOE MORRIS: That's the first time I've sent

1 it. I probably should have before. But I shared
2 it with Deena. She said, good, you're going to
3 share it with the whole Commission.

4 CHAIRMAN BORST: And she did.

5 JOE MORRIS: So here I am, yeah.

6 CHAIRMAN BORST: Okay. Any questions about
7 the responsibility report?

8 Okay. Then next is the couple things to vote
9 on, ratification of the Executive Director's
10 approval of Horseshoe Indianapolis's request to
11 move racing from Monday August 4, 2025, to Friday
12 August 8, 2025, to coordinate with Harrah's Hoosier
13 Park in offering an entire night of Caesars racing
14 on the Fox Sports Network, which we like to be on
15 the Fox Sports Network.

16 MR. ROTHENBERG: Chairman, I think that, I
17 think that the title is the entire description
18 actually. You sort of described it all. I don't
19 know if Eric Halstrom has anything to say. You
20 don't have to. But basically they're looking just
21 to shift that date to the other date so that there
22 could be some synergy between the two tracks --

23 CHAIRMAN BORST: Makes sense.

24 MR. ROTHENBERG: -- and being on TV. That's a
25 voting issue.

1 CHAIRMAN BORST: Any questions? Makes sense.
2 How about a motion and a second?

3 COMMISSIONER LEVENGOOD: So moved.

4 COMMISSIONER MCCARTY: Second.

5 CHAIRMAN BORST: Been moved and seconded.

6 Roll call vote.

7 MR. PENNYCUFF: Chairman Borst.

8 CHAIRMAN BORST: Aye.

9 MR. PENNYCUFF: Commissioner McCarty.

10 COMMISSIONER MCCARTY: Aye.

11 MR. PENNYCUFF: Commissioner Estes.

12 COMMISSIONER ESTES: Aye.

13 MR. PENNYCUFF: Commissioner Levengood.

14 COMMISSIONER LEVENGOOD: Aye.

15 MR. PENNYCUFF: Commissioner McCuaig.

16 COMMISSIONER MCCUAIG: Aye.

17 CHAIRMAN BORST: Thank you. Five to nothing.

18 Next is the ratification of Executive
19 Director's probationary approval of Churchill Downs
20 Technology Initiatives Company request to add
21 parlay wagering to TwinSpires. Dale, you going to
22 take that one?

23 MR. PENNYCUFF: Thank you, Chairman Borst.
24 Churchill Downs Technology Initiatives Company, or
25 CDTIC, doing business as TwinSpires licensed

1 secondary pari-mutuel organization, or SPMO,
2 requested that the IHRC allow TwinSpires to begin
3 offering parlay wagers, which are billed on the
4 existing TwinSpires conditional wagering
5 infrastructure with the condition being that
6 subsequent wagers in a parlay are funded by any
7 winnings from a prior race in a parlay.

8 The Thoroughbred Racing Protective Bureau was
9 consulted to ensure that the parlay bets would be
10 accounted for properly in the transaction audit
11 files that they receive. Because the changes
12 represent a material change to the SPMO license
13 application, it requires Commission approval.
14 Based on the delegation of authority to approve
15 race matters, including SPMOs prior to the next
16 Commission meeting with review by the Commission at
17 the next available meeting that was given to
18 Executive Director Pitman on March 7, 2025,
19 Executive Director Pitman gave CDTIC probationary
20 approval on April 1, 2025.

21 CHAIRMAN BORST: Do we have any questions?
22 How about a motion and a second?

23 COMMISSIONER MCCARTY: Move to approve.

24 COMMISSIONER ESTES: Second.

25 CHAIRMAN BORST: Been moved and seconded. Go

1 to roll call vote.

2 MR. PENNYCUFF: Chairman Borst.

3 CHAIRMAN BORST: Aye.

4 MR. PENNYCUFF: Commissioner McCarty.

5 COMMISSIONER MCCARTY: Aye.

6 MR. PENNYCUFF: Commissioner Estes.

7 COMMISSIONER ESTES: Aye.

8 MR. PENNYCUFF: Commissioner Levengood.

9 COMMISSIONER LEVENGOOD: Aye.

10 MR. PENNYCUFF: Commissioner McCuaig.

11 COMMISSIONER MCCUAIG: Aye.

12 CHAIRMAN BORST: Thank you. 5-0.

13 Next is ratification of Executive Director's
14 probationary approval of NYRA Bets, LLC's request
15 to allow Caesars Sportsbook to use a shared wallet
16 to allow Sportsbook account holders to place bets
17 on Caesars Racebook, a NYRA Bets affiliate. Dale
18 again.

19 MR. PENNYCUFF: Thank you, Chairman Borst.

20 NYRA Bets, a licensed SPMO, requested the IHRC to
21 allow Caesars Sportsbook to use a shared wallet to
22 allow Caesars Sportsbook account holders to place
23 bets on the Caesars Racebook, NYRA Bets affiliate
24 already licensed by the Commission.

25 Again, the Thoroughbred Racing Protective

1 Bureau was consulted to ensure that bets made using
2 the shared wallet would be accounted for properly.
3 Because the changes represented a material change
4 in their license, it requires Commission approval.
5 And based on the delegation of authority to approve
6 race matters given to Executive Director Pitman
7 during the March 7, 2025, Commission meeting,
8 Executive Director Pitman gave NYRA Bets
9 probationary approval on May 30, 2025.

10 CHAIRMAN BORST: Any questions on the
11 approval? Seeing none, a motion, a second. I have
12 to beg for this.

13 COMMISSIONER ESTES: Move to approve.

14 COMMISSIONER MCCARTY: Second.

15 CHAIRMAN BORST: Been moved and seconded.
16 Boy, everybody is reluctant here. Moved and
17 seconded. We'll go to roll call vote.

18 MR. PENNYCUFF: Chairman Borst.

19 CHAIRMAN BORST: Aye.

20 MR. PENNYCUFF: Commissioner McCarty.

21 COMMISSIONER MCCARTY: Aye.

22 MR. PENNYCUFF: Commissioner Estes.

23 COMMISSIONER ESTES: Aye.

24 MR. PENNYCUFF: Commissioner Levensgood.

25 COMMISSIONER LEVENGOOD: Aye.

1 MR. PENNYCUFF: Commissioner McCuaig.

2 COMMISSIONER MCCUAIG: Aye.

3 CHAIRMAN BORST: Thank you. That passes 5-0.

4 Next on the agenda is ratification of
5 Executive Director's probationary approval of
6 Xpressbet, LLC's request to assume full ownership
7 of Daily Racing Form's former DRF Bets website and
8 customer base on or about June 10, 2025, or such
9 later date as is feasible, at which time DRF Bets
10 will cease operations and Xpressbet will rebrand
11 the site under the name 1/st Bet Pro. Dale again.
12 That's a mouthful.

13 MR. PENNYCUFF: Thank you. So Xpress Bets LLC
14 licensed SPMO entered into an asset purchase
15 agreement with Sports Information Group LLC doing
16 business as the Daily Racing Form, whereby
17 Xpressbet was in full ownership of the Daily Racing
18 Form's former DFR Bet's website and customer base
19 on or about June 10, 2025, or such later date as
20 feasible, at which time the DRF Bets website would
21 cease operations and Xpressbet would rebrand the
22 website under the name 1/st Bet Pro.

23 Because the changes represent a material
24 change with the SPMO license application, it
25 requires Commission approval. And based on the

1 delegation of authority to approve race matters,
2 including SPMOs given to Executive Director Pitman
3 at the March 7, 2025, Commission meeting, Executive
4 Director Pitman gave Xpressbet probationary
5 approval on June 10, 2025.

6 CHAIRMAN BORST: Okay. Any questions on this
7 approval? Seeing none, then we'll go to a motion
8 and second.

9 COMMISSIONER ESTES: Move to approve.

10 COMMISSIONER MCCARTY: Second.

11 COMMISSIONER MCCUAIG: Second.

12 CHAIRMAN BORST: Great. Thank you. Seconded
13 twice. Good. Roll call.

14 MR. PENNYCUFF: Chairman Borst.

15 CHAIRMAN BORST: Aye.

16 MR. PENNYCUFF: Commissioner McCarty.

17 COMMISSIONER MCCARTY: Aye.

18 MR. PENNYCUFF: Commissioner Estes.

19 COMMISSIONER ESTES: Aye.

20 MR. PENNYCUFF: Commissioner Levensgood.

21 COMMISSIONER LEVENGOOD: Aye.

22 MR. PENNYCUFF: Commissioner McCuaig.

23 COMMISSIONER MCCUAIG: Aye.

24 CHAIRMAN BORST: Five to zero also. Thank you
25 all.

1 Next is consideration of a request from ITOBA
2 to transfer ADW funds to help fund stakes and
3 handicap races. Who have we got? Dan going to
4 handle this? Who's going to handle this?

5 DAN SPEARS: Good afternoon. Dan Spears with
6 ITOBA, Indiana Thoroughbred Owners and Breeders
7 Association. I'm here today to ask for our
8 transfer of ADW money to our stakes races, and we
9 have to ask for an additional amount to cover the
10 total amount. And so we have, what we have in our
11 account now, the difference will be a total of
12 62,000. And that will -- what we're asking for is
13 to take future ADW money to take care of that until
14 that is all caught up.

15 CHAIRMAN BORST: So you've got two requests
16 essentially in here.

17 DAN SPEARS: Yes.

18 CHAIRMAN BORST: I had to read this about five
19 times, but your math was good.

20 DAN SPEARS: Well, yeah, because the first
21 request is just transfer. It was the original
22 anyway. Now we have to ask for an additional.

23 CHAIRMAN BORST: That's what I was having
24 trouble doing was subtracting. Gosh, he got it
25 right. It was right.

1 DAN SPEARS: Thanks. Yeah, I've looked at
2 this quite a few days.

3 CHAIRMAN BORST: Okay. Can we do that? Can
4 we go on the future amount? I would take it we
5 can. Okay. Any questions for ITOBA folks? Seeing
6 none, I guess we'll have a motion and a second.

7 COMMISSIONER LEVENGOOD: I motion to approve
8 it with the fact that I got a nod from the
9 Executive Director.

10 CHAIRMAN BORST: That it would be, we could
11 use the future against it.

12 EXECUTIVE DIRECTOR PITMAN: Yes.

13 COMMISSIONER LEVENGOOD: The answer is yes,
14 correct?

15 EXECUTIVE DIRECTOR PITMAN: Correct.

16 COMMISSIONER MCCARTY: Second.

17 COMMISSIONER ESTES: Second.

18 CHAIRMAN BORST: Been moved and seconded.
19 Roll call vote.

20 MR. PENNYCUFF: Chairman Borst.

21 CHAIRMAN BORST: Aye.

22 MR. EGGIMAN: Commissioner McCarty.

23 COMMISSIONER MCCARTY: Aye.

24 MR. PENNYCUFF: Commissioner Estes.

25 COMMISSIONER ESTES: Aye.

1 MR. PENNYCUFF: Commissioner Levengood.

2 COMMISSIONER LEVENGOOD: Aye.

3 MR. PENNYCUFF: Commissioner McCuaig.

4 COMMISSIONER MCCUAIG: Aye.

5 CHAIRMAN BORST: Thank you. Got a unanimous
6 5-0. But we won't forget about the future amount
7 that you have to keep using.

8 DAN SPEARS: Yeah, no, and we also worked with
9 Deena and Jessica a lot on that.

10 CHAIRMAN BORST: I know.

11 DAN SPEARS: Thank you.

12 CHAIRMAN BORST: Next is consideration of
13 request from IHBPA to transfer ADW funds to
14 supplement Thoroughbred purse accounts. Tim
15 Glyshaw.

16 TIM GLYSHAW: Good morning, Commissioner and
17 Board members. Tim Glyshaw, Indiana HBPA Executive
18 Director. We request that our ADW money, which is
19 approximately 740,000 be transferred to purses.

20 CHAIRMAN BORST: I was wondering. There
21 wasn't a number in here so I was going to ask that.

22 TIM GLYSHAW: Correct. I got that number from
23 Jessica. It's approximately 740,000.

24 CHAIRMAN BORST: That's the whole amount
25 that's in there?

1 TIM GLYSHAW: Yes.

2 CHAIRMAN BORST: Will there still be though --
3 there won't be any reserve left?

4 TIM GLYSHAW: That is -- we have asked
5 permission from Mrs., Executive Director Pitman to
6 transfer everything that is in there.

7 CHAIRMAN BORST: Okay. So that's everything.

8 TIM GLYSHAW: The approximate amount is what
9 it's going to be as of October 31st. It could vary
10 a few thousand dollars, but all of it's going to
11 get moved.

12 CHAIRMAN BORST: Whatever it is, you're going
13 to use.

14 TIM GLYSHAW: Correct.

15 CHAIRMAN BORST: If there's not, if there's
16 less than that or more than that. Okay.

17 TIM GLYSHAW: Correct. All of it's getting
18 moved.

19 CHAIRMAN BORST: Gotcha.

20 COMMISSIONER LEVENGOOD: So you'll sweep the
21 account as of the end of October.

22 TIM GLYSHAW: Correct.

23 EXECUTIVE DIRECTOR PITMAN: You'll continue to
24 sweep it every month.

25 TIM GLYSHAW: And then it starts building up

1 for next year.

2 CHAIRMAN BORST: Correct. Okay. Any
3 questions for Tim at all on this? Seeing none, how
4 about a motion and a second?

5 COMMISSIONER ESTES: Move to approve.

6 CHAIRMAN BORST: Somebody.

7 COMMISSIONER MCCUAIG: Second.

8 CHAIRMAN BORST: Thank you. Roll call vote.

9 MR. PENNYCUFF: Chairman Borst.

10 CHAIRMAN BORST: Aye.

11 MR. PENNYCUFF: Commissioner McCarty.

12 COMMISSIONER MCCARTY: Aye.

13 MR. PENNYCUFF: Commissioner Estes.

14 COMMISSIONER ESTES: Aye.

15 MR. PENNYCUFF: Commissioner Levensgood.

16 COMMISSIONER LEVENGOOD: Aye.

17 MR. PENNYCUFF: Commissioner McCuaig.

18 COMMISSIONER MCCUAIG: Aye.

19 CHAIRMAN BORST: Thank you. 5-0 passes.

20 Okay. Next on the agenda is just an update on
21 rulemaking.

22 MR. ROTHENBERG: Yeah, I know, I noticed
23 there's a lot of anxiety behind making motions and
24 secondings today. So this is just a report that
25 won't need to have that.

1 If you remember back to October of last year,
2 we started rulemaking process on rules under
3 25-1-47. As of today, hopefully those have been
4 sent to the AG's office, and now the governor has
5 30 days to either accept the rule and make it a
6 rule or come back to us. I don't anticipate there
7 will be any problem. I was going to review the
8 rules from October, but I'm not going to do that.

9 Presently we are working on new rules. Some
10 of the rules actually update the rules that haven't
11 been updated yet. Interestingly enough, this is
12 how long this process sort of takes.

13 The main gist of these rules though, we are
14 trying to consolidate rules that have a lot of
15 redundancy. For instance, Rule No. 4 has to do
16 with associations, which are the racetracks. Rule
17 No. 4.5 has to do with associations for flat
18 racing, which is the racetrack. If you look at
19 those two rules, about 90 to 95 percent are
20 duplicate. As you can guess, there's similarities.
21 So the main gist of this round is to try to get
22 those rules that are in 4.5 that aren't in 4
23 incorporated in 4 and just eliminate 4.5.

24 That's the same with Rule 5 and 5.5,
25 licensees. Once again, we are taking anything from

1 the flat tracks that pertain to jockeys, jockey
2 agents, things like that and moving them into Rule
3 4, which is basically the rule for here at Hoosier
4 Horse Park or Harrah's, Harrah's Hoosier Park,
5 sorry, and then eliminating 5.5. So we get rid of
6 some rules. It streamlines things and makes it
7 easier.

8 There a couple of other rules that we're going
9 to amend, including some suggestions from some
10 horsemen's association, other horsemen, and just
11 some clean-up rules that we need to just straighten
12 out.

13 So what I anticipate is that within the next
14 probably week to week and a half sending out those
15 rules for just informal feedback, right, from the
16 Commissioners but also from the racetracks and the
17 horsemen's associations. And you see how long it
18 kind of takes to go through this process. My hope
19 is that within just a couple weeks after sending
20 those out, we get feedback, and we can start with
21 the actual formal rule promulgation.

22 We're also this year readopting a bunch of
23 rules that don't need to be changed in both 4 and
24 5. So there's a couple different processes going
25 on there.

1 CHAIRMAN BORST: Anybody have any questions
2 about any of that? If you do, good luck. All
3 right. Next is an update on HISA. Matt, I guess
4 you get to be the HISA expert.

5 MR. EGGIMAN: Yes. Thank you, Chairman. I'll
6 keep this update to the litigation that's occurring
7 on the act itself. There are three cases from
8 three different circuits that sought review from
9 the Supreme Court over this past session of the
10 Supreme Court. The court sort of held onto making
11 any sort of a decision on those cases until they
12 settled a different case that sort of involved the
13 same constitutional provisions as the case, the
14 cases that HISA is arguing.

15 And just last month the court did rule on that
16 case. So there has been some movement then with
17 the three cases. They did decide to take them, the
18 Supreme Court did. However, they sent them back to
19 their circuits and said basically, hey, we just
20 settled the issues you're arguing in your cases.
21 So go back to your circuits, argue again and have
22 the court rule based upon this new case.

23 So what does that mean? Basically we have
24 probably another year or two down at the circuit
25 level for these cases. Then the side that doesn't

1 prevail has the option to seek Supreme Court review
2 again. Of course, that could take another year or
3 so.

4 So looks like we're going to have at least one
5 or two or maybe more race meets in Indiana where
6 HISA still is the law but still unsettled so who
7 knows after that. Of course, Congress could always
8 act and amend the portions of the law that are
9 being argued in the courts, which as some of you
10 remember, they did so, like, two and a half years
11 ago when one particular aspect of the law had been
12 declared unconstitutional by a court. But, again,
13 you know, with the current Congress who knows. So
14 right now it's sort of, it will be business as
15 usual for at least the next year or two.

16 CHAIRMAN BORST: Okay. That's the way we have
17 to live. Next is the delegation of authority to
18 conduct racing business to the Executive Director.

19 MR. PENNYCUFF: Commissioners, each year there
20 are matters that arise during the race meeting that
21 require quick turnaround and quick decision making.
22 Because the Commission may not meet often enough
23 for these immediate matters to be handled,
24 Commission staff routinely makes the request that
25 the Commission delegate authority to the Executive

1 Director to handle matters that arise between
2 Commission meetings. Pursuant to 71 IAC 2-2-1, the
3 Commission may delegate authority to the Executive
4 Director to implement and execute the duty of
5 regulating each race meeting and persons
6 participating in each meeting.

7 At this time Commission staff respectfully
8 requests delegation of authority to the Executive
9 Director to make race meet decisions as required,
10 including but not limited to equipment, race
11 calendars, SPMOs, and personnel that cannot be
12 delayed until the next Commission meeting.

13 CHAIRMAN BORST: Okay. Do we have a motion
14 and a second on that one?

15 COMMISSIONER ESTES: Move to approve.

16 COMMISSIONER LEVENGOOD: Second.

17 CHAIRMAN BORST: Moved and seconded. Roll
18 call vote.

19 MR. PENNYCUFF: Chairman Borst.

20 CHAIRMAN BORST: Aye.

21 MR. PENNYCUFF: Commissioner McCarty.

22 COMMISSIONER MCCARTY: Aye.

23 MR. PENNYCUFF: Commissioner Estes.

24 COMMISSIONER ESTES: Aye.

25 MR. PENNYCUFF: Commissioner Levengood.

1 COMMISSIONER LEVENGOOD: Aye.

2 MR. PENNYCUFF: Commissioner McCuaig.

3 COMMISSIONER MCCARTY: Aye.

4 CHAIRMAN BORST: Thank you all for attending.
5 Again, thank you to Hoosier Park. Great setup here
6 as always. We appreciate it.

7 Couple things, this, Commissioner McCuaig, we
8 were glad you were on the phone with us, but this
9 will be Commissioner Estes's last meeting. He's
10 going to retire. He's got some health things to
11 work on. So, Bill, thank you for hanging in there
12 with us. You've been a great Commission member.

13 COMMISSIONER ESTES: Thank you.

14 COMMISSIONER MCCARTY: Mr. Chairman, I join in
15 expressing appreciation for Bill Estes in the work
16 that he's done.

17 CHAIRMAN BORST: You were as good at this as
18 you were selling cars. So there you go.

19 Also this marks our Executive Director Deena
20 Pitman's last meeting unless we have some emergency
21 thing before August 29th, unless we can convince
22 her to stay, but I don't think that's going to
23 happen. But, yeah, we just have to thank you for
24 32 years of service and all that you've done.
25 You're leaving here better than you found it. And

1 that's the way you want to do things in life.

2 You've been great to work with. She's always
3 on top of things. I mean, you had to go through
4 COVID. You had to go through a couple sales,
5 Caesars sales. There's been a lot to go through.
6 You've had a lot of personal things to, but for all
7 of us, thank you very much. We appreciate it.

8 (Audience applause.)

9 EXECUTIVE DIRECTOR PITMAN: Thank you. Thank
10 you, everyone. I'm going to miss all my
11 relationships here, but I'll be checking in once in
12 a while.

13 CHAIRMAN BORST: Okay. I guess that's -- I
14 don't think we have any old business. I jumped.
15 That was the new business, I guess. Anybody got
16 anything else? How about a motion to adjourn? Do
17 I have to pull that out of you?

18 COMMISSIONER MCCARTY: I'll move to adjourn.

19 CHAIRMAN BORST: Been moved.

20 COMMISSIONER LEVENGOOD: Second.

21 CHAIRMAN BORST: And seconded. We're
22 adjourned. Not going to vote on it. Thank you
23 guys on the call.

24 (The Indiana Horse Racing Commission meeting
25 was adjourned.)

STATE OF INDIANA
COUNTY OF JOHNSON

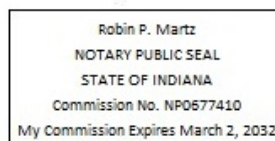
I, Robin P. Martz, a Notary Public in and for
said county and state, do hereby certify that the
foregoing audio recording has been transcribed to the
best of my ability, noting any inaudible portions, and
the typewritten transcript is a true record of the
audio recording via YouTube of the Indiana Horse
Racing Commission meeting;

I was not present at the time of the
recording;

I do further certify that I am a disinterested
person in this; that I am not a relative of the
attorneys for any of the parties.

IN WITNESS WHEREOF, I have hereunto set my
hand and affixed my notarial seal this 31st day of
July, 2025.

Robin P. Martz



My Commission expires:
March 2, 2032

Job No. 201289

\$	19 17:2	4
\$10,000 8:21 9:18 10:4	2	4 41:11 53:15,22,23 54:3,23
\$12 17:8	2-2-1 57:2	4.1 20:2
\$15,000 8:19 9:15	20 16:15	4.5 53:17,22,23
\$17,000 26:11	20,000 14:25	40 23:11,13,14 35:3
\$25 36:9	200 10:24	45 17:20
\$30,000 10:1	2018 30:9,13 32:16	46,000 39:19
\$430,000 13:18	2019 20:1	46,400 14:23
\$5,000 8:24 9:20	2024 19:12,25 21:8,14 37:16	48 20:8
\$523,015 32:7	2025 6:11,12,20,21 7:16 8:10 22:7 23:21,23,25 24:18 30:5,6,8 41:11,12 43:18,20 45:7,9 46:8,19 47:3,5	49 19:13
\$65,000 24:3	2030 36:8	5
\$7,000 9:19	207,000 8:12	5 53:24 54:24
\$7,500 8:19,20,22	216 14:20	5-0 44:12 46:3 50:6 52:19
\$72 39:11	228,000 32:6	5.5 53:24 54:5
\$750,000 20:15	25-1-47 53:3	50 14:18 17:7 39:14
1	25th 37:23 38:16	50,000 35:3 39:14
1 43:20	26,000 14:24	50-some 40:20
1/st 46:11,22	260 23:14	500 39:19
10 46:8,19 47:5	289,000 8:11	5100 35:15
10,000 21:22	29th 58:21	52,000 14:20
109 30:13	3	525,000 14:12 15:4
10:45 20:17	3.6 40:4	55,000 14:22
12 31:11	30 27:10,17 45:9 53:5	59 17:5
12.5 35:4	302,000 35:4	5:30 17:15,20
1200 21:21	31st 51:9	6
125 20:2	32 39:15 58:24	61 39:18
128 40:6	3300 35:19	62,000 48:12
13 20:8	332 14:15	6200 39:25
130 30:14 40:1	332,000 14:15	69 16:13 17:6
130,000 40:6	37 40:3	6:15 17:15
14 8:2 17:9	37,000 14:19	7
15 6:12,21		7 43:18 45:7 47:3
16-foot 31:2		
18 30:25 39:15		

71 57:2**740,000** 36:3 50:19,23**748** 30:15**748,000** 30:8**748,369** 32:8**751** 30:17**751,015** 32:8

8

8 41:12**8.1** 19:25**88** 19:12

9

9 18:16**9.1** 19:25**90** 53:19**92** 14:15**93,000** 38:21**95** 53:19

A

able 25:5 31:8 36:4**about** 7:24 10:7 13:8 19:8,18
20:2,15,19 21:21 22:15,19 23:9
24:3 26:10 27:12 37:21 38:12
41:6 42:2 43:22 46:8,19 48:18
50:6 52:4 53:19 55:2 59:16**absolutely** 12:2,20,25 13:2,13,
22**Academy** 9:19**accept** 53:5**access** 9:8**account** 44:16,22 48:11 51:21**accounted** 43:10 45:2**accounts** 50:14**across** 39:15,17**act** 55:7 56:8**actual** 32:8 54:21**actually** 6:24 10:19 24:9 25:9
27:23 30:13 34:1,21 37:1 41:18
53:10**add** 16:22 17:14 31:1 42:20**added** 31:14 32:6**additional** 10:3 12:19 48:9,22**additions** 32:9**adjourn** 59:16,18**adjourned** 59:22,25**Advisory** 33:17**ADW** 48:2,8,13 50:13,18**aerator** 22:4 24:7,17 25:10**affiliate** 44:17,23**after** 22:4 31:18 35:3 54:19 56:7**afternoon** 48:5**AG's** 53:4**again** 10:15 15:5 31:10 37:18
44:18,25 46:11 53:25 55:21 56:2,
12 58:5**against** 49:11**Agape** 12:16**Agape's** 11:7**age** 26:8 32:2**agenda** 30:3 46:4 52:20**agents** 54:2**ago** 23:4,11,16 34:17 56:11**agreement** 46:15**ahead** 18:16**air** 39:18**all** 9:2 11:8,23 12:5 13:12 16:4
19:15 21:15,16 22:9,12,24 23:1,6
34:3,13,19,23 37:4,5 38:18 39:22
40:3,14 41:18 47:25 48:14 51:10,
17 52:3 55:2 58:4,24 59:6,10**Alliance** 10:16 12:15**allow** 43:2 44:15,16,21,22**allowed** 25:5**almost** 17:5 20:21**alone** 26:5**already** 23:9 32:7 44:24**also** 8:20 10:17 24:13 31:2 39:24
47:24 50:8 54:16,22 58:19**alternate** 23:25 30:6**always** 31:19 32:13 56:7 58:6
59:2**am** 34:9 41:5**amazing** 22:25 40:22**amend** 23:23 30:4 54:9 56:8**amount** 48:9,10 49:4 50:6,24
51:8**an** 10:3,6 17:16 22:4 24:12,17
25:10 26:6 30:6 35:11,13 41:13
46:14 48:9,22 52:20 55:3**and** 6:21,24 7:2,12,17 8:4,8,12,
13,18,24 9:6,7,12,20,24,25 10:2,
5,10,13,19,22 11:10,17,18,20,25
12:16,22 14:13,17,23 15:3,4,13,
15,25 16:1,2,19 17:9 19:7,12,15
20:11,18,24 21:1,6,8,9,12,15,23,
24 22:1,2,7 23:7,14,24 24:3,8,11,
14,22,25 25:3,10,11,17 26:4,7,18,
21 27:4,18,23,24,25 28:1,4,6,8,9,
10,13,14,18 29:5,11,14 30:5,12,
17,20,22 31:1,5,14,23 32:3,10,18,
19,24 33:2,17 34:4,5,6,8,9,17,19
35:2,3,11,18,21 36:1,2,8,21 37:6,
17,19,25 38:6,10,13,17 39:3,6,7,
8,10,16,19,20,22,23 40:5,10,11,
15,23 41:4,24 42:2,5 43:22,25
45:5,15,16 46:7,10,18,21,25 47:8
48:2,6,8,10,12 49:6,18 50:8,9,16
51:25 52:4,23 53:4,5,23,24 54:2,
5,6,10,14,16,17,20,23 55:15,19,
21 56:8,10,21 57:4,5,11,14,17
58:24,25 59:21**Anderson** 8:4,8,13,20 11:1,17**Andy** 21:24**animal** 10:20,22**anniversary** 38:16**annual** 13:15,17**another** 16:22 24:5 31:25 36:8
55:24 56:2**answer** 49:13**anticipate** 53:6 54:13

anxiety 52:23
any 7:6,11 12:7 13:25 15:9,19
 17:11 18:22 22:3,11 24:24 27:7
 29:14 32:12 36:11 37:12 41:6
 42:1 43:6,21 45:10 47:6 49:5 51:3
 52:2 53:7 55:1,2,11 59:14
anybody 14:1 19:22 55:1 59:15
anyone 7:25
anything 6:12,22 23:18 41:19
 53:25 59:16
anyway 19:4 20:20 48:22
anywhere 20:20
apologize 15:11
applause 59:8
application 43:13 46:24
appreciate 24:17 27:2 37:18
 58:6 59:7
appreciated 16:2
appreciation 58:15
approval 24:17 41:10 42:19
 43:13,20 44:14 45:4,9,11 46:5,25
 47:5,7
approve 32:24,25 43:14,23 45:5,
 13 47:1,9 49:7 52:5 57:15
approved 23:4 24:3 30:8 32:7
 33:17
approximate 51:8
approximately 50:19,23
April 43:20
Arc 14:25
are 7:18 8:7 9:4 10:22 11:2,9,14
 12:17,25 15:1 18:9 22:7 25:5,10
 30:19 32:9 34:3,6,20,23,24 43:3,6
 53:9,13,16,19,22,25 55:7 56:8,20
area 9:11 10:6 11:5 15:8 28:16
areas 9:1 28:25
aren't 6:13 53:22
argue 55:21
argued 56:9
arguing 55:14,20
arise 56:20 57:1

around 13:21 19:13 22:9 29:4
 30:14 32:4
as 6:11,21 7:12 8:1,3 13:7 15:3
 19:5,20 21:13 22:13 28:19 31:18
 32:13 33:18 35:11 36:5 38:16
 39:12 40:11,16 42:25 46:9,16,19
 51:9,21 53:3,20 55:13 56:9,14
 57:9 58:6,17
aside 35:11
ask 22:4 48:7,9,22 50:21
asked 21:19 51:4
asking 48:12
aspect 56:11
asphalt 27:24
Ass 34:18
assembled 10:24
asset 46:14
assistance 8:23 9:5 10:10
association 48:7 54:10
associations 53:16,17 54:17
assume 25:22 26:19 46:6
at 7:23 8:9,10 13:5,7,12 14:9,12,
 19 16:1,2,11 17:5,18 18:13,14,17
 19:12 21:3,23 22:14,24 24:7
 28:16 30:13 35:1 36:1,7,14,17
 38:4,24 39:21 40:2 43:16 46:9,20
 47:3 49:1 52:3 53:18 54:3 55:24
 56:4,15 57:7 58:17
attendance 35:13,14
attending 58:4
audience 59:8
audit 43:10
August 8:1 41:11,12 58:21
authority 43:14 45:5 47:1 56:17,
 25 57:3,8
available 43:17
average 16:19
aware 21:10
away 20:21
awning 23:4
Aye 6:2,4,6,8 29:17,19,21,23,25
 33:5,7,9,11,13 42:8,10,12,14,16

44:3,5,7,9,11 45:19,21,23,25 46:2
 47:15,17,19,21,23 49:21,23,25
 50:2,4 52:10,12,14,16,18 57:20,
 22,24 58:1,3

B

back 6:19 7:11 14:3 22:9 23:10
 26:11 27:1 28:5 30:9,24 31:20
 32:4 33:25 34:16 53:1,6 55:18,21
back-to-school 11:3
backside 32:1
barn 26:21
barndominium 37:2,3
barns 31:9 34:16
base 28:7,8 46:8,18
based 43:14 45:5 46:25 55:22
basically 10:20 37:3 41:20 54:3
 55:19,23
baskets 10:25
battled 16:24
be 9:25 10:15 11:6,17 12:13,18
 13:11 14:6 15:6,7,25 18:3,5,9,11,
 15 19:16,22 21:18 22:5 24:13
 25:1 26:22,25 27:3,21,22 28:14,
 17,23 29:3 30:17 31:8 34:4,7,11,
 24 36:4,19 37:17 38:14 41:14,22
 43:9 45:2 48:11 49:10 50:19 51:2,
 3,9 53:7 54:23 55:4 56:14,23
 57:11 58:9 59:11
beat 19:25
beating 30:24
beautiful 26:20
because 8:5 12:4 18:5 19:8,17
 23:10 25:9 26:1,16 27:17 35:14
 37:2 43:11 45:3 46:23 48:20
 56:22
Bedtime 15:1
been 7:6 8:1,15 9:24 10:10 14:16,
 17 16:25 17:9 29:14 33:2 35:18,
 23 36:6 38:2 42:5 43:25 45:15
 49:18 53:3,11 55:16 56:11 58:12
 59:2,5,19
before 7:25 15:1 21:17 24:8 26:8
 27:8 35:24 37:6 38:19 40:23 41:1
 58:21

beg 45:12
begin 43:2
beginning 36:7
behind 14:10 30:23 52:23
being 14:8 21:23,24 34:9 41:24 43:5 56:9
believe 10:18 12:15 28:9,10 29:2 34:11
below 27:24
benefit 17:18
best 31:5 39:1
bet 18:14 20:11 46:11,22
Bet's 46:18
bets 43:9 44:14,16,17,20,23 45:1, 8 46:7,9,13,20
better 23:17 35:12 36:5 58:25
between 11:10 21:22,23 24:20 41:22 57:1
beverage 39:20
beyond 10:12 11:5,20
big 11:23 16:3 20:14 34:18 37:25 39:12,21
bigger 40:12
Bill 58:11,15
billed 43:3
bit 10:7 16:13,17 17:15 18:10,20 20:12 24:9 26:15 28:20 30:10,15
blanketing 31:4
blood 10:17
Bloodhorse 21:6
Bloodhorse.com 21:1
blue 12:9,10 28:15,16
Board 50:17
bond 11:10
booklet 11:23
born 8:4
Borst 6:9,16,19 7:2,5,8,13 11:21 12:4,7 13:25 14:4 15:9,16,19,22 16:5 17:11,22,25 18:3,16,20,22, 25 22:11,18,22 23:5,18 24:1,19,

22 27:3,7 29:7,10,14,16,17 30:1 32:12,16,21,23 33:2,4,5,14 36:11, 14,16 37:12 40:18,22 41:4,6,23 42:1,5,7,8,17,23 43:21,25 44:2,3, 12,19 45:10,15,18,19 46:3 47:6, 12,14,15,24 48:15,18,23 49:3,10, 18,20,21 50:5,10,12,20,24 51:2,7, 12,15,19 52:2,6,8,9,10,19 55:1 56:16 57:13,17,19,20 58:4,17 59:13,19,21
boss 19:3
both 10:2 15:24 16:4 36:10 54:23
bought 30:11,12,19
boxes 12:9,10
Boy 45:16
Boys 14:23
break 25:16
breed 40:4
Breeders 48:6
breeds 21:23
brief 27:21
bring 16:4 28:24 31:19,20
bringing 35:24
broker 27:3
brought 27:20
budget 7:12 24:22 34:8
building 51:25
buildings 31:9
built 11:16
bunch 54:22
Bureau 43:8 45:1
business 26:14 37:2 39:9 42:25 46:16 56:14,18 59:14,15
but 7:5,25 12:18,25 13:8 16:2 18:11 20:6,20 21:3,16 22:5,6 24:5 25:10,13 26:5 27:21 28:3,7,9,15, 23 29:2 30:15 35:23 36:6 37:1,3, 13 38:8,10,19,25 40:15,22 41:1, 20 48:19 50:6 51:10 53:8 54:16 56:6,12 57:10 58:8,22,23 59:6,11
buy 32:3,13,14
by 13:20 17:16 18:14 20:11 22:20 23:11,13,14 31:21 33:18 34:5,9,

10,24 43:6,16 44:24 56:12

bye 15:17

C

Caesars 14:8,14 15:6 19:14 30:7 33:23 36:7 37:16,23 38:10,11,20 39:12,16 41:13 44:15,17,21,22,23 59:5

calendars 57:11

call 29:15 33:3 37:2 38:25 42:6 44:1 45:17 47:13 49:19 52:8 57:18 59:23

came 21:4,6

can 7:19 15:14 19:7 21:1 23:9,19 24:12 27:1,3 28:7,8 29:4,5 31:13, 14,23 32:3 33:21 36:15 49:3,5 53:20 54:20 58:21

can't 12:5 29:4

Canine 14:24

canned 10:23

cannot 57:11

canopy 35:8

capital 23:21,24 24:18 27:1 30:5 33:16

cards 16:19

care 10:4,5 48:13

career 9:13

careful 21:25

cars 35:21,22 58:18

CASA 8:19

case 55:12,13,16,22

cases 55:7,11,14,17,20,25

caught 48:14

CDTIC 42:25 43:19

cease 46:10,21

ceiling 34:22

celebrate 21:15

celebrating 39:2

Center 9:18 33:19,24 36:14,17

certainly 15:12 30:10

Chair 35:11

Chairman 6:9,16,19 7:2,5,8,13
11:21 12:4,7 13:25 14:4 15:9,16,
19,21,22 16:5,9 17:11,22,25 18:3,
16,20,22,25 22:11,18,22 23:5,18
24:1,19,22 27:3,7 29:7,10,14,16,
17 30:1 32:12,16,21,23 33:2,4,5,
14 36:11,14,16 37:12 40:18,22
41:4,6,16,23 42:1,5,7,8,17,23
43:21,25 44:2,3,12,19 45:10,15,
18,19 46:3 47:6,12,14,15,24
48:15,18,23 49:3,10,18,20,21
50:5,10,12,20,24 51:2,7,12,15,19
52:2,6,8,9,10,19 55:1,5 56:16
57:13,17,19,20 58:4,14,17 59:13,
19,21

challenges 8:7

change 10:14 18:15 43:12 45:3
46:24

changed 23:7 30:10 54:23

changes 43:11 45:3 46:23

charitable 14:17 40:7

checking 37:5 59:11

checks 14:18

Chris 36:25

Christmas 34:10

Churchill 42:19,24

circuit 55:24

circuits 55:8,19,21

city 37:8 40:5

clean-up 54:11

clear 11:13

climate 39:5

clogged 31:12

clothing 8:23

Club 14:24 21:10

CM 36:23

Coalition 8:21

collecting 10:21

Combat 9:20

come 12:24 14:14 19:1 20:10
53:6

comes 24:13 32:19

coming 7:21 9:6 10:18 14:5
19:10 20:15 28:14 34:23

comment 26:9

Commission 6:11 17:12 41:3
43:13,16 44:24 45:4,7 46:25 47:3
56:22,24,25 57:2,3,7,12 58:12
59:24

Commissioner 6:1,2,3,4,5,6,7,8
7:9 12:9,18 13:3,11 15:21,23
24:25 25:3,17,20 26:1,4,14,18,22,
25 29:12,13,18,19,20,21,22,23,
24,25 32:25 33:1,6,7,8,9,10,11,
12,13 36:18,23 37:5,9 42:3,4,9,
10,11,12,13,14,15,16 43:23,24
44:4,5,6,7,8,9,10,11 45:13,14,20,
21,22,23,24,25 46:1,2 47:9,10,11,
16,17,18,19,20,21,22,23 49:7,13,
16,17,22,23,24,25 50:1,2,3,4,16
51:20 52:5,7,11,12,13,14,15,16,
17,18 57:15,16,21,22,23,24,25
58:1,2,3,7,9,13,14 59:18,20

Commissioners 16:10 54:16
56:19

commitment 10:12 11:14 13:1,4
39:2,5

commitments 15:24 39:5

committed 13:1

committee 32:18 33:17,18

communities 15:25 16:4 38:22
39:4,12

community 7:16 8:7,11 9:3,5,16
10:5 11:15 12:19 13:2 15:8,24
33:19,24 36:14,17 38:12,14

company 22:1 34:19 42:20,24

compare 13:4

comparison 35:17

competitive 20:19

complete 33:25

completed 16:12

condition 43:5

conditional 43:4

conditioned 39:18

conditioner 30:22

conduct 56:18

Congress 56:7,13

conservation 39:6

consider 25:7

consideration 30:3 48:1 50:12

consistent 29:1

consolidate 53:14

constitutional 55:13

construction 34:25

consulted 43:9 45:1

contents 38:24

contest 20:10

continue 11:18 51:23

continues 9:25

continuing 11:19

contributed 8:11 9:17

contributions 12:19

convince 58:21

cool 27:12

coolest 35:10

coordinate 41:12

coordinated 11:1

corporate 38:9 40:10

correct 26:16 27:15,19 49:14,15
50:22 51:14,17,22 52:2

cost 30:14

could 11:22,25 12:2,6 27:10,16
28:22 31:2 40:16 41:22 49:10
51:9 56:2,7

couldn't 23:15

counting 35:15

country 21:13

county 8:8,14 9:16,19,24 11:18
14:17,20,22,23,24,25 20:20 40:5

couple 16:15,21 18:13 23:11
25:13 31:16 41:8 54:8,19,24 58:7
59:4

course 24:6 38:13,21 40:7 56:2,7

courses 25:21,23

court 55:9,10,15,18,22 56:1,12
courts 56:9
cover 24:20 48:9
COVID 59:4
cracks 10:10
created 30:9 38:6
creating 11:10 39:1
crises 12:23
crisis 16:18
Cross 10:17
crowd 20:6 35:16
current 56:13
currently 10:1,22 11:2
cushion 28:7,11
customer 46:8,18
cutting 29:7

D

Daily 46:7,16,17
Dale 42:21 44:17 46:11
Dan 48:3,5,17,20 49:1 50:8,11
darn 22:7 28:18
data 28:14 35:25
date 6:20 14:14,18 41:21 46:9,19
David 15:13
Davis 34:9
day 14:9 16:22 19:10,24 20:5,14, 16,22 21:5 22:1 23:17 35:9,16
days 16:13 17:6 18:9 26:17 49:2 53:5
December 13:20 34:11,12
decide 55:17
decided 17:19
decision 55:11 56:21
decisions 57:9
declared 56:12
dedicated 10:3

Deena 37:22 41:2 50:9 58:19
deep 25:11
deeper 24:9
Deere 30:11
delayed 57:12
delegate 56:25 57:3
delegation 43:14 45:5 47:1 56:17 57:8
Delmar 18:8
Department 11:1
depth 28:6
Derby 19:10,24 21:5 22:12 35:9, 16
described 41:18
description 41:17
desire 9:7
desperately 9:5
destinations 39:8,14
development 9:13 40:4
DFR 46:18
diamond 30:21
diaper 10:19
did 15:10 19:23 22:10 32:16 34:17 38:5 40:18,24 41:4 55:15, 17,18 56:10
didn't 11:22,24 15:13 28:1 30:21 35:21
difference 24:20 30:18 48:11
different 24:2,14 38:22 54:24 55:8,12
digital 39:16
digits 17:1
digs 24:9
Dinner 14:25
direct 19:2
direction 22:8
directly 8:13
director 7:23 13:14,19,24 27:18 43:18,19 45:6,8 47:2,4 49:9,12,15 50:18 51:5,23 56:18 57:1,4,9

58:19 59:9
Director's 41:9 42:19 44:13 46:5
dirt 31:20
dispatch 11:2
diversion 39:7
do 6:16,17 7:10 11:21 12:2 13:9, 14 14:6 20:9 23:9 24:23 25:5 27:7,24 31:8 32:23 34:11 35:13, 18 36:23 38:1 39:13,22 40:11,16 43:21 49:3 53:8,15,17 55:2 57:13 59:1,16
does 10:12 13:3 27:22 36:8 38:10,11,20 55:23
doesn't 7:25 22:3 55:25
doing 9:2 11:9 26:7 35:18 36:20 42:25 46:15 48:24
dollar 32:3
dollars 20:22 51:10
domestic 8:16,21
don't 7:14 12:24 13:6 16:5 25:11 26:25 32:13 35:15,17 41:18,20 53:6 54:23 58:22 59:14
donated 8:18 9:15
donation 15:15
donations 10:12 12:14
done 17:23 23:15 34:4,5,20 37:4, 8,23 58:16,24
dorm 35:7
double 16:25
down 15:8 16:15 19:11 31:13 34:15 37:13 38:25 55:24
Downs 42:19,24
drag 30:23
dragged 27:13
DRF 46:7,9,20
drive 10:14,19,20,23 11:3
drives 10:18
Duke 36:25
duplicate 53:20
during 32:4 45:7 56:20

duty 57:4

E

each 15:14 17:1 56:19 57:5,6**earlier** 10:24 18:6,7**earmark** 12:24**earmarked** 12:21**easier** 54:7**Easter** 10:24**edge** 29:8**education** 9:12**EGGIMAN** 6:14,18,23 7:4,7,11
29:20 49:22 55:5**eight** 34:1,2**either** 6:22 14:16 21:20 53:5**elbow** 23:13,14,15**electric** 34:19 37:6**eliminate** 53:23**eliminating** 54:5**else** 23:19 59:16**emergency** 58:20**emergent** 12:23**empire** 10:15 11:5 38:21**employees** 31:17 32:11 38:18**employment** 9:13**empowering** 39:4**end** 13:12 19:5 24:7 25:24 34:5,
24 51:21**enough** 25:11 53:11 56:22**ensure** 43:9 45:1**entered** 46:14**entire** 8:5 41:13,17**environment** 16:14**equine** 11:5,7 12:12 14:16,19
40:7**equipment** 10:21 22:2 24:2,5
25:4,6 26:7 27:13 28:4 30:5,20,23
31:8 57:10**equipments** 22:2**Eric** 18:25 19:2 22:11,17,20 23:3,
6 24:1,21 25:2,8,19,22 26:3,13,
16,20,24 27:2,5,9,11,15,20 29:9
41:19**escaped** 19:1**especially** 9:14 19:17**essential** 9:8 11:3**essentially** 28:15 48:16**Estes** 6:3,4 29:20,21 33:1,8,9
42:11,12 43:24 44:6,7 45:13,22,
23 47:9,18,19 49:17,24,25 52:5,
13,14 57:15,23,24 58:13,15**Estes's** 58:9**even** 16:1 18:20 24:12 25:13 28:1**events** 10:14**ever** 25:7 27:17**every** 14:13 15:15 16:21 38:14
51:24**everybody** 17:21 20:5,25 23:6
45:16**everyone** 7:22 17:18 59:10**everything** 12:25 51:6,7**exact** 13:6**exactly** 18:21 28:17 36:13**exceed** 15:5**exceeded** 14:13**exchange** 18:12**exciting** 6:12,15**execute** 57:4**Executive** 13:14,19,24 27:18
41:9 42:18 43:18,19 44:13 45:6,8
46:5 47:2,3 49:9,12,15 50:17
51:5,23 56:18,25 57:3,8 58:19
59:9**exhaust** 35:4**existing** 43:4**expand** 16:1**expect** 40:12**expectations** 9:6**expected** 23:23 30:5**expenditure** 23:21**expenditures** 33:17**expensive** 26:6**experience** 23:16 39:1**expert** 55:4**explain** 28:1**expressing** 58:15**extraordinary** 39:3,8

F

fabulous 19:24**facing** 8:7**fact** 21:5 22:3 49:8**fall** 12:22 25:23 26:4**falls** 10:9**familiar** 8:6**families** 9:4 10:25**fans** 34:18,20**far** 13:7 17:5,10 18:17 21:13 36:5**fascinating** 39:21**feasible** 46:9,20**feedback** 54:15,20**feeling** 19:7**feet** 39:18**fertile** 18:7**few** 14:9 23:3,15 49:2 51:10**field** 16:19**figured** 22:20**files** 43:11**finals** 20:16**find** 27:4 36:2 39:21,24**finding** 25:14**fine** 7:11**finer** 6:17 7:11**finish** 24:18**first** 6:25 16:8,14,21 17:6 20:16
23:22 27:22 28:3 34:12,17 40:25

48:20
five 14:21 19:7,18 20:3 28:21
 30:1,12 36:1,5 42:17 47:24 48:18
flat 53:17 54:1
Flint 38:3
float 31:2,5
flow 7:10
focus 9:11,25
focuses 8:15
folks 49:5
followup 7:9
food 8:25 10:23 39:20
footers 34:3
for 6:23,25 7:6,25 8:2,16,19,21,
 23,24 9:3,7,11,14,23,25 10:16,20,
 21,23,25 11:2,4,15,24 12:8,11,12
 13:6,9,10,16 14:22 15:5,11 17:2,
 18 18:22 19:23 20:1 21:3,5,11
 22:3,4,11 23:10,16,21 24:4,7,18
 25:18 26:7 27:5,16 28:24 30:8,12
 31:17,21,25 32:3,9,10,12 34:2,12
 35:8,20 36:8 39:1,7 43:10 45:2,12
 48:7,9,12,22 49:5 52:1,3 53:15,17
 54:3,15 55:25 56:15,23 58:4,11,
 15,23 59:6
forever 22:23
forget 50:6
Form 46:16
Form's 46:7,18
formal 54:21
former 46:7,18
forward 11:18 17:14 36:9
fought 16:20
found 12:21 17:17 18:12 24:5,15
 25:1 27:23 58:25
Foundation 9:16,21 11:7 12:14
four 20:16,20 28:23 35:3
Fourth 35:20
Fox 41:14,15
frame 20:1
Friday 36:21 41:11

Friends 10:20
from 6:24 7:2,17 16:7,12 19:2,4
 20:11 24:13,14 25:21 34:22 35:23
 41:11 43:7 48:1 49:8 50:13,22
 51:5 53:8,25 54:9,15,16 55:7,8
front 35:5
fulfilling 13:1
full 46:6,17
fun 22:12
fund 6:18,19 9:17 14:22 33:17,18
 35:2 36:4,6,8 37:13 48:2
funded 43:6
fundraiser 10:15
funds 48:2 50:13
further 7:14 13:25
future 48:13 49:4,11 50:6

G

Gabe 16:9,10 17:13,24 18:1,5,18,
 21,22,24 19:4
gain 27:1
gaining 26:10
garage 22:24
Gathering 8:24
gave 8:20 32:6 43:19 45:8 47:4
gearing 11:2
general 6:18,19 16:10
generations 10:9
get 7:19 10:8 11:24 12:22 14:11
 17:21 24:12 25:11,15,17 26:8
 28:7,19,21 30:21 31:5,6,8,16,25
 32:21 39:23 51:11 53:21 54:5,20
 55:4
gets 31:12 33:20 34:3,4
getting 17:17 21:22 22:15 25:24
 31:18 36:20 51:17
Girls 14:23
gist 53:13,21
give 14:5 15:17 28:13 29:5 33:21
 37:9 38:12

given 14:15,21 23:8 43:17 45:6
 47:2
gives 11:13
giving 7:16 11:5 13:16,17 20:21
 38:12 40:7
glad 27:20,21 37:18 40:18 58:8
Glyshaw 50:15,16,17,22 51:1,4,
 8,14,17,22,25
go 6:17 10:12 14:4,5 15:4 18:20,
 25 21:1 27:7 29:4,15 31:13,23
 35:2 36:2 38:23,25 43:25 45:17
 47:7 49:4 54:18 55:21 58:18 59:3,
 4,5
goes 7:11 13:7 32:19 38:10 40:3
going 9:22 14:6 18:9 20:12 22:3
 27:22 33:19 34:15,25 36:9 37:9
 41:2 42:21 48:3,4 50:21 51:9,10,
 12 53:7,8 54:8,24 56:4 58:10,22
 59:10,22
golf 25:21,22
gone 30:20
good 9:2,3 12:5 14:7 15:10 16:12
 17:1,9,10,11 18:12,15 19:5,8,20
 20:12 22:2,6,7 24:23 25:8 28:18
 32:9 34:2,7,12,13 36:10 37:14,21
 41:2 47:13 48:5,19 50:16 55:2
 58:17
Gosh 48:24
got 7:19 11:23 12:21 14:4,10,20
 19:1,22 20:5,14,16 21:17 23:14
 29:7 32:1 48:3,15,24 49:8 50:5,22
 58:10 59:15
Gotcha 51:19
government 25:4
governor 53:4
graph 15:10
gratitude 11:15
gravel 27:24
great 15:7 19:4,17 20:5 21:23
 22:12,23 23:2,17 35:16,20 36:6
 47:12 58:5,12 59:2
green 28:20
group 10:9 40:11,17 46:15
grown 20:18

growth 24:11**guess** 16:8 18:23 23:19 27:4
29:10 49:6 53:20 55:3 59:13,15**guest** 8:3**Gus** 35:12**guy** 37:18**guys** 59:23

H

Habitat 8:19**had** 14:9 16:18 17:7 19:8,13 20:9
22:6 23:4,11 24:2,3 30:10 31:3
34:13 35:6,15,19 48:18 56:11
59:3,4,6**hadn't** 21:19 38:19 40:23**half** 16:20 54:14 56:10**Halstrom** 19:2 22:17,20 23:3,6
24:1,21 25:2,8,19,22 26:3,13,16,
20,24 27:2,5,15,20 29:9 41:19**hand** 9:22 14:3 31:21**handed** 14:18**handicap** 48:3**handicapping** 20:10**handle** 16:14 17:1,5,17 19:6,16,
24 20:4,7 21:15 33:19 39:17 48:4
57:1**handled** 56:23**handles** 17:8**handling** 7:18**hang** 34:21**hanging** 58:11**happen** 58:23**happy** 14:11 15:6**harness** 11:6 12:13 16:16 17:3**Harrah's** 7:17,23 8:2 30:4,17
41:12 54:4**harrows** 28:6 30:22**has** 8:10 9:24 14:14,15 20:18
22:1 33:25 34:11 36:6 37:2,4,23
41:19 53:4,15,17 55:16 56:1**have** 6:16 7:9,14,20 8:1,11,15
9:8,25 10:18 12:4,23 13:6 14:14
15:12 16:11 17:14,22 18:7,18
19:5 21:2 23:15 24:25 25:9,12,13,
14 26:20 27:7,9,13 30:8,9,15
31:2,11,19 32:1,2,23 34:15,25
35:4,6,13,17,23,24 36:3,23,25
37:14 39:16,24,25 40:3 41:1,20
43:21 45:11 48:3,9,10,22 49:6
50:7 51:4 52:25 53:3,14 55:1,21,
23 56:4,16 57:13 58:20,23 59:14,
17**haven't** 7:5 20:25 21:3,9 53:10**having** 48:23**HBPA** 34:11 50:17**he** 19:1 21:19 22:10 27:3,25
28:13,25 34:9 37:1 48:24**he's** 36:25 37:3 58:9,10,16**head** 13:15 27:25 38:3,9**heading** 22:8**health** 9:24 10:2 39:2 58:10**heard** 26:2 27:17**heat** 28:13**heavy** 31:21**held** 55:10**Hello** 7:22**help** 9:16 10:11 24:6 29:3 48:2**helps** 39:17**her** 58:22**here** 7:21,23 8:4,5 10:19 14:11
15:10 16:8,11 17:8 19:6 20:18
30:23 31:3,11 35:18,19,20 36:4,5
38:4,12,24 41:5 45:16 48:7,16
50:21 54:3 58:5,25 59:11**hero** 38:20**Hershey** 21:24**hey** 27:9 55:19**highlights** 15:1**him** 22:8,9**himself** 38:17**hired** 37:19**his** 21:23 28:14 35:12**HISA** 6:21,24 7:12 55:3,4,14 56:6**historical** 35:24**hit** 13:20,22 15:4 27:16**HIWU** 6:21,25 7:5,12**holders** 44:16,22**Hoosier** 7:17,24 8:2 12:8 13:16
16:8,11 30:4,17 36:1 38:4 41:12
54:3,4 58:5**hope** 10:15 11:6,13 13:20 54:18**hopefully** 17:21 53:3**Hopewell** 9:18**horse** 11:6 12:13 16:18 17:19
20:16,17 37:1 54:4 59:24**horsemen** 17:19 23:7 40:1 54:10**horsemen's** 54:10,17**horses** 11:10 21:25 31:11,12,18**Horseshoe** 7:18 14:6,7,9,12
15:20 18:25 21:2 23:22 24:19
35:1 41:10**host** 10:13**hosted** 10:17**hosting** 10:15**hot** 22:13**hotel** 39:19**hours** 38:20,22**housing** 8:16**how** 13:3 19:9 26:7 39:21,22 42:2
43:22 52:3 53:12 54:17 59:16**However** 55:18**human** 8:17**Humanity** 8:19**hundred** 36:2

I

I'D 15:23 17:13 24:17**I'LL** 15:14 21:2 25:9 26:5 33:23
39:24 55:5 59:11,18**I'M** 7:22 8:6 19:22 20:25 21:12
22:3,6 25:13 27:20,21 40:18 48:7
53:8 59:10

I'VE 7:24 8:5 14:20 21:18 40:25 49:1

IAC 57:2

idea 35:12

if 7:13,20 11:24 13:8 19:22 20:25 21:2,9 22:8 23:3,10 27:1 40:2 41:19 51:15 53:1,18 55:2

IHBPA 50:13

IHRC 43:2 44:20

immediate 56:23

impact 8:9 39:3

implement 57:4

important 9:15 15:25 19:9 29:8

impressive 40:19

improve 9:23

improved 20:18

improvement 23:24

in 8:4,7,8,10,13 9:1,4,5,22 10:1,4,13,25 11:5,11 12:17 13:5 14:14 15:8,13,24 16:4,13,14 17:1 18:6,7,11 19:12,16,19 20:8,11,15,20,22 21:4,13,14 22:3,8,24 23:13 24:1,4,8 25:4 26:11 27:23 28:2,7,15,16,24 29:7 30:9,16,18,24,25 31:17,19,24 32:16 34:3,11,13,17,18,23,24 35:2,10 36:3,4,8 37:6 38:8,15,17,21 39:11 40:1,4,7,10 41:13 43:6,7,10 45:4 46:17 48:10,16 50:21,25 51:6 53:22,23 54:23 55:20 56:5,9 57:6 58:11,14,15 59:1,11

inaudible 8:17

inches 28:16

include 35:21

included 12:17

includes 9:12

including 43:15 47:2 54:9 57:10

incorporated 53:23

increase 17:16

incredible 11:9

Indiana 8:20 19:10,23 21:5 35:9,16 38:8 40:13 48:6 50:17 56:5 59:24

Indianapolis 7:18 21:2 23:23

Indianapolis's 41:10

indicate 12:10

individual 11:24

industry 19:18 21:11 25:18

infomercial 40:14

informal 54:15

information 39:10 46:15

infrastructure 43:5

initiatives 8:12 42:20,24

inside 26:23

instance 53:15

interesting 7:6 18:3,5 26:13

Interestingly 53:11

interviewed 21:6

into 12:22 18:10 19:10 22:2 31:14 39:11 46:14 54:2

invested 10:1

investments 39:11

involved 55:12

is 6:10,20 7:16,19 9:10 10:6 11:23 12:15 13:16,18 14:12,20 15:4,5,25 16:6,8,19 17:5,8,14,22 19:6,10,16,18 20:17,24 21:16,17 23:20 25:14,18,20 26:9 27:13 28:9,11 29:8 30:3,21 31:5,9 32:6 33:16 34:8,16,18,19 35:19 36:18,20 37:16,22 38:8,16,24 39:16,23 41:8,17 42:18 44:13 45:16 46:4,9 48:1,12,14,21 49:13 50:12,18 51:4,6,8,12 52:20,24 53:11,18,21 54:3,13,19 55:3,14 56:6,17

ISA 32:2

isn't 6:22

issue 41:25

issues 55:20

it 6:9 10:8 11:22 12:5 14:8 15:13 16:21 17:7,15 18:3,5,11,14 19:21 20:4,5,25 21:2,14 22:12,13,20,21,22,23 23:17,18 24:11,12 25:7 26:5,8,11,18,19,22 27:20 28:3,7,13,15,17,20,21,22,23 30:1 31:15,24 32:2,3,10,14 34:12 35:8,12,17,

18 36:11,19 37:2,13,17 38:10,17,25 39:21,23 40:6,13,14,19,23 41:1,2,3,18 43:13 45:4 46:24 48:21,24,25 49:4,8,10,11 51:9,12,24,25 53:5 54:6,17 56:14 58:6,25 59:7,22

it's 6:24 9:8 10:9 13:8 16:2,3 18:12 19:2 20:19,22 22:25 23:8 24:6,10 25:6 27:5,17,25 28:3,4,23 32:7 33:20 34:6 36:2,3 37:3,6,21,23,24,25 38:11,24,25 40:1,9,12,15,19,22 50:23 51:9,10,17 56:14

item 6:10 23:20

items 10:21

ITOB 48:1,6 49:5

itself 27:5 36:8 55:7

Ivy 9:21

J

Jeremy 7:22 11:21 12:2,6,8,12,20 13:5,13,14,17,22 14:2

Jersey 23:1

Jessica 50:9,23

jet 31:14

jetting 31:10,13

job 21:24 36:24

jockey 21:10 54:1

jockeys 54:1

Joe 7:18 14:5,6,7,8 15:11,18 21:19 30:6,7 32:13,15,18,22 33:20,23 34:9 36:13,15,19,25 37:8,11,17,21 40:21,25 41:5

John 30:11

join 58:14

July 13:7 35:20

jumped 59:14

June 6:12,21 46:8,19 47:5

jurisdictions 39:15

just 6:14,23 8:25 11:23 15:7,23 18:1 19:8,24 20:1,4,5,6,11,19 21:1 23:8 24:4 27:9,10 30:24 31:8,22 32:6,14 33:21 35:1,11,16,20 37:25 38:23 39:12,21,24 40:3,

5,6,9,12,13,14 41:20 48:21 52:20,
24 53:23 54:10,11,15,19 55:15,19
58:23

K

keep 24:13 28:16 50:7 55:6

key 8:15

Kiersten 38:3,4

kind 7:25 10:8 37:25 54:18

knocking 22:6

know 7:24,25 9:4,12,22 12:22
13:9,15 15:7 17:3 19:9,23 20:17
21:15,16,21 22:13 23:3,12 24:14
25:23 30:24 38:19,23 40:2,13
41:19 50:10 52:22 56:13

Knowing 26:14

knows 32:17 56:7,13

L

lack 15:11 22:3

landfill 39:7

large 20:10

last 7:1,2 9:10 10:7 12:11 13:4
16:25 17:6 18:13 19:22 20:3 22:1
30:12,19 35:3 36:5 40:19 53:1
55:15 58:9,20

late 17:17 18:9 22:17,21,22

later 46:9,19

law 56:6,8,11

Leadership 9:19

least 16:2 21:3 56:4,15

leave 14:9 26:5

leaving 58:25

left 37:14 51:3

less 17:7 51:16

let 15:16

let's 8:9

level 13:3 31:20 55:25

Levengood 6:5,6 24:25 25:3,17,
20 26:1,4,14,18,22,25 29:12,22,

23 33:10,11 36:18,23 37:5,9 42:3,
13,14 44:8,9 45:24,25 47:20,21
49:7,13 50:1,2 51:20 52:15,16
57:16,25 58:1 59:20

Liberty 11:8 12:16

license 22:24 43:12 45:4 46:24

licensed 42:25 44:20,24 46:14

licensees 53:25

life 8:5 9:23 59:1

Lifestream 10:6

light 35:2

like 7:20 10:5 13:7 15:23 16:21
17:13 18:11 20:24 21:19 22:13
23:12 27:12,16,23 28:20,21,23
29:8 30:16,21 31:6,7,16,25 36:12
37:14,24 41:14 54:2 56:4,10

limited 57:10

line 24:7 35:21,22

list 11:22 15:12,14 23:24 30:5,9,
13 32:6

literally 31:4

litigation 55:6

little 10:7 13:9 16:13,17 17:7,14,
17,21 18:1,9,10,18,20 19:6 24:9
26:15 28:20 30:15 36:5 40:14

live 20:7 56:17

lived 8:5 37:19

lives 38:8

LLC 46:13,15

LLC's 44:14 46:6

loaded 35:5

local 9:3,14 10:22 11:4,16

long 10:5 18:11 29:5 53:12 54:17

longer 25:13,15

look 8:9 11:18 39:21 53:18

looked 16:1 22:24 36:12 49:1

looking 41:20

looks 37:24 56:4

lost 19:14

lot 9:2,4 12:4 18:6,8 19:23 20:9,
12 22:1 23:8 28:10 29:3 38:11,13

50:9 52:23 53:14 59:5,6

low 21:20

LTC 10:5

luck 55:2

M

machine 31:10,13

made 8:10 45:1

Madison 8:7,13 9:16,19,24 11:18

main 21:8 22:14 53:13,21

maintenance 26:21

major 9:11,25

make 11:22 14:10 15:14 23:17
53:5 57:9

makes 28:11 32:13 41:23 42:1
54:6 56:24

making 52:23 55:10 56:21

man's 7:20

managed 39:19

management 39:6

manager 16:11

managers 26:12

many 6:13 8:6 11:16 19:11

map 28:13,17

March 16:17 24:2,4 43:18 45:7
47:3

market 18:10

marketing 7:23 38:4

marks 58:19

Martinez 21:7

material 28:24 31:15,20 43:12
45:3 46:23

math 48:19

Matt 6:12 55:3

matters 43:15 45:6 47:1 56:20,23
57:1

may 21:25 37:17 45:9 56:22 57:3

maybe 27:10 56:5

Mccarty 6:1,2 7:9 12:9,18 13:3,
11 15:21,23 29:13,18,19 32:25
33:6,7 42:4,9,10 43:23 44:4,5
45:14,20,21 47:10,16,17 49:16,
22,23 52:11,12 57:21,22 58:3,14
59:18

Mccuaig 6:7,8 29:24,25 33:12,13
42:15,16 44:10,11 46:1,2 47:11,
22,23 50:3,4 52:7,17,18 58:2,7

me 15:13 22:23 27:12 28:14
35:15

mean 23:1 35:8,10 37:24 38:11
55:23 59:3

meaningful 11:11

meant 28:20

measuring 21:12 29:4

Medley 7:22,23 12:2,6,12,20
13:5,13,17,22 14:2

meet 16:7 17:2 24:7,8 56:22 57:9

meeting 6:25 7:1 9:6 19:1 43:16,
17 45:7 47:3 56:20 57:5,6,12
58:9,20 59:24

meetings 57:2

meets 56:5

member 58:12

members 17:12 33:18 39:1,2,14
50:17

mental 10:2

mention 20:24

metrics 21:10

mic 14:3

mics 14:5

mid 16:17

might 28:23

million 17:5,7,8 18:16 19:25
20:1,2,21 35:5 36:9 39:11,18
40:1,3,4

Ministries 9:20

minutes 17:20

miss 40:24 59:10

missed 18:6

mode 16:18

Monday 41:11

money 22:2 38:13 48:8,13 50:18

monies 7:10

month 10:14,19 51:24 55:15

months 12:11 16:15,21 31:11

more 8:18 12:23 13:9 14:4 16:23
18:10,20 20:12 23:8,10 24:11
25:15 28:14,20,23,24 30:24
31:11,19 37:19 51:16 56:5

morning 14:7 16:9 50:16

Morris 14:7,8 15:11,18 30:6,7
32:15,18,22 33:20,23 36:13,15,
19,25 37:8,11,21 40:21,25 41:5

most 28:12 29:8

motion 29:11 32:23 42:2 43:22
45:11 47:7 49:6,7 52:4 57:13
59:16

motions 52:23

mouthful 46:12

move 16:6 17:20 23:20 31:13,21
32:4,25 41:11 43:23 45:13 47:9
52:5 57:15 59:18

moved 17:14 29:12,14 33:2 42:3,
5 43:25 45:15,16 49:18 51:11,18
57:17 59:19

movement 55:16

moves 30:14

moving 18:14 54:2

Mr 6:1,3,5,7,14,18,23 7:4,7,11
15:21 16:9 27:9,16 29:16,18,20,
22,24 33:4,6,8,10,12 41:16,24
42:7,9,11,13,15,23 44:2,4,6,8,10,
19 45:18,20,22,24 46:1,13 47:14,
16,18,20,22 49:20,22,24 50:1,3
52:9,11,13,15,17,22 55:5 56:19
57:19,21,23,25 58:2,14

Mrs 51:5

much 6:22 16:2,3,23 39:22 59:7

multiple 10:17

must 14:6

my 8:5 16:12 19:3 26:9 27:25
54:18 59:10

myself 21:6

N

name 34:19 46:11,22

nature 20:11 39:7

near 28:18

neat 37:25

need 9:5,9 10:25 16:5 21:25
29:10 30:21 32:9,21 52:25 54:11,
23

needed 35:6

needing 31:1

needs 10:2,10

Network 41:14,15

never 21:18 24:15 25:5 30:25

new 6:25 12:16 14:14 15:6 23:1
29:2 30:16 34:8,23 35:6 36:17
53:9 55:22 59:15

news 19:5

next 6:20 7:13,16 10:19 16:6
23:9,17,20 30:3 33:16 34:7 35:1
36:9 37:16 41:8 42:18 43:15,17
44:13 46:4 48:1 50:12 52:1,20
54:13 55:3 56:15,17 57:12

nice 21:4

night 17:18 18:13,15 31:3 40:19
41:13

nine 16:25

no 6:14,23 7:7,13 14:2 37:15
40:22 50:8 53:15,17

nod 49:8

none 29:15 45:11 47:7 49:6 52:3

not 6:19 13:8,9 18:23 19:22 20:6,
25 21:9,25 23:19 25:1 28:7,25
51:15 53:8 56:22 57:10 59:22

note 20:23 38:17

nothing 6:14,25 7:7 27:17 30:2
42:17

noticed 52:22

now 17:15 18:8 19:5,16,18 22:7
23:14 28:3 31:22 32:1 35:13
36:21 37:13 38:2,10 39:15 48:11,
22 53:4 56:14

number 6:10 10:21 13:16,18
14:12 15:3 19:11 20:2 21:13,16,
17 36:2 50:21,22

numbers 11:23 13:6

NYRA 44:14,17,20,23 45:8

O

obviously 8:6

occurring 55:6

October 51:9,21 53:1,8

of 6:10,11,20,21 7:12,20,23 8:1,5,
6,12,15,16,19,24,25 9:2,4,11,19,
23 10:3,8,15,22 11:5,8,11,13,16,
17,19 12:5,11,15,21,25 13:3,9,12,
15 14:15,25 15:6,7,8,11 16:3,13,
14,15,17,21,22 17:2,15,18 18:6,8,
13 19:14,23,24,25 20:1,6,9,11,12
21:8 22:1,3,5,10 23:7,8,11 24:2,5,
6,7,17 25:3,6,24 26:6,11 27:1,12,
17,19 28:4,5,6,10,11 30:3,14,19,
24 31:4,5,8,11,16 32:10,24 33:16
34:2,5,12,19,24 35:9,10,20,21,22
36:7 37:1,16,25 38:2,3,9,13,14,
21,23 39:10,13,18,22,24 40:6,8,
10,13,15 41:9,10,13,18 42:18,19
43:14 44:13,14 45:5 46:4,5,7,17
47:1 48:1,8,11,13 50:12 51:9,10,
17,21 52:23 53:1,3,10,12,13,14,
21 54:5,8,18,22 55:2,9,10,11,12
56:2,7,8,9,11,14,17 57:4,8 58:24
59:3,6,7,17

off 13:15 15:16 16:13,18 22:1

offering 41:13 43:3

offerings 39:8

office 11:25 53:4

often 10:9 26:7 56:22

Oh 7:8 12:20 13:22

Okay 6:10,20 7:13 14:5 16:5
23:18 29:10 30:3 32:23 33:16
37:12,15 41:6,8 47:6 49:3,5 51:7,
16 52:2,20 56:16 57:13 59:13

old 31:9 59:14

older 10:8

on 6:15 7:13,14,19 10:3 14:1,19
15:1,13,16,20 16:6 17:3 19:5,21
20:5,15 21:5,11 22:6,9,15 27:8,11

28:5,14,17 30:3,13,15 32:2,3,5,8,
10 34:6,8,16,20 35:9,16,21,22
36:10,18,23 37:12,15 39:3,10,12
40:3,5,6 41:9,14,24 43:3,14,18,20
44:17,23 45:5,9,10 46:4,8,19,25
47:5,6 49:4 50:9 52:3,20 53:2,9
54:25 55:3,7,11,15 57:14 58:8,11
59:3,22,23

on-track 20:7 23:16

once 10:15 12:22 53:25 59:11

one 6:10,20 7:20 10:18 14:5
15:17 16:6 17:2,15 20:22 21:13,
16,19,20 23:22 24:15 31:9 32:1
33:20 35:10 37:3 42:22 56:4,11
57:14

ones 24:9 25:13

ongoing 11:14 34:25

only 17:2,3,13 20:24 26:17

onto 16:6 32:7 55:10

open 14:10 30:25 34:12

opened 16:17

opening 34:9

operations 38:5 39:9 46:10,21

opportunities 9:13

option 56:1

options 23:8

or 7:19 8:12 9:6 10:19 14:16 15:4
21:25 24:10 25:6,20,23 28:21,23
35:3,22 39:19 42:24 43:1 46:8,19
51:16 53:6 54:4 55:24 56:2,5,15

order 19:2

Oregon 22:25

organization 43:1

organizations 8:13 9:1,2 10:4
11:9,16 14:17,21 40:4

original 38:5 48:21

other 7:14 12:7 15:19 17:13
18:22 26:12 27:11 30:20 31:9
34:13,15 37:12 41:21 54:8,10

ought 26:10

our 8:9,15 9:3,4,14 10:8,12,15
11:14,15,16,23 12:12 13:1,17
14:12 15:3 16:13,20 17:16,18,19
18:13 19:5,6,14 20:6,7,8,15 21:7,

8,24 22:1,6,14 23:20 24:6,18
28:5,7 30:16 31:9,12,17 32:10
34:16,17 35:19 36:15 38:12 39:1,
2,3,4,5,11 40:1,5 48:7,8,10 50:18
58:19

ourself 24:10

ourselves 16:23

out 8:3 14:18 17:21 20:11 21:4,6,
14 22:15,21 23:12 24:4,12 25:14
26:8,9 28:2,19,22,24 31:9,11,15,
19 32:1 35:22 38:13 39:17 40:1
54:12,14,20 59:17

Outfitters 8:23

outlets 39:20

outside 26:19 34:6

over 10:1 13:7,10 14:18 15:4
19:3,6 20:3 21:10 23:2 27:13,25
31:4 35:25 36:9 38:13,20 39:14,
25 40:7 55:9

overage 24:23

overall 16:3 17:1 18:15 19:19

overcount 35:14

overlooked 10:8

overview 35:1

own 25:10

owned 39:19

Owners 48:6

ownership 46:6,17

P

pad 34:4

pages 40:20

paid 27:5

pantry 8:25

pari-mutuel 43:1

park 7:17,24 8:2 16:11 22:24
30:17 38:4 41:13 54:4 58:5

Park's 30:4

parlay 42:21 43:3,6,7,9

part 7:12 11:17 12:15 15:6,8 16:3
21:8 23:7 27:19 28:11 38:14
39:12,23 40:13

part-time 8:3	places 24:14	prior 43:7,15
participate 10:13	placing 17:16	private 25:4 26:6
participating 57:6	plan 38:24	Pro 46:11,22
particular 8:8 56:11	plans 38:6	probably 14:3 25:18 33:25 35:2 41:1 54:14 55:24
partnerships 11:15 39:4	plant 26:5	probationary 42:19 43:19 44:14 45:9 46:5 47:4
party 34:10	plates 22:25	problem 14:2 53:7
passes 6:9 30:1 33:14 46:3 52:19	play 38:24	process 53:2,12 54:18
past 55:9	players 17:19 39:8	processes 54:24
pat 22:9	plugs 25:12	program 9:20 11:8
Paws 10:20	plumb 34:3 36:21	programs 8:23 9:14,17 10:1
PENNYCUFF 6:1,3,5,7 29:16,18, 22,24 33:4,6,8,10,12 42:7,9,11, 13,15,23 44:2,4,6,8,10,19 45:18, 20,22,24 46:1,13 47:14,16,18,20, 22 49:20,24 50:1,3 52:9,11,13,15, 17 56:19 57:19,21,23,25 58:2	plumbing 31:12 37:6	project 12:10 34:8,15
people 9:23 11:11 14:9 20:10 22:13 23:12 27:4 28:10 32:4 35:15,19 38:24	point 8:10 13:5 18:17 20:19 26:13 28:8 40:2	projecting 12:13
percent 14:15 16:15 17:2 19:7,18 20:3,8 53:19	Police 11:1 14:24	projection 12:16
permission 51:5	pond 34:1	promulgation 54:21
person 31:21	Poor 37:18	properly 43:10 45:2
personal 59:6	portable 31:7	property 8:10
personnel 57:11	portion 8:25 34:2	protective 39:9 43:8 44:25
persons 57:5	portions 56:8	protocol 27:19
perspective 16:12	possibly 16:2	proud 10:11,13 11:11,17 21:12, 18 22:5,10 40:10,15
pertain 54:1	post 17:14,20 20:17	provide 11:3
phone 14:1 28:14 58:8	potentially 26:10	provisions 55:13
physical 10:2	poured 34:4 36:20 37:7	pull 25:11 59:17
picture 11:13 16:3	pouring 36:22	purchase 30:6 46:14
piece 24:5 25:3,6 26:6 27:12 28:4	power 31:7	purchaser 32:2
pieces 24:2	powered 31:16,22	purchases 23:25
pipes 31:14	preparing 10:23	purse 50:14
Pitman 13:14,19,24 27:18 43:18, 19 45:6,8 47:2,4 49:12,15 51:5,23 59:9	presentation 7:17 37:16	purses 20:15,22 40:1 50:19
Pitman's 58:20	Presently 53:9	Pursuant 57:2
place 8:22 44:16,22	president 37:1	pushed 33:25
	pressured 34:9	put 15:13 22:1 26:11 30:16,18 31:24 32:18 36:7 38:6 40:10
	pretty 22:7 28:18 29:6 37:25	putting 34:18
	prevail 56:1	
	prevention 8:18	
	Prewitt 16:9,10 17:13,24 18:1,5, 18,21,24	
	prices 30:9	
		<hr/> Q <hr/>
		quality 9:23

Quarter 20:15,17 37:1**quarters** 12:23**Queens** 8:24**question** 6:16 7:10 11:21 15:22
25:8 26:9 27:10**questions** 7:14 12:8 13:25 14:1
15:9,19 17:11 18:22 22:11 24:24
27:8 29:15 32:12 36:11 37:12
41:6 42:1 43:21 45:10 47:6 49:5
52:3 55:1**quick** 8:1 27:10 29:6 35:1 38:23
56:21**quicker** 31:1**quite** 20:12,22 30:10 49:2

R

race 14:9 16:7,13 20:17 43:7,15
45:6 47:1 56:5,20 57:5,9,10**Racebook** 39:16 44:17,23**races** 17:16 18:13,14 19:11 21:21
32:5 39:25 48:3,8**racetrack** 21:13 28:4,11 53:18**racetracks** 16:7 40:6 53:16
54:16**racing** 14:8 16:10,16 19:9 20:7,
18 30:7 33:16 35:10 39:23 40:7
41:11,13 43:8 44:25 46:7,16,17
53:18 56:18 59:24**radar** 27:13**rail** 22:16 28:18**rain** 31:3 33:25 34:13**raised** 8:4**Ranch** 11:8 12:16**ratification** 41:9 42:18 44:13
46:4**read** 40:2,18 48:18**readings** 27:25 28:6**readopting** 54:22**ready** 24:4 31:18**real** 10:14 27:9**really** 19:8,13,16,19,21 20:10,14,
18 21:4,14,17,23 22:5,9 23:2,16

24:15 35:5 38:11 40:2

reason 11:24**reasonable** 39:9**rebrand** 46:10,21**recall** 23:3**recap** 8:1**receive** 43:11**record** 17:8 19:24,25 21:9**recovery** 8:18**Red** 10:17**reduction** 39:6**redundancy** 53:15**Reeg** 38:17**reference** 20:1**regulating** 57:5**related** 27:18**relationships** 59:11**reluctant** 45:16**remains** 9:11**remember** 12:5 30:8 35:5 38:3
53:1 56:10**remembered** 40:23**renew** 36:8**rent** 25:6**rental** 26:12**rented** 24:10,14,25 25:12**repeat** 21:3**replace** 31:1**report** 6:12,15 7:16 37:17,24,25
41:7 52:24**reporter** 21:5**represent** 43:12 46:23**representative** 8:3**represented** 45:3**reputation** 37:20**request** 23:21,23 30:4 41:10
42:20 44:14 46:6 48:1,21 50:13,
18 56:24**requested** 43:2 44:20**requests** 48:15 57:8**require** 56:21**required** 57:9**requires** 43:13 45:4 46:25**Rescue** 11:8**reserve** 51:3**resources** 9:9**respectfully** 57:7**responsibility** 37:17 38:9 40:11
41:7**rest** 11:19**results** 22:7**retire** 58:10**revenue** 21:15**review** 6:10,20 13:11 33:16 43:16
53:7 55:8 56:1**rid** 31:5 54:5**right** 7:3 8:4 17:5 19:5,16,18
22:7,8 23:19 25:2 31:23 32:15
34:22 36:21 48:25 54:15 55:3
56:14**road** 35:22**rods** 34:21,22,23**roll** 29:15 33:3 42:6 44:1 45:17
47:13 49:19 52:8 57:17**rolls** 13:21**room** 18:18 35:7**rooms** 39:19**ROTHENBERG** 27:9,16 41:16,
24 52:22**rough** 19:9,13 34:3 36:21**round** 53:21**routinely** 56:24**rule** 53:5,6,15,16,24 54:2,3,21
55:15,22**rulemaking** 52:21 53:2**rules** 53:2,8,9,10,13,14,19,22
54:6,8,11,15,23**ruling** 6:24

rulings 6:11,21**run** 18:11 21:21

S

safe 28:12**safer** 24:12**safety** 21:9,12,14,16 27:19 29:8
32:10 39:3**said** 15:3 22:23 35:12 38:16 41:2
55:19**sales** 59:4,5**same** 6:24 13:8 21:10 53:24
55:13**sand** 31:12**Saratoga** 18:8**Saturday** 20:14,20 31:2**saw** 20:25 24:19**say** 13:8 15:23 17:22 21:12 22:13
26:2 29:8 32:13 41:19**schedule** 32:8**scheduled** 34:6**scholarship** 9:17**search** 21:1**season** 15:6 25:25**seasonal** 16:7**seasonally** 26:2**seasons** 34:16**seat** 33:21**second** 29:11,13 32:24 33:1
34:12 35:19 42:2,4 43:22,24
45:11,14 47:8,10,11 49:6,16,17
52:4,7 57:14,16 59:20**secondary** 43:1**seconded** 29:14 33:2 42:5 43:25
45:15,17 47:12 49:18 57:17 59:21**secondings** 52:24**seconds** 27:11,17 28:1**security** 8:17 35:13 39:10**see** 15:14 18:4 20:5 22:8,12 27:5
28:8,9,22 36:15 40:3,16 54:17**seed** 26:5**seeing** 29:15 40:13,23 45:11
47:7 49:5 52:3**seek** 56:1**seemed** 16:21**seen** 21:2,19**sees** 28:25**selling** 58:18**send** 11:22,25 12:1 15:14**sending** 54:14,19**sends** 38:17**senior** 10:4**sense** 32:13 41:23 42:1**sent** 15:12 34:21 40:25 53:4
55:18**Seriously** 22:18**service** 58:24**services** 8:3**session** 55:9**settled** 7:7,8 55:12,20**setup** 58:5**seven** 16:20 36:2**several** 16:19 24:2,14**shade** 23:10**shape** 34:14 36:5,10**share** 38:18 40:9,16 41:3**shared** 37:22 38:19 41:1 44:15,
21 45:2**she** 38:6,8,10 41:2,4**She's** 59:2**shed** 26:21**sheet** 39:25**Shelby** 14:16,19,22,23,24,25**Shelbyville** 14:16,20**shelter** 8:22 10:20**shelters** 10:22**shift** 41:21**shipped** 31:19**shocked** 26:25**short** 25:10**shortage** 16:18**should** 14:2 15:25 41:1**show** 33:21**showed** 28:13**side** 14:19 17:4 21:11 31:4 32:10
38:9 39:10 40:6 55:25**sides** 31:8**similar** 25:23**similarities** 53:20**simple** 28:24**simulcasting** 20:9**since** 6:25 14:13 25:4 26:5 30:10**sir** 24:1 29:9**sit** 19:5 26:18 28:5 33:22**site** 33:24 34:6,20 46:11**sitting** 19:19 24:3 25:6**six** 12:11 16:19 20:3 28:16 33:25
34:2,16**sixth** 15:6**size** 16:19 20:6**slab** 36:18,19,20,22 37:6**Smith** 27:11**so** 6:25 8:5,9,10 9:10,25 10:19
11:16 12:24 13:19 14:10 15:1,6,
13,14,25 16:6,17,23,24 17:1,5,9,
10,18,20,22 18:9,14,17 19:4,11,
13,16,19 20:2,12 22:5,8 23:16
24:10,13,17 26:9,22,25 27:11
29:2,12 30:9,14,25 32:6,8 33:21
34:4,7,11,15,22,24 35:8,14,17,24
36:4,10 37:14,22 38:10 39:17
40:9,16 41:5,21 42:3 46:13 48:10,
15 50:21 51:7,20 52:24 53:21
54:5,13,24 55:16,21,23 56:3,4,6,
10,13 58:11,18**social** 37:17 38:9 39:10 40:11**some** 8:15 11:24 12:21 18:9
26:11 27:1 28:19,22 30:14,15,20
32:2 34:18 36:12 37:14 38:2 40:2
41:22 53:9 54:6,9,11 55:16 56:9
58:10,20

somebody 26:10 52:6
something 9:10,11 10:25 20:22
 21:18 22:5 25:23 28:21,25 29:3,6
 37:22 40:9,15
somewhere 19:12
soon 19:20
sooner 17:21
sorry 54:5
sort 41:18 53:12 55:10,11,12
 56:14
sought 55:8
sounds 37:14
space 39:18
Spears 48:5,17,20 49:1 50:8,11
special 11:10
specific 25:18
spend 12:12 27:10 35:2 36:4
spending 37:13
spent 35:8
SPMO 43:1,12 44:20 46:14,24
SPMOS 43:15 47:2 57:11
spoke 10:7
Sports 41:14,15 46:15
Sportsbook 39:17 44:15,16,21,
 22
spot 19:20
spots 28:22
spring 19:9 24:8 26:4
square 39:18
stabilize 16:22
staff 17:19 21:24 56:24 57:7
stakes 19:14 20:16,21 48:2,8
stall 31:23
stalls 31:18,20 35:6
Standardbred 10:16 12:14
standards 9:7
standing 23:13
start 16:18 17:9,24,25 18:1 20:21
 33:24 54:20

started 8:2 16:13 28:19 35:17
 53:2
starts 21:22 51:25
state 40:5
states 39:15
stay 23:19 29:7 58:22
steering 31:22
stick 29:4
sticking 36:12,16
sticks 36:12,15,16
still 24:3 36:3 38:8 51:2 56:6
stimulate 24:11
store 26:19
stored 26:22
storm 31:3
story 19:17 21:4,8
straighten 54:11
strategies 39:7
streamlines 54:6
stretch 16:23 19:14 32:4
students 11:4
stuff 12:5 15:12 30:14 31:1 32:21
submitted 33:18
subsequent 43:6
substance 25:14
substitute 23:24 24:18 30:5
substitution 32:24
substitutions 23:22 30:16 32:20
subtracting 48:24
such 46:8,19
suggestions 54:9
suitable 24:16 25:1
suites 39:19
sunburned 22:15
superintendent 21:7
supplement 50:14
suppliers 39:5

supplies 11:4
support 8:16 10:11
supported 9:1
supporting 10:2,4 11:6
supposed 15:4
Supreme 55:9,10,18 56:1
sure 12:6 14:10 15:14 19:22
 20:25
surface 24:12 27:25 28:4
survivors 8:16
sustained 16:1
SUV 31:25
sweep 51:20,24
Sweet 11:8 12:16
synergy 41:22

T

table 22:14 38:23
take 8:9 28:6 42:22 48:13 49:4
 55:17 56:2
takes 29:5 30:24 40:19 53:12
 54:18
taking 53:25
talk 26:10
talked 7:24
talking 23:9 38:12
target 13:16,20 14:12 15:3
team 37:21 39:1,2,14
teams 37:22
Tech 9:21
Technology 42:20,24
tell 19:7 25:9 27:21 35:12
telling 27:12
ten 36:9
tends 10:8
tent 23:11
Term 10:5
territory 18:7

than 17:7 18:10 24:9 34:13 37:19
40:12 51:16 58:25

thank 6:9 11:20 12:7 13:24 14:1
15:9,18 16:4 18:24 30:1 32:12
33:14 42:17,23 44:12,19 46:3,13
47:12,24 50:5,11 52:8,19 55:5
58:4,5,11,13,23 59:7,9,22

Thanks 11:21 12:4 15:19 18:23
49:1

that 6:13,15 7:2,18 8:6,12 9:7,11,
12,22 10:3,6,9,11,14,25 11:10,11,
19,22,25 12:1,2,13,15,17,22,24
13:10,20,23 14:13,15,21 15:2,5,8,
12,24 16:6,20,23,24 17:3,22,23
18:10 19:8,11,15,25 20:2,9 21:4,
17,19,20,25 22:3,18 23:2,11,13
24:4,5,8,15,19 25:13,15,17,22
26:5,11,14 27:2,13,16,22 28:5,9,
10,16,21 29:2,3,5 30:9,23 31:1,3,
6,13,14 32:3,5,6,9,19 33:20 34:4,
10,17,18,21 35:3,4,5,9,21,22,24
36:3,6,7,8,18 37:15,23 38:14,18,
20 39:11,17 40:3,6,11,14,24
41:16,17,21 42:22 43:2,5,9,11,17
45:1 46:3 48:12,13,14 49:3,8,10
50:7,9,18,21,22 51:4,6,16 52:24,
25 53:8,10,14,22 54:1,2,8,11,13,
19,23 55:2,8,12,14,15,23,25 56:2,
7,8,20,24 57:1,11,14 58:16,24
59:15,17

that's 7:6 8:25 13:19 15:13 17:1,
3,9 23:6,7 25:8 26:6 27:18 28:16,
25 31:17,21 32:1,7,15 34:7 35:10
36:13 37:14,24 40:5,13,25 41:24
46:12 48:23 50:24,25 51:7 53:24
55:6 56:16 58:22 59:1,13

the 6:11,17,20,24,25 7:5,13,16
8:6,9,10,20,21,24,25 9:5,6,8,16,
18,19,20,23 10:10,16,18,22 11:1,
5,6,8,15,19,23,24,25 12:9,10,11,
13,14,16,22,24 13:1,6,8,12,15,19,
20 14:1,13,15,19,21,22,24 15:1,3,
5,7,11,14,24 16:3,6,7,14,15,20,
22,25 17:2,3,6,8,13,16,17,18
18:6,7,11,12 19:1,11,12,17,20,23,
25 20:1,3,4,6,20,24 21:5,8,10,11,
13,16,22,25 22:8,9,11,14,16,18,
20,24 23:4,6,7,16,20,21,22,23
24:6,7,8,9,11,12,17,20,22,23
25:10,12,14,15,24 27:11,14,24
28:3,5,6,7,8,16,18,25 29:7 30:3,4,
13,15,18,19,23,25 31:3,4,5,11,12,
14,17,21,23,25 32:2,4,7,8,10,21,

24 33:16,18,20,24,25 34:2,3,4,5,
8,10,13,15,16,18,19,20,22,23,24
35:3,6,8,10,11,14,21,22 36:2,5,7,
9,14,17,19,20,22,24 37:1,3,4,6,8,
13,16,23,24 38:3,5,8,9,13,16,17,
18,19,20,21,23 39:1,10,16,17,23,
24,25 40:7,10,13,25 41:3,7,8,9,
14,15,17,21,22 42:18 43:2,3,5,8,
9,10,11,12,14,15,16,17 44:20,23,
24,25 45:2,3,5,7,10 46:4,11,16,
17,20,21,22,23,24,25 47:3 48:9,
11,20,21 49:4,8,11,13 50:6,24
51:8,20,21 52:20 53:4,5,7,10,13,
16,18,21,24 54:1,3,13,15,16,21
55:4,6,7,9,10,12,13,15,17,20,22,
24,25 56:1,6,8,9,11,13,15,16,17,
18,20,22,24,25 57:2,3,4,8,12
58:8,15 59:1,15,23,24

their 7:12 8:23,24 9:17 25:24
38:22 45:4 55:19

them 15:12 22:23 28:5 38:18
54:2 55:17,18

themselves 9:7

then 22:1 24:8 30:10 31:25 32:3
35:1 36:1 39:23 41:8 47:7 51:25
54:5 55:16,25

therapy 11:7

there 6:13,22 7:5,19 9:4 11:12
12:5,18 13:11 14:4,5,10 19:3,4
20:13 22:15,25 23:1,12,20 24:4,
12,23 27:7 30:11,20 32:1 33:21,
22 34:1,14,15,18,20,25 35:9,13,
15,22,23 36:12,16 38:2 41:21
50:20,25 51:2,3,6 53:6 54:8,25
55:7,16 56:19 58:11,18

there's 14:17 21:3 28:5 31:7
32:18 51:15 52:23 53:20 54:24
59:5

these 7:20 9:14 11:9 15:25 32:19
53:13 55:25 56:23

they 9:7,8,9 11:25 20:11 21:17
23:14 25:11,15 27:24 28:6 30:13
31:13,23 32:3 34:21 37:19,25
38:12,25 39:22 43:11 55:11,17,18
56:10

they're 31:22 36:21 37:9 38:14
41:20

thing 15:7 18:12 20:24 24:23
34:10 36:7 39:24 58:21

things 9:14 17:16 20:12 23:8
35:10,14 41:8 54:2,6 58:7,10
59:1,3,6

think 10:6,7 11:22 13:5 14:2
15:16,24 16:11 17:8,10 18:6,11,
12,14 19:11 20:4 21:16 23:10
24:6 28:10 32:9 36:3 41:16,17
58:22 59:14

this 7:6,25 8:7,10,15 9:1,10 10:7,
14,24 11:7,13,19 12:11 13:3,4,5,
7,9,12 14:3,11 15:5,10,17 17:4
18:17 19:13,19 20:14 22:4 23:15
24:13 25:3,5,17,20 26:1,17 27:8,
11,12,22 28:9,17 29:2,5 30:12,14
31:2,13 32:16 33:20 34:3,24 35:2,
17,19 36:7,20 37:22,23 38:1,16,
19 39:22 45:12 47:6 48:4,18 49:2
52:3,24 53:11,12,21 54:18,22
55:6,9,22 57:7 58:7,8,17,19

Thoroughbred 18:8 19:17 21:11
43:8 44:25 48:6 50:14

those 7:10,11,15 9:1 12:21 15:1
21:3 22:12 25:1 31:20 32:9 34:23,
24 35:6,9,23 38:6 53:3,19,22
54:14,20 55:11

though 10:13 13:10 51:2 53:13

thought 24:15 27:2 36:13 40:23

thousand 51:10

three 30:11 55:7,8,17

thrive 9:9

through 10:9 11:19 16:20,24
17:6 32:19 37:8 38:25 40:19
54:18 59:3,4,5

Thursday 36:21

Tim 50:14,16,17,22 51:1,4,8,14,
17,22,25 52:3

time 13:5,7,9,20 16:21 17:14,20
18:2 19:12 20:17 22:20 29:5
34:17 35:25 40:3,25 46:9,20 57:7

times 48:19

tine 25:15

tines 25:10

title 41:17

to 6:12,15,19,20 7:10,12,14,19
8:11,13,19,20,21,22,24 9:8,9,15,
16,18,19,20,22,25 10:8,11,13
11:2,3,14,17,18,25 12:1,24 13:1,

4,20 14:5,6,9,10,11,14,16,18,21,
22,23,24,25 15:4,6,7,13,23 16:1,
18 17:14,15,16,19,20 18:3,18,25
19:1,10,16,22 20:5,9,18,23,24
21:1,12,17,18,22 22:4,5,12,23
23:10,13,14,20,23 24:7,10,13,18,
23 25:1,5,14 26:9,10,12 27:19,21,
22 28:1,9,14,15,17,19,21,24 29:2,
7,15 30:1,4,16,21 31:1,5,6,7,8,16,
19,20,21,23,25 32:4,14,24,25
33:19 34:1,2,6,12 35:4,6 36:2,4
37:9,20 38:10,14,18,22,23 39:2,5,
21,23 40:1,3,9,15 41:2,8,10,11,
12,14,19,20,21 42:17,20,21 43:2,
9,12,14,15,17,23 44:1,15,16,20,
21,22 45:1,5,6,12,13,17 46:6
47:1,2,7,9,24 48:2,3,4,7,8,9,13,
18,22 49:7 50:7,13,19,21 51:5,9,
10,13,23 52:5,25 53:1,4,5,6,7,8,
14,15,17,19,21 54:1,9,11,14,18,
23 55:4,6,17,18,21 56:1,4,17,18,
23,25 57:1,2,3,4,8,9,10,15 58:5,
10,22,23 59:1,2,3,4,5,6,10,16,17,
18,22

today 14:10,11 19:6 27:6 34:21,
23 48:7 52:24 53:3

together 32:19 38:7

told 7:24 22:23 35:11

Tom 38:17

tomorrow 17:24,25 18:1

Tony 21:6,23 22:2 24:7 28:24
29:3

too 6:14 19:5 22:7,17,21,22 23:17
25:10

took 22:23

tool 28:24 36:6

top 10:3 13:15 14:21 24:6 59:3

topic 22:14,18

total 20:4 30:17 39:11 40:17
48:10,11

totality 12:25

touched 9:10

towards 25:24

town 20:11

track 17:3 20:6 21:7,9,12 27:14,
19,22 31:5 32:10

tracking 35:23

tracks 18:8 41:22 54:1

tractors 30:11,19,23

trafficking 8:17

trailing 19:18

training 30:22 31:10

transaction 43:10

transfer 48:2,8,21 50:13 51:6

transferred 50:19

Transition 10:16 12:15

tried 24:10 28:1

trouble 48:24

trusses 34:5

try 17:16 28:15 53:21

trying 27:21 53:14

turbulent 16:14

turf 19:9,11 24:6,11 25:20 26:12

turn 28:19

turnaround 56:21

turned 19:20,21

TV 41:24

twice 47:13

Twinspires 42:21,25 43:2,4

two 21:22 26:17 28:1,5 30:12,19,
21 41:22 48:15 53:19 55:24 56:5,
10,15

U

unanimous 50:5

unanimously 6:10 33:15

unconstitutional 56:12

under 31:14 46:11,22 53:2

uniform 28:11

United 14:22

unless 25:14 58:20,21

unsettled 56:6

until 48:13 55:11 57:12

up 10:18 11:2 12:24 16:8,17,25
17:2,3,15,20 18:14 19:6,16 20:2,
7,8,15 21:22 27:21 32:19 34:7,10
35:24 36:5,7,12,16 37:19 48:14
51:25

upcoming 12:13

update 14:11 16:12 17:13 19:4
33:19 52:20 53:10 55:3,6

updated 53:11

updates 16:7

upon 9:10 55:22

us 6:19 9:12,25 12:1 16:14 19:10,
22 23:7,8 24:13 29:2 33:25 53:6
58:8,12 59:7

use 24:7,10 25:23 26:1,8,17 32:3
44:15,21 49:11 51:13

used 21:10 31:2

using 28:3 45:1 50:7

usual 56:15

V

vary 51:9

Vegas 38:10

vendor 27:23

very 9:2,15 10:11 11:11,17 16:3
21:24 22:6 26:13 28:10 29:2 59:7

vessels 38:6

vet 21:24

violations 6:23

violence 8:17,21

Vocations 12:17

volunteer 38:20,22

vote 7:14 16:6 27:8 37:15 41:8
42:6 44:1 45:17 49:19 52:8 57:18
59:22

voting 41:25

W

wagering 42:21 43:4

wagers 40:5 43:3,6

wallet 44:15,21 45:2**walls** 34:6**want** 12:24 25:12 28:17 35:15
38:14 59:1**wanted** 40:9,15**wants** 34:10**was** 7:2 8:4 10:25 15:10 16:15
17:7,15 19:11 20:2,5,7 21:8
22:12,13,14,18,21,22,25 23:1,2,
12,15,18 24:15,22,23 27:12,21
28:2,15,18,20,22 30:9,11,20 31:4
32:8 34:1 35:12,20 36:12 38:3,4
40:14 43:8,17 45:1 46:17 48:19,
21,23,24,25 50:20,21 53:7 59:15,
25**washer** 31:7**washes** 28:22**wasn't** 20:4 50:21**waste** 39:6**water** 31:3 39:6**way** 16:20 22:21 25:12 27:25
31:5 40:12 56:16 59:1**ways** 11:11 16:1**we** 7:14 8:7,11,20 9:4,25 10:18,
22,24 11:1,2,6,14,18,23,24 12:2,
6,21,24,25 13:22 14:5,10,14 15:5,
12 16:11,17,18,20,22,23 17:14,
17,19,24 18:6,7,12,18 19:5,8,10,
12,13,14,20 20:8 21:15,16,21
22:14,19 23:4,9,11 24:2,3,4,5,14,
15 25:4,8,9,12 26:16,20 27:7,8,23
28:9,15,17 29:10 30:8,10,11,12,
15,16,19,20,23,25 31:3,10,14,19
32:1,2,9,13,16,18,21,23 34:11,15,
16,17,25 35:4,5,6,13,15,16,17,18,
19,23 36:3,15,25 37:18 38:5,11
39:13,15,24,25 40:11,16 41:14
43:21 48:3,8,10,22 49:3,4,10
50:6,8,18 51:4 53:2,9,13,25 54:5,
11,20 55:19,23 56:16 57:13 58:6,
7,20,21,23 59:7,14**we'd** 16:22 30:21 31:6,7,16,25**we'll** 10:14 15:16,17 16:6 18:9
23:17,20 33:21 34:11 35:2,24
37:14 45:17 47:7 49:6**we're** 10:13 11:17 13:6 14:19
15:4 17:2,15 19:7,19 20:2 21:12,
22 22:9 23:9 27:22 28:3 30:2531:18 34:13,17 36:1,4,20 37:13
40:10,15 48:12 54:8,22 56:4
59:21**we've** 7:19 8:18 9:1,15,17 10:3,
10,17 11:15 14:4,13,21 16:12,25
17:7 20:14,16 22:5 23:14 24:10
25:12 34:13 35:8,18**weather** 19:20**website** 46:7,18,20,22**week** 16:23 17:1 19:14,15,23
34:3,5,7,12,24 36:20 54:14**weeks** 16:25 34:1,2 54:19**well** 16:5 18:16 23:13 25:22
26:20 33:18 35:12 48:20**wellbeing** 39:3**wellness** 9:24**went** 8:12 14:22,23**were** 17:17 18:13 19:10,12 20:8
21:9 22:14,19 23:14 25:5 30:13,
25 35:9 36:16 37:18 38:11 58:8,
17,18**weren't** 24:4 34:22**what** 12:10 13:15 16:4 22:10,14
23:9 24:22 25:9,13 26:2,7 28:11
30:21 36:6,13 37:24 38:24 39:13
40:16 48:10,12,23 51:8 54:13
55:23**whatever** 28:23 51:12**whatnot** 28:18**wheelbarrow** 31:23**wheelbarrows** 31:17,22**when** 20:21 21:18 25:6 32:16
37:19 38:5 56:11**whenever** 25:24**where** 6:16 7:10 11:13 16:19
20:10,19 27:24 28:8,15,17,21,22,
25 39:15 56:5**whereby** 46:16**which** 23:15,20 24:23 28:20
35:20 39:16 41:14 43:3 46:9,20
50:18 53:16,18 54:3 56:9**while** 40:20 59:12**whip** 6:23**who** 7:25 9:5 21:3 27:23 32:16
37:3 38:4 48:3 56:6,13**Who's** 33:19 37:5 48:4**who've** 38:2**whole** 15:7 19:14 21:11 36:22
39:12,24 41:3 50:24**will** 8:1 11:6 12:13,18,23 13:11,22
15:5 18:3,5,11,15 24:6,11,13,19
26:8,17,18,22 28:13,14 29:3
30:17 32:2 34:4,23 35:4 36:19
46:10 48:11,12 51:2 53:7 56:14
58:9**Willow's** 8:22**wing** 7:20**winnings** 43:7**winter** 12:23 30:20,22,25 31:10,
18**winterized** 34:16**with** 8:2,6 9:22 11:1,2,14,16 14:8
18:19 19:22 20:9,19 21:25 23:24
29:4 30:6,7,22 31:3,10,12,15
32:19 33:23,24 34:22 36:1 37:22
38:5,18 39:22 40:9,16 41:2,3,12
43:5,16 46:15,24 48:5 49:8 50:8
53:16,17,24 54:20 55:16 56:13
58:8,12 59:2**within** 10:18 54:13,19**Women's** 8:22**won't** 50:6 51:3 52:25**wondering** 50:20**wood** 22:6**work** 9:3 11:9,11,19 18:18 34:19
37:4 58:11,15 59:2**work's** 33:24**worked** 38:5 50:8**working** 9:22 53:9**works** 21:14 27:23 28:9**world** 27:24**worn** 26:9 31:9**worried** 22:15,19**worst** 18:14**worth** 40:2

would 13:8 16:22,23 18:10 20:24
25:7,22 28:19 30:16 38:2 40:12
43:9 45:2 46:20,21 49:4,10

writes 38:17

X

Xpress 46:13

Xpressbet 46:6,10,17,21 47:4

Y

yeah 6:14 7:4 14:7 17:9 19:2
22:20 23:5 24:21 25:19 26:24
27:20 32:22 36:11,19 37:11 40:21
41:5 48:20 49:1 50:8 52:22 58:23

year 6:20 7:2,6 8:11,15 9:2,10
10:7,24 11:7,19 12:11 13:4,6,7,9,
10,12 14:13,14 16:15 17:4,6 18:6,
7 19:13,19 21:21 23:10,17 26:17
30:12,19 31:11 35:2,4,17,19 36:3
37:23 38:13,21 39:25 40:8 52:1
53:1 54:22 55:24 56:2,15,19

year-to-date 6:11

years 8:2 20:3 23:4,11,16 35:3
36:1,6,9 56:10 58:24

yes 12:3,12,21,25 13:13,17,23
23:18 24:1 26:3 29:9 36:25 37:11
48:17 49:12,13 51:1 55:5

yet 53:11

York 23:1

you 6:9 7:18,19,20,24 9:12,22
11:13,20,22,25 12:4,7,10,22,23
13:14,20,24 14:1,4,6,23 15:7,9,
10,14,16,17,18 16:4 17:22,25
18:24 19:7,9,23 20:17,21,25 21:1,
2,9,15,21 22:8,13,15,19 23:3,10,
12,15,19 24:11,13,25 25:1,5,7,9,
14,23 26:1,2,7,9,11 27:1,7,10,13,
16,20,22 28:8,13,19,21,22 29:3,4,
5,8 30:1,8,24 32:6,12,13 33:14,21
35:5,9,12,14,23 36:23 37:10,18,
19 38:2,19,23,25 39:23 40:2,10,
12,16,18 41:18,19 42:17,21,23
44:12,19 46:3,13 47:12,24 50:5,7,
11 52:8,19 53:1,18,20 54:17 55:2,
4,5 56:9,13 58:4,5,8,11,13,17,18,
23,25 59:1,3,4,7,9,10,17,22

you'll 26:19 51:20,23

you're 18:16 21:18 25:4 26:6,7,
16 41:2 51:12 55:20 58:25

you've 37:19 48:15 58:12,24
59:2,6

your 7:20 13:15 25:6,18 26:11
27:1,3,19 37:20 48:19 55:20,21

youth 9:15,20 11:6 12:14

Z

zero 47:24