

Agenda Item #10

STATE OF INDIANA
BEFORE THE INDIANA HORSE RACING COMMISSION

IN RE:

2023 Churchill Downs Technology Initiatives Company)
for Secondary Pari-Mutuel)
Organization License Pursuant to 71 IAC 9-2.2 *et seq.*)

**NOTICE OF HEARING AND PRE-HEARING ORDER ON 2023 APPLICATION FOR
SECONDARY PARI-MUTUEL ORGANIZATION LICENSE TO OPERATE ADVANCE
DEPOSIT WAGERING PURSUANT TO 71 IAC 9-2.2 ET SEQ.**

This matter comes before the Indiana Horse Racing Commission (hereinafter “the Commission”) on an Application for Approval as a Secondary Pari-Mutuel Organization (“SPMO”) pursuant to 71 IAC 9-2.2 *et seq.* for the calendar year 2023 (hereinafter “the Application”), submitted by Churchill Downs Technology Initiatives Company d/b/a TwinSpire (hereinafter “the Applicant” or “TwinSpire”) on or about November 1, 2022. The Commission, by its Chair, issues this notice and order pursuant to the provisions of the Indiana Administrative Orders and Procedures Act, Indiana Code sections 4-21.5-1-1 *et seq.*

NOTICE OF HEARING

The Commission will hold a hearing on Thursday, December 1, 2022, *or* as soon as this matter advances on the Commission’s agenda during its regularly scheduled meeting which will commence at 10:30 a.m. in Harrah’s Hoosier Park Racing & Casino, Clubhouse, 4500 Dan Patch Circle, Anderson, IN 46013. **IN LIEU OF A HEARING, THE COMMISSION MAY ELECT TO CONDITIONALLY APPROVE APPLICANTS SUBJECT TO ANY ADDITIONAL INFORMATION BEING PROVIDED BY APPLICANT BY THE DATE SET IN THE CONDITIONAL FINAL ORDER.** The Hearing will relate to the following Application that was filed with the Commission on or about November 1, 2022:

2023 Application for Licensure as a Secondary Pari-Mutuel Organization of Churchill Downs
Technology Initiatives Company d/b/a TwinSpire to Operate Advance Deposit Wagering in
Indiana, Pursuant to 71 IAC 9-2.2 *et seq.*

The Hearing will be held for the purpose of providing an opportunity for the Applicant to make a presentation of its Application to the Commission¹; an opportunity for the Commission to ask questions of any of Applicant’s representatives; and opportunity for interested nonparty organizations and persons to provide testimony in support of or adverse to the Application.

¹ If the Applicant has been informed that the Application is considered satisfactory, the Commission will not require the Applicant to make a presentation but may ask questions and allow testimony in support or adverse to the Application.

The Hearing is to be held by the Commission pursuant to the authority granted to it by Indiana Code section 4-31-1-1, Indiana Code section 4-31-7.5-11, and 71 IAC 9-2.2 *et seq.* Members of the Commission present at the meeting intend to act as the Administrative Law Judge for the Hearing. The members include: Philip Borst, Chairman; Bill Estes, George Pillow, Bill McCarty, and Gus Levensgood, Members. Dale Lee Pennycuff, Esq., will act as counsel to the Indiana Horse Racing Commission during these proceedings. Deena Pitman, Executive Director, will also appear for the Commission Staff. Mr. Pennycuff may be contacted for information concerning the proposed Hearing schedule, the procedure to be followed at the Hearing, and for inspection of copies of the notice to the parties, at the offices of the Indiana Horse Racing Commission, 1302 N. Meridian St., Ste. 175, Indianapolis, Indiana 46202 (tel. no. 317-233-3119).

PRE-HEARING ORDER

The Commission, by its Chairman, Philip Borst, pursuant to Ind. Code section 4-21.5-3-19(d), issues the following Pre-Hearing Order with respect to the matters described herein:

I. Purpose of the Hearing on Application.

The Commission will consider TwinSpires' 2023 Application for Licensure as a Secondary Pari-Mutuel Organization pursuant to 71 IAC 9-2.2 *et seq.* filed with the Commission on or about November 1, 2022, seeking renewal of its license to operate advance deposit wagering in Indiana.

II. Application Process Time Line.

a. Hearing Date and Time

The hearing will commence at Harrah's Hoosier Park Racing & Casino at 10:30 a.m. or as soon as it advances on the agenda of the Commission meeting. This matter will be heard and will continue, with appropriate recesses, until completed. The record will be closed at the conclusion of the hearing. Thereafter, the Commission will deliberate on and decide whether the Application will be approved or denied and does not comprehend discussion during the deliberation with the Applicant or other interested parties.

b. Exhibits the Commission Proposes to Make Part of the Record.

A list of exhibits which the Commission intends to make part of the record may be prepared by the Commission's counsel and distributed to the Applicant's representative or counsel for the Applicant on or before the close of business on Wednesday, November 23, 2022. It should be understood that even in the absence of filing a list of exhibits, the Commission will offer into evidence the Application and any supplements thereto timely filed by the Applicant. The Applicant must notify the Commission in writing of any exhibit to which it objects on or before noon on Tuesday, November 29, 2022. If no objection is timely made, all specified exhibits will be made part of the record at the commencement of the hearing. The Commission may expand that list prior to or at the scheduled hearing,

however, the Applicant will be given an opportunity to make an objection to any such additional materials.

c. Request for Official Notice.

The Applicant should submit in writing any request for matters to be officially noticed pursuant to Indiana Code section 4-21.5-3-26(f) on or before noon on Tuesday, November 29, 2022.

d. Incorporation of Supplemental Application Materials and Materials Supplied by Oregon Racing Commission.

The Application incorporates by reference any documents submitted, considered, or generated with respect to TwinSpires' 2023 Application, any documents provided as supplements to the Application, and any documents or information supplied by the Oregon Racing Commission with regard to the Applicant or Application.

e. Application Term and Renewal.

The Application will be considered for a January 1, 2023, approval date. The licenses must be renewed annually and will be considered at the regularly scheduled December Commission meeting. As such, applicants that are approved for licensure must have renewal materials to the Commission no later than November 1, 2023, to ensure renewal can be considered at the December meeting and avoid any interruptions in licensure.

III. Matters Relating to the Conduct of the Hearing.

a. The Commission will be sitting as an Administrative Law Judge at the Hearing.

The Commission is sitting both as an Administrative Law Judge and as "ultimate authority" (pursuant to Indiana Code section 4-.21.5-1-15) with respect to this Application. Indiana Code section 4-21.-5-3-11 provides in part that an Administrative Law Judge serving in a proceeding may not communicate directly or indirectly, regarding any issue in the proceeding while the proceeding is pending with any party or individual who as a direct or indirect interest in the outcome of the proceeding. Additionally, while a Commissioner Member may communicate separately with another Commission Member and may receive aid from members of the Commission Staff, the Commission Staff is prohibited from having ex parte communications with a Commission Member which contain information that would furnish, augment, diminish, or modify the evidence in the record.

In addition, when acting as an Administrative Law Judge, each Commission Member is prohibited (pursuant to Indiana Code section 4-21.5-3-12) from commenting publicly, except as to hearing schedules or procedures, about pending proceedings. Accordingly, both the Commission Members and members of the public are to be mindful of this

limitation as the Commission moves forward to consider the evidence and make a decision on the Application.

b. Hearing to be Conducted under Oath.

The hearing will be conducted under oath or affirmation pursuant to Indiana Code section 4-21.5-3-26(b). In order to ensure consistency, any non-party statements are to be given under oath or affirmation pursuant to Indiana Code section 4-21.5-3-25(f).

c. Staff Review and Presentation of Findings.

The Commission Staff is conducting a review of the Application and may speak to its findings at the hearing.

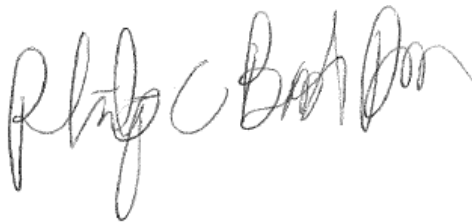
d. Chairman to Rule on Procedural Issues.

The Chair will rule on any procedural issues requiring an immediate ruling which are raised at the hearing on the Application.

e. Commission Free to Ask Questions.

During the hearing on the Application, any Commissioner, the Commission's counsel, or the Commission's Executive Director may ask questions of any witness in the nature of cross-examination or to assist the Commission's understanding of the issues relevant to the Application and any appropriate action to be taken.

This Pre-Hearing Order is issued by the Indiana Horse Racing Commission this 21st day of November 2022.



Philip Borst, DVM
Chairman
Indiana Horse Racing Commission

STATE OF INDIANA
BEFORE THE INDIANA HORSE RACING COMMISSION

IN RE:

2023 Application of ODS Technologies, L.P.)
for Secondary Pari-Mutuel)
Organization License Pursuant to 71 IAC 9-2.2 *et seq.*)

**NOTICE OF HEARING AND PRE-HEARING ORDER ON 2023 APPLICATION FOR
SECONDARY PARI-MUTUEL ORGANIZATION LICENSE TO OPERATE ADVANCE
DEPOSIT WAGERING PURSUANT TO 71 IAC 9-2.2 ET SEQ.**

This matter comes before the Indiana Horse Racing Commission (hereinafter “the Commission”) on an Application for Approval as a Secondary Pari-Mutuel Organization (“SPMO”) pursuant to 71 IAC 9-2.2 *et seq.* for the calendar year 2023 (hereinafter “the Application”), submitted by ODS Technologies, L.P. d/b/a TVG Network (hereinafter “the Applicant” or “TVG”) on or about October 21, 2022. The Commission, by its Chair, issues this notice and order pursuant to the provisions of the Indiana Administrative Orders and Procedures Act, Indiana Code sections 4-21.5-1-1 *et seq.*

NOTICE OF HEARING

The Commission will hold a hearing on Thursday, December 1, 2022, *or* as soon as this matter advances on the Commission’s agenda during its regularly scheduled meeting which will commence at 10:30 a.m. in Harrah’s Hoosier Park Racing & Casino, Clubhouse, 4500 Dan Patch Circle, Anderson, IN 46013. **IN LIEU OF A HEARING, THE COMMISSION MAY ELECT TO CONDITIONALLY APPROVE APPLICANTS SUBJECT TO ANY ADDITIONAL INFORMATION BEING PROVIDED BY APPLICANT BY THE DATE SET IN THE CONDITIONAL FINAL ORDER.** The Hearing will relate to the following Application that was filed with the Commission on or about October 21, 2022:

2023 Application for Licensure as a Secondary Pari-Mutuel Organization of ODS Technologies, L.P., d/b/a TVG Network to Operate Advance Deposit Wagering in Indiana, Pursuant to 71 IAC 9-2.2 *et seq.*

The Hearing will be held for the purpose of providing an opportunity for the Applicant to make a presentation of its Application to the Commission¹; an opportunity for the Commission to ask questions of any of Applicant’s representatives; and opportunity for interested nonparty organizations and persons to provide testimony in support of or adverse to the Application.

¹ If the Applicant has been informed that the Application is considered satisfactory, the Commission will not require the Applicant to make a presentation but may ask questions and allow testimony in support or adverse to the Application.

The Hearing is to be held by the Commission pursuant to the authority granted to it by Indiana Code section 4-31-1-1, Indiana Code section 4-31-7.5-11, and 71 IAC 9-2.2 *et seq.* Members of the Commission present at the meeting intend to act as the Administrative Law Judge for the Hearing. The members include: Philip Borst, Chairman; Bill Estes, George Pillow, Bill McCarty, and Gus Levensgood, Members. Dale Lee Pennycuff, Esq., will act as counsel to the Indiana Horse Racing Commission during these proceedings. Deena Pitman, Executive Director, will also appear for the Commission Staff. Mr. Pennycuff may be contacted for information concerning the proposed Hearing schedule, the procedure to be followed at the Hearing, and for inspection of copies of the notice to the parties, at the offices of the Indiana Horse Racing Commission, 1302 N. Meridian St., Ste. 175, Indianapolis, Indiana 46202 (tel. no. 317-233-3119).

PRE-HEARING ORDER

The Commission, by its Chairman, Philip Borst, pursuant to Ind. Code section 4-21.5-3-19(d), issues the following Pre-Hearing Order with respect to the matters described herein:

I. Purpose of the Hearing on Application.

The Commission will consider TVG's 2023 Application for Licensure as a Secondary Pari-Mutuel Organization pursuant to 71 IAC 9-2.2 *et seq.* filed with the Commission on or about October 21, 2022, seeking renewal of its license to operate advance deposit wagering in Indiana.

II. Application Process Time Line.

a. Hearing Date and Time

The hearing will commence at Harrah's Hoosier Park Racing & Casino at 10:30 a.m. or as soon as it advances on the agenda of the Commission meeting. This matter will be heard and will continue, with appropriate recesses, until completed. The record will be closed at the conclusion of the hearing. Thereafter, the Commission will deliberate on and decide whether the Application will be approved or denied and does not comprehend discussion during the deliberation with the Applicant or other interested parties.

b. Exhibits the Commission Proposes to Make Part of the Record.

A list of exhibits which the Commission intends to make part of the record may be prepared by the Commission's counsel and distributed to the Applicant's representative or counsel for the Applicant on or before the close of business on Wednesday, November 23, 2022. It should be understood that even in the absence of filing a list of exhibits, the Commission will offer into evidence the Application and any supplements thereto timely filed by the Applicant. The Applicant must notify the Commission in writing of any exhibit to which it objects on or before noon on Tuesday, November 29, 2022. If no objection is timely made, all specified exhibits will be made part of the record at the commencement of the hearing. The Commission may expand that list prior to or at the scheduled hearing,

however, the Applicant will be given an opportunity to make an objection to any such additional materials.

c. Request for Official Notice.

The Applicant should submit in writing any request for matters to be officially noticed pursuant to Indiana Code section 4-21.5-3-26(f) on or before noon on Tuesday, November 29, 2022.

d. Incorporation of Supplemental Application Materials and Materials Supplied by Oregon Racing Commission.

The Application incorporates by reference any documents submitted, considered, or generated with respect to TVG's 2023 Application, any documents provided as supplements to the Application, and any documents or information supplied by the Oregon Racing Commission with regard to the Applicant or Application.

e. Application Term and Renewal.

The Application will be considered for a January 1, 2023, approval date. The licenses must be renewed annually and will be considered at the regularly scheduled December Commission meeting. As such, applicants that are approved for licensure must have renewal materials to the Commission no later than November 1, 2023, to ensure renewal can be considered at the December meeting and avoid any interruptions in licensure.

III. Matters Relating to the Conduct of the Hearing.

a. The Commission will be sitting as an Administrative Law Judge at the Hearing.

The Commission is sitting both as an Administrative Law Judge and as "ultimate authority" (pursuant to Indiana Code section 4-.21.5-1-15) with respect to this Application. Indiana Code section 4-21.-5-3-11 provides in part that an Administrative Law Judge serving in a proceeding may not communicate directly or indirectly, regarding any issue in the proceeding while the proceeding is pending with any party or individual who as a direct or indirect interest in the outcome of the proceeding. Additionally, while a Commissioner Member may communicate separately with another Commission Member and may receive aid from members of the Commission Staff, the Commission Staff is prohibited from having ex parte communications with a Commission Member which contain information that would furnish, augment, diminish, or modify the evidence in the record.

In addition, when acting as an Administrative Law Judge, each Commission Member is prohibited (pursuant to Indiana Code section 4-21.5-3-12) from commenting publicly, except as to hearing schedules or procedures, about pending proceedings. Accordingly, both the Commission Members and members of the public are to be mindful of this

limitation as the Commission moves forward to consider the evidence and make a decision on the Application.

b. Hearing to be Conducted under Oath.

The hearing will be conducted under oath or affirmation pursuant to Indiana Code section 4-21.5-3-26(b). In order to ensure consistency, any non-party statements are to be given under oath or affirmation pursuant to Indiana Code section 4-21.5-3-25(f).

c. Staff Review and Presentation of Findings.

The Commission Staff is conducting a review of the Application and may speak to its findings at the hearing.

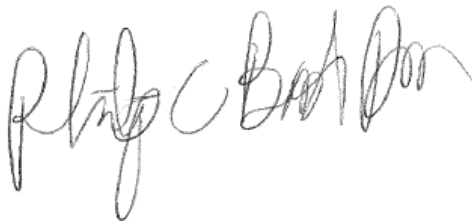
d. Chairman to Rule on Procedural Issues.

The Chair will rule on any procedural issues requiring an immediate ruling which are raised at the hearing on the Application.

e. Commission Free to Ask Questions.

During the hearing on the Application, any Commissioner, the Commission's counsel, or the Commission's Executive Director may ask questions of any witness in the nature of cross-examination or to assist the Commission's understanding of the issues relevant to the Application and any appropriate action to be taken.

This Pre-Hearing Order is issued by the Indiana Horse Racing Commission this 21st day of November 2022.



Philip Borst, DVM
Chairman
Indiana Horse Racing Commission

STATE OF INDIANA
BEFORE THE INDIANA HORSE RACING COMMISSION

IN RE:

2023 Application of Premier Turf Club, LLC)
for Secondary Pari-Mutuel)
Organization License Pursuant to 71 IAC 9-2.2 *et seq.*)

**NOTICE OF HEARING AND PRE-HEARING ORDER ON 2023 APPLICATION FOR
SECONDARY PARI-MUTUEL ORGANIZATION LICENSE TO OPERATE ADVANCE
DEPOSIT WAGERING PURSUANT TO 71 IAC 9-2.2 ET SEQ.**

This matter comes before the Indiana Horse Racing Commission (hereinafter “the Commission”) on an Application for Approval as a Secondary Pari-Mutuel Organization (“SPMO”) pursuant to 71 IAC 9-2.2 *et seq.* for the calendar year 2023 (hereinafter “the Application”), submitted by Premier Turf Club, LLC (hereinafter “the Applicant” or “PTC”) on or about October 11, 2022. The Commission, by its Chair, issues this notice and order pursuant to the provisions of the Indiana Administrative Orders and Procedures Act, Indiana Code sections 4-21.5-1-1 *et seq.*

NOTICE OF HEARING

The Commission will hold a hearing on Thursday, December 1, 2022, *or* as soon as this matter advances on the Commission’s agenda during its regularly scheduled meeting which will commence at 10:30 a.m. in Harrah’s Hoosier Park Racing & Casino, Clubhouse, 4500 Dan Patch Circle, Anderson, IN 46013. **IN LIEU OF A HEARING, THE COMMISSION MAY ELECT TO CONDITIONALLY APPROVE APPLICANTS SUBJECT TO ANY ADDITIONAL INFORMATION BEING PROVIDED BY APPLICANT BY THE DATE SET IN THE CONDITIONAL FINAL ORDER.** The Hearing will relate to the following Application that was filed with the Commission on or about October 11, 2022:

2023 Application for Licensure as a Secondary Pari-Mutuel Organization of Premier Turf Club, LLC to Operate Advance Deposit Wagering in Indiana, Pursuant to 71 IAC 9-2.2 *et seq.*

The Hearing will be held for the purpose of providing an opportunity for the Applicant to make a presentation of its Application to the Commission¹; an opportunity for the Commission to ask questions of any of Applicant’s representatives; and opportunity for interested nonparty organizations and persons to provide testimony in support of or adverse to the Application.

The Hearing is to be held by the Commission pursuant to the authority granted to it by Indiana Code section 4-31-1-1, Indiana Code section 4-31-7.5-11, and 71 IAC 9-2.2 *et seq.*

¹ If the Applicant has been informed that the Application is considered satisfactory, the Commission will not require the Applicant to make a presentation but may ask questions and allow testimony in support or adverse to the Application.

Members of the Commission present at the meeting intend to act as the Administrative Law Judge for the Hearing. The members include: Philip Borst, Chairman; Bill Estes, George Pillow, Bill McCarty, and Gus Levensgood, Members. Dale Lee Pennycuff, Esq., will act as counsel to the Indiana Horse Racing Commission during these proceedings. Deena Pitman, Executive Director, will also appear for the Commission Staff. Mr. Pennycuff may be contacted for information concerning the proposed Hearing schedule, the procedure to be followed at the Hearing, and for inspection of copies of the notice to the parties, at the offices of the Indiana Horse Racing Commission, 1302 N. Meridian St., Ste. 175, Indianapolis, Indiana 46202 (tel. no. 317-233-3119).

PRE-HEARING ORDER

The Commission, by its Chairman, Philip Borst, pursuant to Ind. Code section 4-21.5-3-19(d), issues the following Pre-Hearing Order with respect to the matters described herein:

I. Purpose of the Hearing on Application.

The Commission will consider PTC's 2023 Application for Licensure as a Secondary Pari-Mutuel Organization pursuant to 71 IAC 9-2.2 *et seq.* filed with the Commission on or about October 11, 2022, seeking renewal of its license to operate advance deposit wagering in Indiana.

II. Application Process Time Line.

a. Hearing Date and Time

The hearing will commence at Harrah's Hoosier Park Racing & Casino at 10:30 a.m. or as soon as it advances on the agenda of the Commission meeting. This matter will be heard and will continue, with appropriate recesses, until completed. The record will be closed at the conclusion of the hearing. Thereafter, the Commission will deliberate on and decide whether the Application will be approved or denied and does not comprehend discussion during the deliberation with the Applicant or other interested parties.

b. Exhibits the Commission Proposes to Make Part of the Record.

A list of exhibits which the Commission intends to make part of the record may be prepared by the Commission's counsel and distributed to the Applicant's representative or counsel for the Applicant on or before the close of business on Wednesday, November 23, 2022. It should be understood that even in the absence of filing a list of exhibits, the Commission will offer into evidence the Application and any supplements thereto timely filed by the Applicant. The Applicant must notify the Commission in writing of any exhibit to which it objects on or before noon on Tuesday, November 29, 2022. If no objection is timely made, all specified exhibits will be made part of the record at the commencement of the hearing. The Commission may expand that list prior to or at the scheduled hearing, however, the Applicant will be given an opportunity to make an objection to any such additional materials.

c. Request for Official Notice.

The Applicant should submit in writing any request for matters to be officially noticed pursuant to Indiana Code section 4-21.5-3-26(f) on or before noon on Tuesday, November 29, 2022.

d. Incorporation of Supplemental Application Materials and Materials Supplied by Oregon Racing Commission.

The Application incorporates by reference any documents submitted, considered, or generated with respect to PTC's 2023 Application, any documents provided as supplements to the Application, and any documents or information supplied by the Oregon Racing Commission with regard to the Applicant or Application.

e. Application Term and Renewal.

The Application will be considered for a January 1, 2023, approval date. The licenses must be renewed annually and will be considered at the regularly scheduled December Commission meeting. As such, applicants that are approved for licensure must have renewal materials to the Commission no later than November 1, 2023, to ensure renewal can be considered at the December meeting and avoid any interruptions in licensure.

III. Matters Relating to the Conduct of the Hearing.

a. The Commission will be sitting as an Administrative Law Judge at the Hearing.

The Commission is sitting both as an Administrative Law Judge and as "ultimate authority" (pursuant to Indiana Code section 4-21.5-1-15) with respect to this Application. Indiana Code section 4-21.5-3-11 provides in part that an Administrative Law Judge serving in a proceeding may not communicate directly or indirectly, regarding any issue in the proceeding while the proceeding is pending with any party or individual who as a direct or indirect interest in the outcome of the proceeding. Additionally, while a Commissioner Member may communicate separately with another Commission Member and may receive aid from members of the Commission Staff, the Commission Staff is prohibited from having ex parte communications with a Commission Member which contain information that would furnish, augment, diminish, or modify the evidence in the record.

In addition, when acting as an Administrative Law Judge, each Commission Member is prohibited (pursuant to Indiana Code section 4-21.5-3-12) from commenting publicly, except as to hearing schedules or procedures, about pending proceedings. Accordingly, both the Commission Members and members of the public are to be mindful of this limitation as the Commission moves forward to consider the evidence and make a decision on the Application.

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c. Staff Review and Presentation of Findings.

The Commission Staff is conducting a review of the Application and may speak to its findings at the hearing.

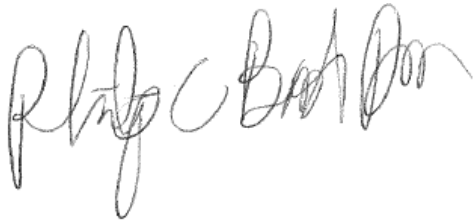
d. Chairman to Rule on Procedural Issues.

The Chair will rule on any procedural issues requiring an immediate ruling which are raised at the hearing on the Application.

e. Commission Free to Ask Questions.

During the hearing on the Application, any Commissioner, the Commission's counsel, or the Commission's Executive Director may ask questions of any witness in the nature of cross-examination or to assist the Commission's understanding of the issues relevant to the Application and any appropriate action to be taken.

This Pre-Hearing Order is issued by the Indiana Horse Racing Commission this 21st day of November 2022.

A handwritten signature in black ink, appearing to read "Philip C. Borst". The signature is fluid and cursive, with the first name "Philip" being the most prominent.

Philip Borst, DVM
Chairman
Indiana Horse Racing Commission

STATE OF INDIANA
BEFORE THE INDIANA HORSE RACING COMMISSION

IN RE:

2023 Xpressbet, LLC for Secondary Pari-Mutuel)
Organization License Pursuant to 71 IAC 9-2.2 *et seq.*)

**NOTICE OF HEARING AND PRE-HEARING ORDER ON 2023 APPLICATION FOR
SECONDARY PARI-MUTUEL ORGANIZATION LICENSE TO OPERATE ADVANCE
DEPOSIT WAGERING PURSUANT TO 71 IAC 9-2.2 ET SEQ.**

This matter comes before the Indiana Horse Racing Commission (hereinafter “the Commission”) on an Application for Approval as a Secondary Pari-Mutuel Organization (“SPMO”) pursuant to 71 IAC 9-2.2 *et seq.* for the calendar year 2023 (hereinafter “the Application”), submitted by Xpressbet, LLC (hereinafter “the Applicant” or “Xpressbet”) on or about October 27, 2022. The Commission, by its Chair, issues this notice and order pursuant to the provisions of the Indiana Administrative Orders and Procedures Act, Indiana Code sections 4-21.5-1-1 *et seq.*

NOTICE OF HEARING

The Commission will hold a hearing on Thursday, December 1, 2022, *or* as soon as this matter advances on the Commission’s agenda during its regularly scheduled meeting which will commence at 10:30 a.m. in Harrah’s Hoosier Park Racing & Casino, Clubhouse, 4500 Dan Patch Circle, Anderson, IN 46013. **IN LIEU OF A HEARING, THE COMMISSION MAY ELECT TO CONDITIONALLY APPROVE APPLICANTS SUBJECT TO ANY ADDITIONAL INFORMATION BEING PROVIDED BY APPLICANT BY THE DATE SET IN THE CONDITIONAL FINAL ORDER.** The Hearing will relate to the following Application that was filed with the Commission on or about October 27, 2022:

2023 Application for Licensure as a Secondary Pari-Mutuel Organization of Xpressbet, LLC to Operate Advance Deposit Wagering in Indiana, Pursuant to 71 IAC 9-2.2 *et seq.*

The Hearing will be held for the purpose of providing an opportunity for the Applicant to make a presentation of its Application to the Commission¹; an opportunity for the Commission to ask questions of any of Applicant’s representatives; and opportunity for interested nonparty organizations and persons to provide testimony in support of or adverse to the Application.

The Hearing is to be held by the Commission pursuant to the authority granted to it by Indiana Code section 4-31-1-1, Indiana Code section 4-31-7.5-11, and 71 IAC 9-2.2 *et seq.* Members of the Commission present at the meeting intend to act as the Administrative Law Judge

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for the Hearing. The members include: Philip Borst, Chairman; Bill Estes, George Pillow, Bill McCarty, and Gus Levensgood, Members. Dale Lee Pennycuff, Esq., will act as counsel to the Indiana Horse Racing Commission during these proceedings. Deena Pitman, Executive Director, will also appear for the Commission Staff. Mr. Pennycuff may be contacted for information concerning the proposed Hearing schedule, the procedure to be followed at the Hearing, and for inspection of copies of the notice to the parties, at the offices of the Indiana Horse Racing Commission, 1302 N. Meridian St., Ste. 175, Indianapolis, Indiana 46202 (tel. no. 317-233-3119).

PRE-HEARING ORDER

The Commission, by its Chairman, Philip Borst, pursuant to Ind. Code section 4-21.5-3-19(d), issues the following Pre-Hearing Order with respect to the matters described herein:

I. Purpose of the Hearing on Application.

The Commission will consider Xpressbet's 2023 Application for Licensure as a Secondary Pari-Mutuel Organization pursuant to 71 IAC 9-2.2 *et seq.* filed with the Commission on or about October 27, 2022, seeking renewal of its license to operate advance deposit wagering in Indiana.

II. Application Process Time Line.

a. Hearing Date and Time

The hearing will commence at Harrah's Hoosier Park Racing & Casino at 10:30 a.m. or as soon as it advances on the agenda of the Commission meeting. This matter will be heard and will continue, with appropriate recesses, until completed. The record will be closed at the conclusion of the hearing. Thereafter, the Commission will deliberate on and decide whether the Application will be approved or denied and does not comprehend discussion during the deliberation with the Applicant or other interested parties.

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c. Request for Official Notice.

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d. Incorporation of Supplemental Application Materials and Materials Supplied by Oregon Racing Commission.

The Application incorporates by reference any documents submitted, considered, or generated with respect to Xpressbet's 2023 Application, any documents provided as supplements to the Application, and any documents or information supplied by the Oregon Racing Commission with regard to the Applicant or Application.

e. Application Term and Renewal.

The Application will be considered for a January 1, 2023, approval date. The licenses must be renewed annually and will be considered at the regularly scheduled December Commission meeting. As such, applicants that are approved for licensure must have renewal materials to the Commission no later than November 1, 2023, to ensure renewal can be considered at the December meeting and avoid any interruptions in licensure.

III. Matters Relating to the Conduct of the Hearing.

a. The Commission will be sitting as an Administrative Law Judge at the Hearing.

The Commission is sitting both as an Administrative Law Judge and as "ultimate authority" (pursuant to Indiana Code section 4-.21.5-1-15) with respect to this Application. Indiana Code section 4-21.-5-3-11 provides in part that an Administrative Law Judge serving in a proceeding may not communicate directly or indirectly, regarding any issue in the proceeding while the proceeding is pending with any party or individual who as a direct or indirect interest in the outcome of the proceeding. Additionally, while a Commissioner Member may communicate separately with another Commission Member and may receive aid from members of the Commission Staff, the Commission Staff is prohibited from having ex parte communications with a Commission Member which contain information that would furnish, augment, diminish, or modify the evidence in the record.

In addition, when acting as an Administrative Law Judge, each Commission Member is prohibited (pursuant to Indiana Code section 4-21.5-3-12) from commenting publicly, except as to hearing schedules or procedures, about pending proceedings. Accordingly, both the Commission Members and members of the public are to be mindful of this limitation as the Commission moves forward to consider the evidence and make a decision on the Application.

b. Hearing to be Conducted under Oath.

The hearing will be conducted under oath or affirmation pursuant to Indiana Code section 4-21.5-3-26(b). In order to ensure consistency, any non-party statements are to be given under oath or affirmation pursuant to Indiana Code section 4-21.5-3-25(f).

c. Staff Review and Presentation of Findings.

The Commission Staff is conducting a review of the Application and may speak to its findings at the hearing.

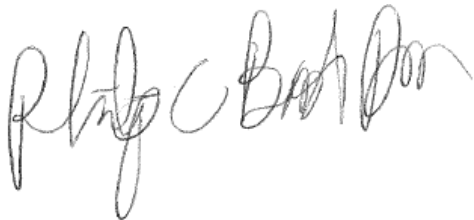
d. Chairman to Rule on Procedural Issues.

The Chair will rule on any procedural issues requiring an immediate ruling which are raised at the hearing on the Application.

e. Commission Free to Ask Questions.

During the hearing on the Application, any Commissioner, the Commission's counsel, or the Commission's Executive Director may ask questions of any witness in the nature of cross-examination or to assist the Commission's understanding of the issues relevant to the Application and any appropriate action to be taken.

This Pre-Hearing Order is issued by the Indiana Horse Racing Commission this 21st day of November 2022.

A handwritten signature in black ink, appearing to read "Philip C. Borst". The signature is fluid and cursive, with the first name "Philip" being the most prominent.

Philip Borst, DVM
Chairman
Indiana Horse Racing Commission

Members of the Commission present at the meeting intend to act as the Administrative Law Judge for the Hearing. The members include: Philip Borst, Chairman; Bill Estes, George Pillow, Bill McCarty, and Gus Levengood, Members. Dale Lee Pennycuff, Esq., will act as counsel to the Indiana Horse Racing Commission during these proceedings. Deena Pitman, Executive Director, will also appear for the Commission Staff. Mr. Pennycuff may be contacted for information concerning the proposed Hearing schedule, the procedure to be followed at the Hearing, and for inspection of copies of the notice to the parties, at the offices of the Indiana Horse Racing Commission, 1302 N. Meridian St., Ste. 175, Indianapolis, Indiana 46202 (tel. no. 317-233-3119).

PRE-HEARING ORDER

The Commission, by its Chairman, Philip Borst, pursuant to Ind. Code section 4-21.5-3-19(d), issues the following Pre-Hearing Order with respect to the matters described herein:

I. Purpose of the Hearing on Application.

The Commission will consider AmWest's 2023 Application for Licensure as a Secondary Pari-Mutuel Organization pursuant to 71 IAC 9-2.2 *et seq.* filed with the Commission on or about September 20, 2022, seeking renewal of its license to operate advance deposit wagering in Indiana.

II. Application Process Time Line.

a. Hearing Date and Time

The hearing will commence at Harrah's Hoosier Park Racing & Casino at 10:30 a.m. or as soon as it advances on the agenda of the Commission meeting. This matter will be heard and will continue, with appropriate recesses, until completed. The record will be closed at the conclusion of the hearing. Thereafter, the Commission will deliberate on and decide whether the Application will be approved or denied and does not comprehend discussion during the deliberation with the Applicant or other interested parties.

b. Exhibits the Commission Proposes to Make Part of the Record.

A list of exhibits which the Commission intends to make part of the record may be prepared by the Commission's counsel and distributed to the Applicant's representative or counsel for the Applicant on or before the close of business on Wednesday, November 23, 2022. It should be understood that even in the absence of filing a list of exhibits, the Commission will offer into evidence the Application and any supplements thereto timely filed by the Applicant. The Applicant must notify the Commission in writing of any exhibit to which it objects on or before noon on Tuesday, November 29, 2022. If no objection is timely made, all specified exhibits will be made part of the record at the commencement of the hearing. The Commission may expand that list prior to or at the scheduled hearing, however, the Applicant will be given an opportunity to make an objection to any such additional materials.

c. Request for Official Notice.

The Applicant should submit in writing any request for matters to be officially noticed pursuant to Indiana Code section 4-21.5-3-26(f) on or before noon on Tuesday, November 29, 2022.

d. Incorporation of Supplemental Application Materials and Materials Supplied by Oregon Racing Commission.

The Application incorporates by reference any documents submitted, considered, or generated with respect to AmWest's 2023 Application, any documents provided as supplements to the Application, and any documents or information supplied by the Oregon Racing Commission with regard to the Applicant or Application.

e. Application Term and Renewal.

The Application will be considered for a January 1, 2023, approval date. The licenses must be renewed annually and will be considered at the regularly scheduled December Commission meeting. As such, applicants that are approved for licensure must have renewal materials to the Commission no later than November 1, 2023, to ensure renewal can be considered at the December meeting and avoid any interruptions in licensure.

III. Matters Relating to the Conduct of the Hearing.

a. The Commission will be sitting as an Administrative Law Judge at the Hearing.

The Commission is sitting both as an Administrative Law Judge and as "ultimate authority" (pursuant to Indiana Code section 4-21.5-1-15) with respect to this Application. Indiana Code section 4-21.5-3-11 provides in part that an Administrative Law Judge serving in a proceeding may not communicate directly or indirectly, regarding any issue in the proceeding while the proceeding is pending with any party or individual who as a direct or indirect interest in the outcome of the proceeding. Additionally, while a Commissioner Member may communicate separately with another Commission Member and may receive aid from members of the Commission Staff, the Commission Staff is prohibited from having ex parte communications with a Commission Member which contain information that would furnish, augment, diminish, or modify the evidence in the record.

In addition, when acting as an Administrative Law Judge, each Commission Member is prohibited (pursuant to Indiana Code section 4-21.5-3-12) from commenting publicly, except as to hearing schedules or procedures, about pending proceedings. Accordingly, both the Commission Members and members of the public are to be mindful of this limitation as the Commission moves forward to consider the evidence and make a decision on the Application.

b. Hearing to be Conducted under Oath.

The hearing will be conducted under oath or affirmation pursuant to Indiana Code section 4-21.5-3-26(b). In order to ensure consistency, any non-party statements are to be given under oath or affirmation pursuant to Indiana Code section 4-21.5-3-25(f).

c. Staff Review and Presentation of Findings.

The Commission Staff is conducting a review of the Application and may speak to its findings at the hearing.

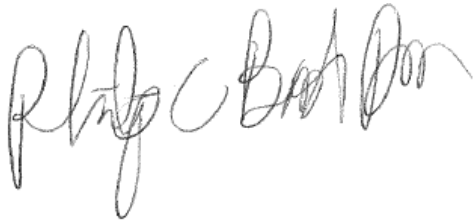
d. Chairman to Rule on Procedural Issues.

The Chair will rule on any procedural issues requiring an immediate ruling which are raised at the hearing on the Application.

e. Commission Free to Ask Questions.

During the hearing on the Application, any Commissioner, the Commission's counsel, or the Commission's Executive Director may ask questions of any witness in the nature of cross-examination or to assist the Commission's understanding of the issues relevant to the Application and any appropriate action to be taken.

This Pre-Hearing Order is issued by the Indiana Horse Racing Commission this 21st day of November 2022.



Philip Borst, DVM
Chairman
Indiana Horse Racing Commission

STATE OF INDIANA
BEFORE THE INDIANA HORSE RACING COMMISSION

IN RE:

2023 Application of NYRAbets, LLC)
for Secondary Pari-Mutuel)
Organization License Pursuant to 71 IAC 9-2.2 *et seq.*)

**NOTICE OF HEARING AND PRE-HEARING ORDER ON 2023 APPLICATION FOR
SECONDARY PARI-MUTUEL ORGANIZATION LICENSE TO OPERATE ADVANCE
DEPOSIT WAGERING PURSUANT TO 71 IAC 9-2.2 ET SEQ.**

This matter comes before the Indiana Horse Racing Commission (hereinafter “the Commission”) on an Application for Approval as a Secondary Pari-Mutuel Organization (“SPMO”) pursuant to 71 IAC 9-2.2 *et seq.* for the calendar year 2023 (hereinafter “the Application”), submitted by NYRAbets, LLC (hereinafter “the Applicant” or “NYRA”) on or about November 1, 2022. The Commission, by its Chair, issues this notice and order pursuant to the provisions of the Indiana Administrative Orders and Procedures Act, Indiana Code sections 4-21.5-1-1 *et seq.*

NOTICE OF HEARING

The Commission will hold a hearing on Thursday, December 1, 2022, *or* as soon as this matter advances on the Commission’s agenda during its regularly scheduled meeting which will commence at 10:30 a.m. in Harrah’s Hoosier Park Racing & Casino, Clubhouse, 4500 Dan Patch Circle, Anderson, IN 46013. **IN LIEU OF A HEARING, THE COMMISSION MAY ELECT TO CONDITIONALLY APPROVE APPLICANTS SUBJECT TO ANY ADDITIONAL INFORMATION BEING PROVIDED BY APPLICANT BY THE DATE SET IN THE CONDITIONAL FINAL ORDER.** The Hearing will relate to the following Application that was filed with the Commission on or about November 1, 2022:

2023 Application for Licensure as a Secondary Pari-Mutuel Organization of NYRAbets, LLC to Operate Advance Deposit Wagering in Indiana, Pursuant to 71 IAC 9-2.2 *et seq.*

The Hearing will be held for the purpose of providing an opportunity for the Applicant to make a presentation of its Application to the Commission¹; an opportunity for the Commission to ask questions of any of Applicant’s representatives; and opportunity for interested nonparty organizations and persons to provide testimony in support of or adverse to the Application.

The Hearing is to be held by the Commission pursuant to the authority granted to it by Indiana Code section 4-31-1-1, Indiana Code section 4-31-7.5-11, and 71 IAC 9-2.2 *et seq.*

¹ If the Applicant has been informed that the Application is considered satisfactory, the Commission will not require the Applicant to make a presentation but may ask questions and allow testimony in support or adverse to the Application.

Members of the Commission present at the meeting intend to act as the Administrative Law Judge for the Hearing. The members include: Philip Borst, Chairman; Bill Estes, George Pillow, Bill McCarty, and Gus Levengood, Members. Dale Lee Pennycuff, Esq., will act as counsel to the Indiana Horse Racing Commission during these proceedings. Deena Pitman, Executive Director, will also appear for the Commission Staff. Mr. Pennycuff may be contacted for information concerning the proposed Hearing schedule, the procedure to be followed at the Hearing, and for inspection of copies of the notice to the parties, at the offices of the Indiana Horse Racing Commission, 1302 N. Meridian St., Ste. 175, Indianapolis, Indiana 46202 (tel. no. 317-233-3119).

PRE-HEARING ORDER

The Commission, by its Chairman, Philip Borst, pursuant to Ind. Code section 4-21.5-3-19(d), issues the following Pre-Hearing Order with respect to the matters described herein:

I. Purpose of the Hearing on Application.

The Commission will consider NYRA's 2023 Application for Licensure as a Secondary Pari-Mutuel Organization pursuant to 71 IAC 9-2.2 *et seq.* filed with the Commission on or about November 1, 2022, seeking renewal of its license to operate advance deposit wagering in Indiana.

II. Application Process Time Line.

a. Hearing Date and Time

The hearing will commence at Harrah's Hoosier Park Racing & Casino at 10:30 a.m. or as soon as it advances on the agenda of the Commission meeting. This matter will be heard and will continue, with appropriate recesses, until completed. The record will be closed at the conclusion of the hearing. Thereafter, the Commission will deliberate on and decide whether the Application will be approved or denied and does not comprehend discussion during the deliberation with the Applicant or other interested parties.

b. Exhibits the Commission Proposes to Make Part of the Record.

A list of exhibits which the Commission intends to make part of the record may be prepared by the Commission's counsel and distributed to the Applicant's representative or counsel for the Applicant on or before the close of business on Wednesday, November 23, 2022. It should be understood that even in the absence of filing a list of exhibits, the Commission will offer into evidence the Application and any supplements thereto timely filed by the Applicant. The Applicant must notify the Commission in writing of any exhibit to which it objects on or before noon on Tuesday, November 29, 2022. If no objection is timely made, all specified exhibits will be made part of the record at the commencement of the hearing. The Commission may expand that list prior to or at the scheduled hearing, however, the Applicant will be given an opportunity to make an objection to any such additional materials.

c. Request for Official Notice.

The Applicant should submit in writing any request for matters to be officially noticed pursuant to Indiana Code section 4-21.5-3-26(f) on or before noon on Tuesday, November 29, 2022.

d. Incorporation of Supplemental Application Materials and Materials Supplied by Oregon Racing Commission.

The Application incorporates by reference any documents submitted, considered, or generated with respect to NYRA's 2023 Application, any documents provided as supplements to the Application, and any documents or information supplied by the Oregon Racing Commission with regard to the Applicant or Application.

e. Application Term and Renewal.

The Application will be considered for a January 1, 2023, approval date. The licenses must be renewed annually and will be considered at the regularly scheduled December Commission meeting. As such, applicants that are approved for licensure must have renewal materials to the Commission no later than November 1, 2023, to ensure renewal can be considered at the December meeting and avoid any interruptions in licensure.

III. Matters Relating to the Conduct of the Hearing.

a. The Commission will be sitting as an Administrative Law Judge at the Hearing.

The Commission is sitting both as an Administrative Law Judge and as "ultimate authority" (pursuant to Indiana Code section 4-21.5-1-15) with respect to this Application. Indiana Code section 4-21.5-3-11 provides in part that an Administrative Law Judge serving in a proceeding may not communicate directly or indirectly, regarding any issue in the proceeding while the proceeding is pending with any party or individual who as a direct or indirect interest in the outcome of the proceeding. Additionally, while a Commissioner Member may communicate separately with another Commission Member and may receive aid from members of the Commission Staff, the Commission Staff is prohibited from having ex parte communications with a Commission Member which contain information that would furnish, augment, diminish, or modify the evidence in the record.

In addition, when acting as an Administrative Law Judge, each Commission Member is prohibited (pursuant to Indiana Code section 4-21.5-3-12) from commenting publicly, except as to hearing schedules or procedures, about pending proceedings. Accordingly, both the Commission Members and members of the public are to be mindful of this limitation as the Commission moves forward to consider the evidence and make a decision on the Application.

b. Hearing to be Conducted under Oath.

The hearing will be conducted under oath or affirmation pursuant to Indiana Code section 4-21.5-3-26(b). In order to ensure consistency, any non-party statements are to be given under oath or affirmation pursuant to Indiana Code section 4-21.5-3-25(f).

c. Staff Review and Presentation of Findings.

The Commission Staff is conducting a review of the Application and may speak to its findings at the hearing.

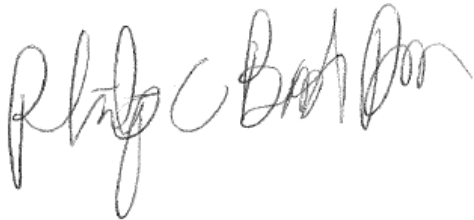
d. Chairman to Rule on Procedural Issues.

The Chair will rule on any procedural issues requiring an immediate ruling which are raised at the hearing on the Application.

e. Commission Free to Ask Questions.

During the hearing on the Application, any Commissioner, the Commission's counsel, or the Commission's Executive Director may ask questions of any witness in the nature of cross-examination or to assist the Commission's understanding of the issues relevant to the Application and any appropriate action to be taken.

This Pre-Hearing Order is issued by the Indiana Horse Racing Commission this 21st day of November 2022.

A handwritten signature in black ink, appearing to read "Philip C Borst", written in a cursive style.

Philip Borst, DVM
Chairman
Indiana Horse Racing Commission

STATE OF INDIANA
BEFORE THE INDIANA HORSE RACING COMMISSION

IN RE:

2023 Application of PENN ADW, LLC, d/b/a)
Hollywood Races for Secondary Pari-Mutuel)
Organization License Pursuant to 71 IAC 9-2.2 *et seq.*)

**NOTICE OF HEARING AND PRE-HEARING ORDER ON 2023 APPLICATION FOR
SECONDARY PARI-MUTUEL ORGANIZATION LICENSE TO OPERATE ADVANCE
DEPOSIT WAGERING PURSUANT TO 71 IAC 9-2.2 ET SEQ.**

This matter comes before the Indiana Horse Racing Commission (hereinafter “the Commission”) on an Application for Approval as a Secondary Pari-Mutuel Organization (“SPMO”) pursuant to 71 IAC 9-2.2 *et seq.* for the calendar year 2023 (hereinafter “the Application”), submitted by PENN ADW, LLC, d/b/a Hollywood Races (hereinafter “the Applicant” or “PENN ADW”) on or about April 8, 2022¹. The Commission, by its Chair, issues this notice and order pursuant to the provisions of the Indiana Administrative Orders and Procedures Act, Indiana Code sections 4-21.5-1-1 *et seq.*

NOTICE OF HEARING

The Commission will hold a hearing on Thursday, December 1, 2022, *or* as soon as this matter advances on the Commission’s agenda during its regularly scheduled meeting which will commence at 10:30 a.m. in Harrah’s Hoosier Park Racing & Casino, Clubhouse, 4500 Dan Patch Circle, Anderson, IN 46013. **IN LIEU OF A HEARING, THE COMMISSION MAY ELECT TO CONDITIONALLY APPROVE APPLICANTS SUBJECT TO ANY ADDITIONAL INFORMATION BEING PROVIDED BY APPLICANT BY THE DATE SET IN THE CONDITIONAL FINAL ORDER.** The Hearing will relate to the following Application that was filed with the Commission on or about April 8, 2022:

2023 Application for Licensure as a Secondary Pari-Mutuel Organization of PENN ADW, LLC, d/b/a Hollywood Races to Operate Advance Deposit Wagering in Indiana, Pursuant to 71 IAC 9-2.2 *et seq.*

The Hearing will be held for the purpose of providing an opportunity for the Applicant to make a presentation of its Application to the Commission²; an opportunity for the Commission to

¹ PENN ADW’s SPMO license for 2022 was extended to expire on December 31, 2022, at the June 29, 2022, Commission Meeting to allow PENN ADW’s SPMO license to expire at the same time as all the other SPMOs. Therefore, their April 8, 2022, application is being used to license PENN ADW for 2023.

² If the Applicant has been informed that the Application is considered satisfactory, the Commission will not require the Applicant to make a presentation but may ask questions and allow testimony in support or adverse to the Application.

ask questions of any of Applicant's representatives; and opportunity for interested nonparty organizations and persons to provide testimony in support of or adverse to the Application.

The Hearing is to be held by the Commission pursuant to the authority granted to it by Indiana Code section 4-31-1-1, Indiana Code section 4-31-7.5-11, and 71 IAC 9-2.2 *et seq.* Members of the Commission present at the meeting intend to act as the Administrative Law Judge for the Hearing. The members include: Philip Borst, Chairman; Bill Estes, George Pillow, Bill McCarty, and Gus Levensgood, Members. Dale Lee Pennycuff, Esq., will act as counsel to the Indiana Horse Racing Commission during these proceedings. Deena Pitman, Executive Director, will also appear for the Commission Staff. Mr. Pennycuff may be contacted for information concerning the proposed Hearing schedule, the procedure to be followed at the Hearing, and for inspection of copies of the notice to the parties, at the offices of the Indiana Horse Racing Commission, 1302 N. Meridian St., Ste. 175, Indianapolis, Indiana 46202 (tel. no. 317-233-3119).

PRE-HEARING ORDER

The Commission, by its Chairman, Philip Borst, pursuant to Ind. Code section 4-21.5-3-19(d), issues the following Pre-Hearing Order with respect to the matters described herein:

I. Purpose of the Hearing on Application.

The Commission will consider PENN ADW's 2023 Application for Licensure as a Secondary Pari-Mutuel Organization pursuant to 71 IAC 9-2.2 *et seq.* filed with the Commission on or about April 8, 2022, seeking renewal of its license to operate advance deposit wagering in Indiana.

II. Application Process Time Line.

a. Hearing Date and Time

The hearing will commence at Harrah's Hoosier Park Racing & Casino at 10:30 a.m. or as soon as it advances on the agenda of the Commission meeting. This matter will be heard and will continue, with appropriate recesses, until completed. The record will be closed at the conclusion of the hearing. Thereafter, the Commission will deliberate on and decide whether the Application will be approved or denied and does not comprehend discussion during the deliberation with the Applicant or other interested parties.

b. Exhibits the Commission Proposes to Make Part of the Record.

A list of exhibits which the Commission intends to make part of the record may be prepared by the Commission's counsel and distributed to the Applicant's representative or counsel for the Applicant on or before the close of business on Wednesday, November 23, 2022. It should be understood that even in the absence of filing a list of exhibits, the Commission will offer into evidence the Application and any supplements thereto timely filed by the Applicant. The Applicant must notify the Commission in writing of any exhibit to which it objects on or before noon on Tuesday, November 29, 2022. If no objection is timely

made, all specified exhibits will be made part of the record at the commencement of the hearing. The Commission may expand that list prior to or at the scheduled hearing, however, the Applicant will be given an opportunity to make an objection to any such additional materials.

c. Request for Official Notice.

The Applicant should submit in writing any request for matters to be officially noticed pursuant to Indiana Code section 4-21.5-3-26(f) on or before noon on Tuesday, November 29, 2022.

d. Incorporation of Supplemental Application Materials and Materials Supplied by Oregon Racing Commission.

The Application incorporates by reference any documents submitted, considered, or generated with respect to PENN ADW's 2023 Application, any documents provided as supplements to the Application, and any documents or information supplied by the Oregon Racing Commission with regard to the Applicant or Application.

e. Application Term and Renewal.

The Application will be considered for a January 1, 2023, approval date. The licenses must be renewed annually and will be considered at the regularly scheduled December Commission meeting. As such, applicants that are approved for licensure must have renewal materials to the Commission no later than November 1, 2023, to ensure renewal can be considered at the December meeting and avoid any interruptions in licensure.

III. Matters Relating to the Conduct of the Hearing.

a. The Commission will be sitting as an Administrative Law Judge at the Hearing.

The Commission is sitting both as an Administrative Law Judge and as "ultimate authority" (pursuant to Indiana Code section 4-.21.5-1-15) with respect to this Application. Indiana Code section 4-21.-5-3-11 provides in part that an Administrative Law Judge serving in a proceeding may not communicate directly or indirectly, regarding any issue in the proceeding while the proceeding is pending with any party or individual who as a direct or indirect interest in the outcome of the proceeding. Additionally, while a Commissioner Member may communicate separately with another Commission Member and may receive aid from members of the Commission Staff, the Commission Staff is prohibited from having ex parte communications with a Commission Member which contain information that would furnish, augment, diminish, or modify the evidence in the record.

In addition, when acting as an Administrative Law Judge, each Commission Member is prohibited (pursuant to Indiana Code section 4-21.5-3-12) from commenting publicly, except as to hearing schedules or procedures, about pending proceedings. Accordingly,

both the Commission Members and members of the public are to be mindful of this limitation as the Commission moves forward to consider the evidence and make a decision on the Application.

b. Hearing to be Conducted under Oath.

The hearing will be conducted under oath or affirmation pursuant to Indiana Code section 4-21.5-3-26(b). In order to ensure consistency, any non-party statements are to be given under oath or affirmation pursuant to Indiana Code section 4-21.5-3-25(f).

c. Staff Review and Presentation of Findings.

The Commission Staff is conducting a review of the Application and may speak to its findings at the hearing.

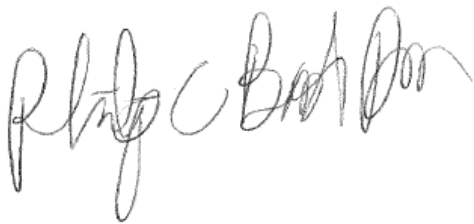
d. Chairman to Rule on Procedural Issues.

The Chair will rule on any procedural issues requiring an immediate ruling which are raised at the hearing on the Application.

e. Commission Free to Ask Questions.

During the hearing on the Application, any Commissioner, the Commission's counsel, or the Commission's Executive Director may ask questions of any witness in the nature of cross-examination or to assist the Commission's understanding of the issues relevant to the Application and any appropriate action to be taken.

This Pre-Hearing Order is issued by the Indiana Horse Racing Commission this 21st day of November 2022.



Philip Borst, DVM
Chairman
Indiana Horse Racing Commission

Agenda Item #11

Pitman, Deena

From: Pennycuff, Dale L
Sent: Wednesday, September 7, 2022 12:26 PM
To: Pitman, Deena; Eggiman, Matt
Subject: FW: Notice of Ninth Subsequent Term of the Initial Distribution Agreement

Please see Tim Lambert's email below.

From: Tim Lambert <tlambert@caesars.com>
Sent: Wednesday, September 7, 2022 12:03 PM
To: Pennycuff, Dale L <DPennycuff@hrc.IN.gov>
Subject: Notice of Ninth Subsequent Term of the Initial Distribution Agreement

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Good afternoon, Dale. As you know, Section 2 of the Initial Distribution Agreement ("IDA") entered into by and among Harrah's Hoosier Park, Horseshoe Indianapolis, the IHBPA, the ISA, and the QHRAI provided for an initial term ending on December 31, 2014 ("Initial Term"), which automatically extends for additional one-year terms provided that neither the Negotiating Committee of the licensees or the associations provides written notice of non-renewal prior to September 1st of any then-current term. The IDA has been extended annually following the Initial Term.

The purpose of this email is to notify the Indiana Horse Racing Commission ("Commission") that as of September 1, 2022, no notice of non-renewal has been given or received by either the licensees' or the associations' Negotiating Committee and, therefore, a Ninth Subsequent Term will commence on January 1, 2023 and end on December 31, 2023, without further action by the Commission or parties to the IDA.

Please let me know if you have any questions or require additional information.

Thank you,

Tim Lambert



Tim Lambert | Senior Vice President and Assistant General Counsel, Operations,
Regulatory and Compliance
O +1(815)740-2320 | M +1(815)341-4239 | F +1(815)740-2335
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Caesars | Harrah's | Horseshoe
www.caesars.com

IMPORTANT NOTICE: CONFIDENTIALITY AND LEGAL PRIVILEGE This email is intended only for the use of the addressee and may contain legally privileged and confidential information. If you are not the intended addressee, you are notified that any use, transmission, distribution, copying, or actions in reliance on this e-mail is strictly prohibited. The legal privilege and confidentiality attached to this e-mail is not waived, lost or destroyed by reason of a mistaken delivery to you. If you have received this email in error, please notify us immediately by email or telephone and delete the original from any computer or device.

Agenda Item #12



INDIANA HORSE RACING COMMISSION

Ruling Log

Rulings Issued From 9/21/2022 to 11/21/2022

Ruling Number	Ruling Date	Name	Breed	Violation Date	Violation	Fine	Suspended From	Suspended To	Days Suspended
IG-2021-2468	9/15/21	SAMUEL MENDEZ	QH	9/4/21	Administrative Complaint (electrical shock device)	\$10,000	9/4/21	9/3/41	7,305
HP-2022-2606	4/12/22	BRITNEY L. DILLON		12/2/21	Summary Suspension	\$0	4/12/22	12/31/22	264
IG-2022-2715	7/4/22	CYNTHIA LOOMIS	TB	7/4/22	Summary Suspension	\$0	7/4/22		
IG-2022-2716	7/4/22	MARVIN A. JOHNSON	TB	7/4/22	Summary Suspension	\$0	7/4/22		
HP-2022-2765	8/5/22	ANDY R. SHETLER		6/13/22	Summary Suspension	\$0	11/3/22	12/31/22	59
IG-2022-2799	9/1/22	ERIK N. ESQUEDA	QH	8/31/22	Whip Violation	\$500	9/14/22	10/4/22	12*
IG-2022-2817	9/20/22	RENE DIAZ	TB	9/19/22	Riding/Driving Infraction Violation	\$0	11/21/22	11/23/22	3
IG-2022-2818	9/21/22	FIDEL Z. SANCHEZ		9/16/22	Medication/Drug/Alcohol Violation (Human)	\$100	9/21/22	10/20/22	30
IG-2022-2819	9/22/22	JOSEPH D. RAMOS	TB	9/21/22	Riding/Driving Infraction Violation	\$0	9/29/22	9/29/22	1
HP-2022-2820	9/22/22	DANE I. MAY		9/14/22	License Violation	\$0	9/15/22	9/21/22	7
HP-2022-2821	9/23/22	SAMUEL D. WIDGER		9/22/22	Riding/Driving Infraction Violation	\$200			
IG-2022-2822	9/26/22	ERIK N. ESQUEDA	QH	9/22/22	Whip Violation	\$500	10/10/22	10/27/22	12*
HP-2022-2823	9/27/22	BYRON R. HOOLEY		8/17/22	Medication/Drug Violation (Equine) - feed contamination				
HP-2022-2824	9/27/22	BYRON R. HOOLEY		8/25/22	Medication/Drug Violation (Equine) - feed contamination				
HP-2022-2825	9/27/22	JOHN D. FINN		9/24/22	Riding/Driving Infraction Violation	\$100			
IG-2022-2826	9/28/22	MARCELINO PEDROZA	TB	9/22/22	Riding/Driving Infraction Violation	\$0	10/4/22	10/6/22	2*
HP-2022-2827	9/30/22	JARED D. FINN		9/28/22	Whip Violation	\$200			
HP-2022-2828	10/1/22	JORDAN M. ROSS		9/29/22	Riding/Driving Infraction Violation	\$200			



INDIANA HORSE RACING COMMISSION

Ruling Log

Rulings Issued From 9/21/2022 to 11/21/2022

Ruling Number	Ruling Date	Name	Breed	Violation Date	Violation	Fine	Suspended From	Suspended To	Days Suspended
IG-2022-2829	9/30/22	SERAFIN ESPINOZA		9/29/22	Medication/Drug/Alcohol Violation (Human)	\$100			
IG-2022-2830	10/4/22	CHRISTY R. JOHNSON		10/3/22	Summary Suspension	\$0	10/4/22		
IG-2022-2831	10/5/22	JAIME F. CARRASCO-PARRA		10/26/22	Medication/Drug/Alcohol Violation (Human)	\$0	10/5/22	11/3/22	30
HP-2022-2832	10/5/22	KRISTIN M. SHETLER		10/1/22	Riding/Driving Infraction Violation	\$200			
HP-2022-2833	10/5/22	HUNTER OAKES		10/1/22	Trainer Responsibility	\$100			
HP-2022-2834	10/7/22	DEXTER DUNN		10/5/22	Riding/Driving Infraction Violation	\$200			
HP-2022-2835	10/8/22	TRACE A. TETRICK		10/1/22	Riding/Driving Infraction Violation	\$200			
HP-2022-2836	10/8/22	ROBERT S. TAYLOR		10/6/22	Riding/Driving Infraction Violation	\$100			
HP-2022-2837	10/8/22	CHRISTOPHER F. BEAVER	SB	10/6/22	Trainer Responsibility	\$100			
HP-2022-2838	10/8/22	SAMUEL D. WIDGER		10/6/22	Riding/Driving Infraction Violation	\$200			
HP-2022-2839	10/8/22	BART H. STIMER		10/6/22	Trainer Responsibility	\$50			
IG-2022-2840	10/10/22	FRANCISCO J. QUINTERO	QH	10/8/22	Whip Violation	\$0	10/17/22	11/3/22	12*
IG-2022-2841	10/10/22	WILLIAM J. BLAIR	TB	10/6/22	Trainer Responsibility	\$100			
IG-2022-2842	10/13/22	VICTOR M. GONZALEZ	QH	10/8/22	Trainer Responsibility	\$500			
IG-2022-2843	10/13/22	CYNTHIA LOOMIS		6/11/22	Failure to Pay Fine	\$0	10/13/22	10/13/22	1
HP-2022-2844	10/18/22	DENNIS J. WHITTEMORE JR	SB	9/21/22	Medication/Drug/Alcohol Violation (Human)	\$200			
IG-2022-2845	10/19/22	CHRISTY R. JOHNSON		10/3/22	Conduct/Behavior (Trainer Responsibility)	\$0	10/4/22	1/1/23	90
IG-2022-2846	10/18/22	RAMON S. RECHY		10/18/22	Trainer License Rescinded	\$0			



INDIANA HORSE RACING COMMISSION

Ruling Log

Rulings Issued From 9/21/2022 to 11/21/2022

Ruling Number	Ruling Date	Name	Breed	Violation Date	Violation	Fine	Suspended From	Suspended To	Days Suspended
HP-2022-2847	10/19/22	SCOTT T. GEORGE	SB	4/17/22	Contraband/Drug Violation	\$1,500			
HP-2022-2848	10/18/22	MICHAEL J. OOSTING	SB	10/12/22	Riding/Driving Infraction Violation	\$200			
IG-2022-2849	10/22/22	NICOLE WETTSTEIN		10/21/22	Summary Suspension	\$0	10/22/22	12/31/22	71
IG-2022-2850	10/22/22	MARVIN A. JOHNSON		7/4/22	Contraband/Drug Violation	\$5,000	7/4/22	7/3/23	365
IG-2022-2851	10/22/22	CHRISTY R. JOHNSON		7/4/22	Contraband/Drug Violation	\$5,000	10/4/22	10/3/23	365
IG-2022-2852	10/24/22	BENITO J. BACA	QH	10/22/22	Whip Violation	\$250			
IG-2022-2853	10/24/22	ALI RIVERA	QH	10/22/22	Whip Violation	\$250			
HP-2022-2854	10/25/22	RICHARD L. MACOMBER JR	SB	10/20/22	Whip Violation	\$200			
HP-2022-2855	10/25/22	PETER M. WRENN	SB	10/21/22	Riding/Driving Infraction Violation	\$200			
HP-2022-2856	10/25/22	CLAY A. CRAIB	SB	10/20/22	Whip Violation	\$200			
HP-2022-2857	10/27/22	ATLEE E. BENDER	SB	10/26/22	Riding/Driving Infraction Violation	\$200			
HP-2022-2858	10/27/22	JOHN J. DELONG	SB	10/22/22	Whip Violation	\$300			
HP-2022-2859	10/27/22	MARIAH N. WRIGHT	SB	9/23/22	Trainer Responsibility	\$200			
HP-2022-2860	10/27/22	JEREMY R. OWEN	SB	8/23/22	Ruling rescinded				
HP-2022-2861	10/27/22	MELISSA S. ESSIG	SB	8/23/22	Trainer Responsibility	\$200			
IG-2022-2862	10/26/22	FERGUS BOGLE	TB	10/17/22	Race Office/Track Rule Violation	\$250			
IG-2022-2863	10/26/22	DEXTAVIOUS I. MITCHELL	QH	10/25/22	Whip Violation	\$0	11/1/22	11/9/22	6*
IG-2022-2864	10/26/22	HANNA M. SIMPSON		10/26/22	Miscellaneous Ruling	\$0			



INDIANA HORSE RACING COMMISSION

Ruling Log

Rulings Issued From 9/21/2022 to 11/21/2022

Ruling Number	Ruling Date	Name	Breed	Violation Date	Violation	Fine	Suspended From	Suspended To	Days Suspended
HP-2022-2865	10/29/22	CHARLES M. CONRAD	SB	10/27/22	Whip Violation	\$200			
IG-2022-2866	10/31/22	GIOVANI VAZQUEZ-GOMEZ	QH	10/29/22	Whip Violation	\$500			
IG-2022-2867	10/31/22	ALBERTO CERON-ZAMUDIO	QH	10/29/22	Whip Violation	\$250			
IG-2022-2868	10/31/22	JOSE OROZCO		10/28/22	Medication/Drug/Alcohol Violation (Human)	\$0	10/31/22	11/29/22	30
IG-2022-2869	10/31/22	EDGAR DIAZ		10/27/22	License Exclusion in reciprocity with Horseshoe Indianapolis				
HP-2022-2870	11/2/22	SAMUEL D. WIDGER	SB	10/28/22	Riding/Driving Infraction Violation	\$200			
HP-2022-2871	11/2/22	VIRGIL V. MORGAN JR	SB	10/28/22	Trainer Responsibility	\$50			
HP-2022-2872	10/29/22	RONNIE H. WRENN JR	SB	10/28/22	Riding/Driving Infraction Violation	\$200			
IG-2022-2873	11/2/22	GIOVANI VAZQUEZ-GOMEZ	QH	11/1/22	Riding/Driving Infraction Violation	\$0	11/9/22	11/11/22	3
IG-2022-2874	11/7/22	NICOLE WETTSTEIN		7/5/22	Contraband/Drug Violation	\$5,000	11/7/22	1/5/23	60
HP-2022-2875	11/5/22	ATLEE E. BENDER	SB	11/3/22	Riding/Driving Infraction Violation	\$200			
IG-2022-2876	11/7/22	CYNTHIA LOOMIS		7/5/22	Contraband/Drug Violation	\$5,000	11/7/22	1/5/23	60
HP-2022-2877	11/9/22	PER ENGBLOM	SB	11/4/22	Trainer Responsibility	\$500			
HP-2022-2878	11/9/22	RONALD J. BURKE	SB	11/4/22	Trainer Responsibility	\$50			
HP-2022-2879	11/9/22	MICHAEL J. OOSTING	SB	11/5/22	Whip Violation	\$200			
HP-2022-2880	11/9/22	ANETTE K. LORENTZON	SB	11/4/22	Trainer Responsibility	\$500			
IG-2022-2881	11/8/22	EMMANUEL ESQUIVEL	TB	11/3/22	Riding/Driving Infraction Violation	\$0	11/15/22	11/15/22	1
IG-2022-2882	11/9/22	KATHRYN E. ALLEN		11/9/22	Miscellaneous Ruling	\$0			



INDIANA HORSE RACING COMMISSION

Ruling Log

Rulings Issued From 9/21/2022 to 11/21/2022

Ruling Number	Ruling Date	Name	Breed	Violation Date	Violation	Fine	Suspended From	Suspended To	Days Suspended
IG-2022-2883	11/10/22	THOMAS M. AMOSS	TB	6/23/22	Medication/Drug Violation (Equine)	\$3,000	11/13/22	11/19/22	7
IG-2022-2884	11/10/22	LUZ D. MARTINEZ	QH	11/9/22	Whip Violation	\$0	11/16/22	4/26/23	9*
IG-2022-2885	11/10/22	CRISTIAN R. ESQUEDA	QH	11/9/22	Whip Violation	\$500			
IG-2022-2886	11/15/22	GRANTLEY BARRETT		11/14/22	Conduct/Behavior	\$100			
HP-2022-2887	11/16/22	CLAY A. CRAIB	SB	11/10/22	Whip Violation	\$300			
HP-2022-2888	11/16/22	BRANDON L. BATES	SB	11/5/22	Riding/Driving Infraction Violation	\$200			
HP-2022-2889	11/17/22	MELANIE S. WRENN	SB	9/13/22	Trainer Responsibility	\$0	11/14/22	2/12/23	91
HP-2022-2890	11/16/22	MELANIE S. WRENN	SB	10/13/22	Trainer Responsibility	\$1,500			
HP-2022-2891	11/16/22	MELANIE S. WRENN	SB	9/16/22	Trainer Responsibility	\$200			
HP-2022-2892	11/16/22	MELANIE S. WRENN	SB	9/13/22	Medication/Drug Violation (Equine)	\$1,000			
HP-2022-2893	11/19/22	SAMUEL D. WIDGER	SB	11/17/22	Riding/Driving Infraction Violation	\$100			
HP-2022-2894	11/19/22	JASON E. MILLER	SB	11/17/22	Riding/Driving Infraction Violation	\$100			
HP-2022-2895	11/18/22	KEITH A. HOLLENDONNER DVM	SB	9/16/22	Vet Rule Violation	\$300			
IG-2022-2896	11/18/22	ISIDRO I. BANUELOS	QH	11/17/22	Whip Violation	\$500			
IG-2022-2897	11/18/22	JOSE M. RUIZ	QH	11/17/22	Whip Violation	\$0	4/18/23	5/2/23	6*

Agenda Item #13

Deena,

The Indiana Thoroughbred Owners and Breeders Association (ITOBA) is requesting approval of ADW Monies transferred at the next commission meeting in total of \$191,000. We are requesting that \$166,000 be transferred to Horseshoe Indianapolis Open Purse Account, \$100,000 of that is to help fund the new Stake Races that started in 2022 and the other \$66,000 helps fund 2 - \$100,000 Stakes Races (the ITOBA Stallion Service Stakes).

In addition, we are requesting reimbursement of \$15,000 that we are partnering with Horseshoe Indianapolis to help fund "The Road to Louisville" winner and we are asking reimbursement for \$10,000 which is paid out as an owner's award in two different stakes.

If you have any questions or need any more detail please feel free to contact me. I look forward to seeing you at the December 1st Commission Meeting.

Genuinely,

Tom Mosley
President, ITOBA

From: [Tom Mosley](#)
To: [Pitman, Deena](#)
Subject: ITOBA ADW Money Transfer Request
Date: Monday, November 21, 2022 12:56:05 PM
Attachments: [IHRC ADW Money Request.pdf](#)

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Hi Deena,

I am attaching the ITOBA Request for ADW Money. Let me know if you have any questions. Thanks,
Tom

From: [Tom Mosley](#)
To: [Pitman, Deena](#); [Eggiman, Matt](#)
Subject: DECEMBER 1ST IHRC MEETING AGENDA
Date: Friday, November 18, 2022 7:25:12 AM

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Good morning Deena and Matt,

Can you please add ITOBA to the Dec 1 IHRC agenda for ADW Transfer Request. Thank you.

Tom Mosley
765-307-1376

[Sent from Yahoo Mail on Android](#)

Agenda Item #14

TITLE 71 INDIANA HORSE RACING COMMISSION

Emergency Rule LSA Document #22-XXX(E)

DIGEST

Amends 71 IAC 14.5-2-1 regarding Mare registration. Effective upon filing with the publisher.

71 IAC 14.5-2-1

SECTION 1. 71 IAC 14.5-2-1 IS AMENDED:

71 IAC 14.5-2-1 Mare registration

Authority: IC 4-31-3-9

Affected: IC 4-31

Sec. 1. (a) In order to be eligible to register a quarter horse foal as Indiana bred, such foal must be:

- (1) foaled in Indiana and its dam must be registered with the commission;
- (2) registered and have entered Indiana by November 1, 2008, by July 1, 2009, and each year thereafter; and
- (3) remain in Indiana continuously until foaling.

(b) A current copy of the mare's American Quarter Horse Association registration certificate or front and back of the mare's Jockey Club papers along with lease agreements are to be included with the registration.

(c) In the event a mare entered Indiana or is registered with the commission after November 1, 2008, by July 1, 2009, and each year thereafter, the foal (which must be foaled in Indiana) may be eligible to be registered as an Indiana bred. To be eligible, the mare must be:

- (1) bred back to a registered Indiana stallion in the year of foaling for the foal to qualify as an Indiana bred; and
 - (2) the stallion must be registered with the commission in the year the foal was conceived.
- (d) If the mare fails to conceive when bred or is unfit to breed due to health reasons, a veterinarian certificate is required from a licensed veterinarian.

(e) If the mare does not conceive, she must:

- (1) remain open for that breeding season in order for the mare's current foal to be eligible to be registered as an Indiana bred; and
- (2) remain in Indiana for a period of thirty (30) days from the foaling date and the mare and foal must be inspected by a commission representative prior to leaving the state.

(f) The mare may leave the state to participate in:

- (1) stakes;**
- (2) medical care; or**
- (3) an advertised public sale.**

A mare leaving the state for an advertised public sale may be gone for the interval of the sale, but must return to Indiana within fifteen (15) days of her sale. Written documentation of the

sale is required. The director of breed development must be notified in writing within fifteen (15) days of the departure and return of the advertised public sale.

(g) The director of breed development may approve requests for a mare to leave the state for any reason not provided in subsection (f). A request made to the director of breed development must be made in writing and include the following:

- (1) The requested departure date of the mare.
- (2) The reason or reasons that the mare must leave the state.
- (3) The anticipated date of return of the mare to the state.

All written requests shall be made at least fifteen (15) days prior to the requested departure date. Approval is granted at the discretion of the director of breed development, or another commission designee. Conditional approval of a request may be granted subject to any conditions deemed appropriate. The party requesting to leave the state may be required to provide additional information regarding the reason or reasons for the donor mare to leave the state prior to approval of any request. A response will be issued no later than five (5) days prior to the requested departure date. A request is deemed denied if no formal approval is provided prior to the requested departure date.

(h) The commission must be notified in writing and provide proper documentation for any mare and/or foal leaving the state for medical treatment.

(i) Mares in foal must be reregistered every year. *(Indiana Horse Racing Commission; 71 IAC 14.5-2-1; emergency rule filed Nov 15, 2000, 11:40 a.m.: 24 IR 1036; emergency rule filed Aug 23, 2001, 9:58 a.m.: 25 IR 123; readopted filed Oct 30, 2001, 11:50 a.m.: 25 IR 899; readopted filed Mar 23, 2007, 11:31 a.m.: 20070404-IR-071070030RFA; emergency rule filed Jan 24, 2008, 10:58 a.m.: 20080206-IR-071080056ERA, eff Jan 23, 2008 [IC 4-22-2-37.1 establishes the effectiveness of an emergency rule upon filing with the Publisher. LSA Document #08-56(E) was filed with the Publisher January 24, 2008.]; errata filed Feb 18, 2008, 2:03 p.m.: 20080305-IR-071080056ACA; readopted filed Nov 21, 2014, 2:25 p.m.: 20141217-IR-071140403RFA; readopted filed Oct 7, 2020, 2:27 p.m.: 20201104-IR-071200406RFA; emergency rule filed _____)*

Eggiman, Matt

From: Eggiman, Matt
Sent: Tuesday, November 22, 2022 10:01 AM
To:



Cc: Pitman, Deena; Barnes, Jessica; Pennycuff, Dale L; Smith, Eric (HRC); Linkmeyer, Tom
Subject: IHRC Proposed Rule Change
Attachments: DRAFT-LSA Document #22-XXX(E).docx

Good Morning Everyone:

Attached are the proposed rule changes for the December 1 commission meeting. It involves one rule in the Quarter Horse Development Program article of the rules. Any and all comments on the rule changes are certainly welcome, but given the short timeframe, we request any comments be returned by **noon on Tuesday, November 29, 2022**. Please feel free to contact me directly with your comments and any questions.

Sincerely,

Matt

Matthew M. Eggiman
Deputy General Counsel
Indiana Horse Racing Commission
1302 North Meridian Street, Suite 175
Indianapolis, Indiana 46202
Office: (317) 232-0397
Fax: (317) 233-4470
Email: MEggiman1@hrc.in.gov



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Agenda Item #15



2023 PROPOSAL

Approved by the Standardbred Breed Development Advisory Committee on November 10, 2022.

Overall Budget

2023 PROJECTED REVENUE

Breakages & Outs	\$200,000
Gaming Revenue	\$14,086,687
Utilize from Budget Reserves	\$500,000*
TOTAL	\$14,786,687

Promotions/Administrative Expenses	\$400,000
Amount Available for Racing	\$14,386,687

**Balance on 12/31/2023 projected to be approximately \$6.2 million after utilizing \$400,000 from reserves for the 2023 program.*

RACING PROGRAM

	2022 Proposed Budget	2022 Spent to Date/Est. to be Spent	2023 Proposed Budget
Indiana Sires Stakes	\$7,900,000	\$7,838,440	\$7,900,000
Indiana Sired Late Closers	\$400,000	\$376,600	\$400,000
IN Sired Overnight Supplements/Mini Series*	\$3,500,000	\$3,500,000	\$3,500,000
Breeders Awards	\$1,000,000	\$1,000,000	\$1,000,000
Indiana Sired Fair Circuit	\$1,400,000	\$1,331,375	\$1,400,000
Other Races at Fairs	\$86,000	\$86,000	\$86,000
Total	\$14,286,000	\$14,132,415	\$14,286,000

Overview of 2023 Program

Indiana Sires Stakes

Significant changes were made to the structure of the Indiana Sires Stakes program for 2019, and the new structure is serving the program well. We would like to continue with this structure for the 2023 Indiana Sires Stakes Program. The 2023 Indiana Sires Stakes Program will feature:

- Six legs for 2-Year-Olds leading up to a \$250,000 Super Final
 - Eight legs for 3-Year-Olds leading up to a \$250,000 Super Final
 - Super Final Participants finishing 6th through 10th will receive a \$4,000 purse payout each for earning their way into Super Finals
 - \$25,000 consolations for all two and three year old categories
 - Budgeting in \$100,000 for rounding of legs and boosting of purses in legs with 11 starters. Even though the purse amounts are fixed, we are including \$100,000 to account for these occurrences.
- Structure of the Program as Follows:

<p>INDIANA SIRES STAKES 2 YR C/G PACE NOMINATION FEE - \$500</p>	<p>INDIANA SIRES STAKES 2 YR F PACE NOMINATION FEE - \$500</p>
<p>ENTRY FEE</p>	<p>ENTRY FEE</p>
LEG 1	\$500
LEG 2	\$500
LEG 3	\$500
LEG 4	\$500
LEG 5	\$500
LEG 6	\$500
CONSOLATION	\$25,000
SUPER FINAL (top 10 from legs)	\$250,000
<i>*6th - 10th place finisher to receive \$4,000 each</i>	
<p>INDIANA SIRES STAKES 2 YR C/G TROT NOMINATION FEE - \$500</p>	<p>INDIANA SIRES STAKES 2 YR F TROT NOMINATION FEE - \$500</p>
<p>ENTRY FEE</p>	<p>ENTRY FEE</p>
LEG 1	\$500
LEG 2	\$500
LEG 3	\$500

LEG 4	\$500	LEG 4	\$500
LEG 5	\$500	LEG 5	\$500
LEG 6	\$500	LEG 6	\$500
CONSOLATION	\$25,000	CONSOLATION	\$25,000
SUPER FINAL (top 10 from legs)	\$250,000	SUPER FINAL (top 10 from legs)	\$250,000
<i>*6th - 10th place finisher to receive \$4,000 each</i>		<i>*6th - 10th place finisher to receive \$4,000 each</i>	
INDIANA SIRES STAKES 3 YR C/G PACE NOMINATION FEE - \$500		INDIANA SIRES STAKES 3 YR F PACE NOMINATION FEE - \$500	
	ENTRY FEE		ENTRY FEE
LEG 1	\$500	LEG 1	\$500
LEG 2	\$500	LEG 2	\$500
LEG 3	\$500	LEG 3	\$500
LEG 4	\$500	LEG 4	\$500
LEG 5	\$500	LEG 5	\$500
LEG 6	\$500	LEG 6	\$500
LEG 7	\$500	LEG 7	\$500
LEG 8	\$500	LEG 8	\$500
CONSOLATION	\$25,000	CONSOLATION	\$25,000
SUPER FINAL (top 10 from legs)	\$250,000	SUPER FINAL (top 10 from legs)	\$250,000
<i>*6th - 10th place finisher to receive \$4,000 each</i>		<i>*6th - 10th place finisher to receive \$4,000 each</i>	
INDIANA SIRES STAKES 3 YR C/G TROT NOMINATION FEE - \$500		INDIANA SIRES STAKES 3 YR F TROT NOMINATION FEE - \$500	
	ENTRY FEE		ENTRY FEE
LEG 1	\$500	LEG 1	\$500
LEG 2	\$500	LEG 2	\$500
LEG 3	\$500	LEG 3	\$500
LEG 4	\$500	LEG 4	\$500
LEG 5	\$500	LEG 5	\$500
LEG 6	\$500	LEG 6	\$500
LEG 7	\$500	LEG 7	\$500
LEG 8	\$500	LEG 8	\$500
CONSOLATION	\$25,000	CONSOLATION	\$25,000
SUPER FINAL (top 10 from legs)	\$250,000	SUPER FINAL (top 10 from legs)	\$250,000
<i>*6th - 10th place finisher to receive \$4,000 each</i>		<i>*6th - 10th place finisher to receive \$4,000 each</i>	

ESTIMATED PURSE STRUCTURED FOR LEGS					
	<u>1 Division</u>	<u>2 Divisions</u>	<u>3 Divisions</u>	<u>4 Divisions</u>	<u>5 Divisions</u>
2 YR Old Legs					
Estimated	\$128,500	\$66,000	\$45,000	\$34,500	\$28,500
3 YR Old Legs					
Estimated	\$93,500	\$48,500	\$33,500	\$26,000	\$21,500
<i>Average Number of Divisions for 2 Year Olds in 2021 was 2.3</i>					
<i>Average Number of Divisions for 3 Year Olds in 2021 was 1.9</i>					
<i>Purses for legs will change based on the number of nominations and divisions for each category.</i>					

INDIANA SIRES STAKES AGED PACE STALLION/GELDING <i>NOMINATION FEE - \$500</i> ELIMINATION \$20,000 FINAL \$50,000	INDIANA SIRES STAKES AGED PACE MARE <i>NOMINATION FEE - \$500</i> ELIMINATION \$20,000 FINAL \$50,000
INDIANA SIRES STAKES AGED TROT STALLION/GELDING <i>NOMINATION FEE - \$500</i> ELIMINATION \$20,000 FINAL \$50,000	INDIANA SIRES STAKES AGED TROT MARE <i>NOMINATION FEE - \$500</i> ELIMINATION \$20,000 FINAL \$50,000

Funding for the program will be structured as follows:

- Nomination fees will be retained by the Breed Development Fund. Nomination fees will remain at \$500.
- Entry fee for each leg will be \$500.
- There will not be an entry fee required for the Super Final.
- Breed Development will fund the purse, \$250,000 for the Super Final (for top ten horses from Leg Finals) plus the \$4,000 each 6th through 10th place finisher will receive. For a total payout of \$270,000.

- In legs with a field of 11 starters, an additional 6% of the purse will be paid with 3% to the sixth place finisher, 2% to the seventh place finisher, 1% to the eighth place finisher.
- Hoosier Park agrees to write overnight races for Sires Stakes eligible horses to provide additional racing opportunities. These races will run concurrent with the Sires Stakes program. Breed Development will earmark a minimum of \$500,000 from the funds allocated for IS Overnight/Mini Series Budget.

Indiana Sired Fair Circuit

The fair program continues to be an important part of the Indiana program. In reviewing the program for 2023, the overall budgeted amount for the program will remain the same as 2022, but the purse structure for Series 1 and Series 2 has been slightly modified, as well as moving the Governor's Cup Championship (series 1 Final) a week later during the Indiana State Fair.

The structure of the 2023 program is as follows:

- Purses for the Championship Races at the Indiana State Fair will be from \$25,000 and Consolation races will be contested at \$10,000.
- Earnings cap on Series 2 will be NW \$10,000 up to completion of Series 1.
- Pay \$500 to each 6th – 8th place finisher in the Series 1 Championship races
- Series 1 consisting of up to 14 racing programs, plus Championship/Consolation program at Indiana State Fair.
- Addition of Fair Circuit stop at Hoosier Park Racing & Casino to give ISFC Horses an opportunity to compete at the pari-mutuel track.
- Series 2 consisting of up to 5 racing programs plus Championship program at a location to be determined.
- Advisory Board to modify ISFC Conditions to pay only the 1st through 5th finishers in the Consolation Races. For example if a Consolation fills with only two horses, the 1st place finisher will receive 50% of the purse, the 2nd place finisher will receive 25% and the remaining purse money will not be distributed.

Series 1:

- Purses - \$3,800 Division
- Championship - \$25,000
- Consolation - \$10,000

Series 2:

- for NW \$10,000 in 2023 up to and including date to be determined after fair schedule is finalized.
- Purses - \$3,300 Division
- Championship - \$7,000

Other Races At Fairs

ISA Elite – Breed Development will continue to support this event. ISA Elite Races to be funded at \$7,000 per category as follows:

- 2 YR Filly Pace - \$7,000
- 2 YR Filly Trot - \$7,000
- 2 YR Colt Pace - \$7,000
- 2 YR Colt Trot - \$7,000
- 3 YR Filly Pace - \$7,000
- 3 YR Filly Trot - \$7,000
- 3 YR Colt Pace - \$7,000
- 3 YR Colt Trot - \$7,000
- TOTAL \$56,000**

Elkhart County Races – Breed Development will continue to support this event. Elkhart County Races to be funded at \$15,000 each as follows:

- Elkhart Classic - \$15,000
- Maple City Trot - \$15,000
- TOTAL \$30,000**

Breeder's Awards

Continue the current format from 2013, with the addition of claiming races for two and three year olds.

- Total Payout for Breeder's Awards - \$1,000,000
- A horse must win an eligible race to be eligible to the Breeder's Award Pool. The criteria is as follows:
 - Two & Three - Year Olds – ISB (Indiana Sired & Bred) Horses only that win any race at the Pari-Mutuel Track in Indiana or ISFC (Indiana Sired Fair Circuit) Championship Races.
 - Four - Fourteen Year Olds – ISB Horses that win:
 - Final of any Breed Development Indiana Sired Late Closer Event
 - Elimination or Final of the Indiana Sires Stakes
 - Track's Open or Invitational Race
- Awards will be distributed to eligible breeder's based on the percentage of win earnings of the total win earnings available. Please see the example provided below. Note that it includes only a small sample of horses, there will be a much larger number of horses eligible for awards during the race season:

	TOTAL WIN EARNINGS	% OF WIN EARNINGS	BREEDER'S AWD AMOUNT
HORSE A	\$72,000	12.80%	\$128,000
HORSE B	\$200,000	35.56%	\$355,556
HORSE C	\$22,500	4.00%	\$40,000
HORSE D	\$125,000	22.22%	\$222,222
HORSE E	\$15,000	2.67%	\$26,667
HORSE F	\$96,000	17.07%	\$170,667
HORSE G	\$32,000	5.69%	\$56,889
TOTAL	\$562,500	100.00%	\$1,000,000

- Breeder's Awards will be paid on an annual basis, at the completion of the last race meet in Indiana.

Indiana Sired Overnight Supplements/Mini Series

Keep format of this program the same, however total amount available is \$3,500,000.

- Total Payout for Indiana Sired Overnights/Mini Series - \$3,500,000
- Overnight races which fill with all Indiana Sired (or ISB) horses will be boosted by 15%. Purses for boosted races will be rounded. Breed Development Fund to cover rounded amount until cap is reached.
- Hoosier Park will be allocated \$3,500,000 to fund overnight races/mini series which fill with all Indiana Sired horses. Once this allocation is met, the purse account will be responsible for funding any remaining races.
- Hoosier Park agrees to write overnight races for Sires Stakes eligible horses to provide additional racing opportunities. These races will run concurrent with the Sires Stakes program. Breed Development will earmark a minimum of \$500,000 from these funds for this purpose.

Indiana Sired Late Closers

- Total BDF Payout for Indiana Sired Late Closers - \$400,000
- Purse Account contribution to remain at \$4,000 per leg
- The Committee would also like to request the ability to review and add additional late closing series for the end of the racing meet if funds are available.
- Purse Structure Proposed as follow:

PACING SERIES

<i>"The Jerry Landess"</i>	<i>"The Miss Windfall"</i>
Pace - Indiana Sired 3 YR & Up Old C/G NW 1 EXT PM RACE LIFETIME (w/o \$20,000 LT NE) AE: NW 8500 LT through & including 3/15/23	Pace - Indiana Sired 3 YR & UP Old Fillies NW 1 EXT PM RACE LIFETIME (w/o \$20,000 LT NE) AE: NW 8500 LT through & including 3/15/23
1 st Leg \$9,000	1 st Leg \$9,000
2 nd Leg \$9,000	2nd Leg \$9,000
FINAL \$18,000	FINAL \$18,000
NOMINATION FEE \$100	NOMINATION FEE \$100
<i>"The Hal Dale"</i>	<i>"The Go On BB"</i>
Pace - Indiana Sired Stallions & Geldings NW 2 (3 YO 3) Ext PM Races or \$25,000 LT up to & including 3/15/23.	Pace - Indiana Sired Fillies & Mares NW 2 (3 YO 3) Ext PM Races or \$25,000 LT up to & including 3/15/23.
1st Leg \$11,000	1st Leg \$11,000

2nd Leg	\$11,000	2nd Leg	\$11,000
FINAL	\$22,000	FINAL	\$22,000
NOMINATION FEE	\$100	NOMINATION FEE	\$100

TROTting SERIES

<i>"The Cardinal"</i>	<i>"The Mya Tri"</i>
Trot - IN Sired 3 YR & Up Stallions and Geldings NW 1 EXT PM RACE LIFETIME (w/o \$20,000 LT NE) AE: NW 8500 LT through & including 3/15/23	Trot - Indiana Sired 3 YR & Up Old Fillies & Mares NW 1 EXT PM RACE LIFETIME (w/o \$20,000 LT NE) AE: NW 8500 LT through & including 3/15/23
1st Leg \$9,000	1st Leg \$9,000
2nd Leg \$9,000	2nd Leg \$9,000
FINAL \$18,000	FINAL \$18,000
NOMINATION FEE \$100	NOMINATION FEE \$100
<i>"The Expresson"</i>	<i>"The Msnaughtybynature"</i>
Trot - Indiana Sired Stallions & Geldings NW 2 (3 YO 3) Ext PM Races or \$25,000 LT up to & including 3/15/23	Trot - Indiana Sired Fillies & Mares NW 2 (3 YO 3) Ext PM Races or \$25,000 LT up to & including 3/15/23
1st Leg \$11,000	1st Leg \$11,000
2nd Leg \$11,000	2nd Leg \$11,000
FINAL \$22,000	FINAL \$22,000
NOMINATION FEE \$100	NOMINATION FEE \$100



Request to Renew Incentive Program to Attract New Mares to Indiana – 2023 Foaling/Breeding Season and Beyond.

Amended by the Indiana Thoroughbred Breed Development Advisory Committee on _____.

In December of 2019, the Thoroughbred Breed Development Advisory Committee implemented an incentive program to attract new mares to the state of Indiana for foaling purposes. This program provided a cash incentive to any owner who purchased a mare in foal at a public auction, and who then proceeded to register the mare and subsequent foal in the Thoroughbred Breed Development Program. An additional incentive may have been earned if that mare was bred back to a registered Indiana stallion after foaling and went on to produce an IHRC registered foal the following year.

Since the implementation of the program, 33 mares and 26 foals have been registered with \$26,000 in incentives paid.

We are requesting approval to continue the program approved for the 2022 foaling season for 2023 and beyond. The cost to the Thoroughbred Breed Development Program will vary based on the number of participants, but we estimate that it will not exceed \$50,000 for any given year. The proposed program guidelines are as follows:

Mare Incentive Program Guidelines for 2023 Foaling Season & Beyond

The Indiana Thoroughbred Breed Development Program is offering up to \$2,000 in incentives for new mares foaling in the state during 2023 and thereafter.

For Mares In Foal Purchased at Public Auction

To be eligible for the \$1,000 incentive, the buyer must:

- Purchase a mare in foal at a public auction between the dates of July 2022, and March 1, 2023, at a minimum purchase price of \$2,500, and annually thereafter.
- Submit documentation of purchase with Indiana registration.

- Verify that the mare has not been previously registered in the Indiana Thoroughbred Breed Development Program as a foaling mare.
- Submit a mare registration with the Indiana Horse Racing Commission prior to foaling.
- The mare must foal in Indiana, and reside in the state for thirty days after foaling, if applicable.
- Fulfill breed back requirements, if applicable.
- Register foal with the Indiana Horse Racing Commission.

Incentive payment will be issued once the applicable foal has been registered with the program and eligibility is verified.

For an additional \$1,000 incentive, the owner must:

- Breed the purchased mare back to an Indiana Sire registered with the IHRC for the breeding season during foaling.
- Submit a mare application with the Indiana Horse Racing Commission prior to foaling.
- Return the mare to Indiana to foal the following year.
- Comply with all requirements of registration.
- Register foal with the Indiana Horse Racing Commission.

Incentive payments will be issued once the foal is registered with the program and eligibility is verified.

For Open Mares Purchased at Public Auction

To be eligible for the \$1,000 incentive, the buyer must:

- Purchase an open mare at a public auction between the dates of July 1, 2022 and March 1, 2023 at a minimum purchase price of \$2,500 or annually thereafter.
- Submit documentation of purchase with Indiana registration.
- Verify that the mare has not been previously registered in the Indiana Thoroughbred Breed Development Program as a foaling mare.
- Breed the purchased mare to an Indiana Sire registered with the IHRC for the breeding season following the purchase.
- Submit a mare application with the Indiana Horse Racing Commission prior to foaling.
- Return the mare to Indiana to foal the following year.
- Comply with all requirements of registration.

- Register foal with the Indiana Horse Racing Commission.

Incentive payment will be issued once the foal has been registered with the program and eligibility is verified.

For an additional \$1,000 incentive, the owner must:

- Breed the purchased mare back to an Indiana Sire registered with the IHRC for the breeding season.
- Submit a mare application with the Indiana Horse Racing Commission prior to foaling.
- Return the mare to Indiana to foal.
- Comply with all requirements of registration.
- Register foal with the Indiana Horse Racing Commission.

Incentive payments will be issued once the foal is registered with the program and eligibility is verified.

DRAFT

Agenda Item # 16

HARRAH'S HOOSIER PARK 2023 CAPITAL EXPENDITURES

Harrah's Hoosier Park is prepared to spend almost \$3 million in Capital in 2023 between the 15-year Equipment list and the Racing Capital Fund Advisory Committee list to not only maintain the racing facility in a first-class manner but to also continue to make the facility an even better one for horsemen to race at.

We would like to point out that we are requesting many changes to the 15-year Equipment list. That list no longer reflects what is needed and the substitution items that we are asking approval for are all designed to address the needs we foresee for 2023. It should also be noted that we are prepared to spend the same amount of funds that the 15-year list calls for.

The items we would like to substitute for are highlighted in yellow.

Item Description	Estimate
Apron Upgrades	\$100,000
New Roofs for 13 Barns Plus Test Barn	\$2,000,000
New Video Board	\$300,000
Manhole Rebuild at Dorm Parking Lot	\$20,000
30 Additional Cameras for barn Wash Stalls	\$12,000
6 Backside Water Fountains	\$12,500
15 PTAC Units for Dorms (Heating & Cooling)	\$24,000
RFCAC Total	\$2,468,500
Item Description	Estimate
Starting Gate Car	\$99,367
Equine Ambulance	\$33,122
14' Conditioner	\$33,122
14' Conditioner	\$33,122
12' Conditioner	\$27,602
12' Conditioner	\$27,602
Roller (White)	\$33,122
Roller (Yellow)	\$33,122
Box Grader	\$5,520
Landscaping Water Truck	\$165,612
15-Year Capital Equipment Total	\$491,313
Total Minus Substitutions	\$160,091
Substitutions	Estimate
New Conditioner	\$35,000
(2) Aluminum Diamond Drag Harrows	\$25,000
Landscape Water Trailer	\$35,000
Skid Steer Landplaned	\$7,000
Auger Bucket Attachment	\$10,000
(2) John Deere 6110 M Tractors	\$200,000
Barn Water Heaters	\$20,000
Substitution Total	\$332,000
15-Year Capital Equipment Grand Total	\$492,091
Difference from Original Required Spend	+\$778
Capital Expenditures Grand Total	\$2,960,591

EQUIPMENT SUMMARY & PLAN

Hoosier Park - Indiana Grand
Track and Equipment Summary
Revised June 12, 2018

Year	Brand	Model	Description / Use	ID Number	Year Ac'd	Life	Scheduled Replacement	Replace Cost	SCHEDULED REPLACEMENT															
									2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033
									Years Out	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
									Inflation Allowance	2%	2%	2%	2%	2%	2%	2%	2%	2%	2%	2%	2%	2%	2%	2%
									2018															
Hoosier Park - Track / Track Maintenance / Racing Ops																								
Cooper Keeler																								
2002	Int	9720	Dump Truck		2011	10	2018	\$ 100,000																
2019	Int	MV607 58A w/ 1ST Dump	Move Track Material		2018	10	2028	\$ 100,000																
2018	Int	4900	Spread Truck		1997	10	2018	\$ 46,000																
2018	Int	BMS1515 Spreader	Spread Track Material		2018	10	2028	\$ 46,000																
2008	Case	885	Grader		2008	15	2023	\$ 325,000																
2016	Int	7800	58A 6x4 Water Truck		2016	15	2030	\$ 280,000																
2016	Int	7800	58A 6x4 Water Truck		2016	15	2030	\$ 280,000																
2016	Int	7800	58A 6x4 Water Truck		2016	15	2030	\$ 280,000																
1997	Caterpillar	938G Wheel Loader	Replace w/ JD 524 loader		2014	15	2019	\$ 135,000																
2013	Chevrolet	Avalanche	Primary Starting Gate		2014	10	2023	\$ 90,000																
1997		Equine Ambulance			2014	15	2023	\$ 30,000																
Tractors																								
2017	John Deere	6110M	Replace with 6155S		2017	7	2025	\$ 95,000																
2017	John Deere	6110M			2017	7	2025	\$ 95,000																
2017	John Deere	6110M			2017	7	2025	\$ 95,000																
2017	John Deere	6110M			2017	7	2025	\$ 95,000																
2017	John Deere	6110M			2017	7	2025	\$ 95,000																
Conditioners																								
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
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2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																
2016	L & M	INC 16	14' Conditioner		2011	10	2023	\$ 30,000																

EQUIPMENT SUMMARY & PLAN

Inflation Allowance 2018

SCHEDULED REPLACEMENT

Year	Brand	Model	Description / Use	ID Number	Year Acq'd	Life	Scheduled Replacement	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033
Frontside Operations																							
Hoosier Park-Joe Noel																							
Vehicles																							
2008	Isuzu	Old Shuttle - Seats Rem	Catering		2012	10	Eliminate																
2007	Isuzu	NRI HD	Receiving Box Truck		2016	10	2019	\$ 100,000															
2000	Chevrolet	C1500	Frontside Trash Truck		2012	7	2019	\$ 40,000	\$ 40,800														
2008	Ford	F150	Electrician		2008	7	2019	\$ 40,000	\$ 40,800														
2017	Ford	F250	Trash Pickup		2018	7	2019	\$ 40,000	\$ 40,800														
2017	Ford	F150	Frontside Maintenance		2018	7	2024	\$ 40,000	\$ 45,046														
2016	Glaval	Ford E350 Chassis	Shuttle Bus		2016	6	2020	\$ 90,000	\$ 99,696														
2016	Glaval	Ford E350 Chassis	Shuttle Bus		2016	6	2020	\$ 90,000	\$ 99,696														
2016	Glaval	Ford E350 Chassis	Shuttle Bus		2016	6	2020	\$ 90,000	\$ 99,696														
2016	Glaval	Ford E350 Chassis	Shuttle Bus		2016	6	2020	\$ 90,000	\$ 99,696														
2016	Ford	Explorer Interceptor	Security		2016	5	2021	\$ 40,000	\$ 42,448														
2016	Ford	Explorer Interceptor	Security		2016	5	2021	\$ 40,000	\$ 42,448														
2016	Ford	Explorer Interceptor	Security		2016	5	2021	\$ 40,000	\$ 42,448														
2015	Chevrolet	City Express	New Haven - Delivery Van		2016	8	2024	\$ 30,000															
2017	John Deere	P135 Gator TS M716	Frontside Landscaping		2017	5	2022	\$ 8,500															
2017	John Deere	P135 Gator TS M716	Frontside Landscaping		2017	5	2022	\$ 8,500															
2017	John Deere	P135 Gator TS M716	Frontside Cleanup w/ Cart		2017	5	2022	\$ 8,500															
2016	John Deere	825J 4-Seater Gator	FS & BS Maintenance		2018	5	2022	\$ 15,000															
2016	John Deere	825J 2-Seater w/ Cab Blade	Show & General Maint		2018	5	2022	\$ 20,000															
Landscaping																							
2002	John Deere	4800	Landscape Watering Truck		2015	10	2023	\$ 150,000															
2017	Ford	F350 w/ Dump Bed	Landscape Dump Truck		2017	10	2027	\$ 110,000															
2018	John Deere	5590 Loader tractor	Landscaping		2018	10	2028	\$ 81,000															
Sub-Total - Hoosier Park \$ 446,000 \$ 999,200 \$ 458,296 \$ 212,242 \$ 286,303 \$ 491,316 \$ 799,575 \$ 748,369 \$ 562,397 \$ 477,439 \$ 486,400 \$ 211,995 \$ 1,255,539 \$ 949,507 \$ 975,735 \$ 1,067,274																							

EQUIPMENT SUMMARY & PLAN

Inflation Allowance

SCHEDULED REPLACEMENT

Year	Brand	Model	Description / Use	ID Number	Year Ac'd	Life	Scheduled Replacement	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033
2018	Int'l	MAG50 504 w/45 Dump	Move Track Material	Expect October Delivery	2018	10	2028	\$ 100,000															
2018	Redhawk	524 Tractor-Spreader	Spread Track Material	Expect Line Delivery	2018	12	2033	\$ 31,000															
2018	John Deere	524 Loader	524 Loader w/ 59 Bucket	Received	2018	20	2038	\$ 185,000															
2018	John Deere	524 Loader	Motor Grader	Received	2018	15	2033	\$ 325,000															
2014	Eiy	Backup H Ambulance			2014	15	2029																
2016	Int'l	7600	S&A 6x4 Water-Truck	3HTGSSN176GNR44380	2016	15	2030																
2016	Int'l	7600	S&A 6x4 Water-Truck	3HTGSSN176GNR44381	2016	15	2030																
2016	Int'l	7600	S&A 6x4 Water-Truck	3HTGSSN176GNR44382	2016	15	2030																
2016	Int'l	4000 Semi-Truck	Pullie Starting Gate	LHSWKAANR81252525	2014	20	2019																
2016	John Deere	6155M	Pullie Backup H Ambulance	1106155MVG18R49110	2016	7	2025																
2016	John Deere	6155M	Track Operations	1106155MVG18R49222	2016	7	2025																
2016	John Deere	6155M	Track Operations	1106155MVG18R48949	2016	7	2025																
2016	John Deere	6155M	Track Operations	1106155MVG18R48949	2016	7	2025																
2016	John Deere	6155M	Track Operations	1106155MVG18R49362	2016	7	2025																
2016	John Deere	6155M	Track Operations	1106155MVG18R48988	2016	7	2025																
2016	John Deere	4052H Tractor	Turf Course Tractor	11V4052HMH210472	2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
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2016	John Deere	880 Aerator			2016	10	2029																
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2016	John Deere	880 Aerator			2016	10	2029																
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2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator			2016	10	2029																
2016	John Deere	880 Aerator		</																			

EQUIPMENT SUMMARY & PLAN

Inflation Allowance

SCHEDULED REPLACEMENT

Year	Brand	Model	Description / Use	ID Number	Year Ac'd	Life	Scheduled Replacement	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033
Indiana Grand - Backhoe Maintenance & Operations																							
Terrell Gabbard																							
Pickup Trucks																							
2014	Dodge	RAM 2500HD	Pull H Trailer, Silt & Misc	3C7R51T2E6187003	2014	10	2024	\$ 40,000	\$ 40,800	\$ 41,600	\$ 42,400	\$ 43,200	\$ 44,000	\$ 44,800	\$ 45,600	\$ 46,400	\$ 47,200	\$ 48,000	\$ 48,800	\$ 49,600	\$ 50,400	\$ 51,200	\$ 52,000
2011	Chevrolet	SILVERADO 2500HD	Backhoe Maint	1G64K2C18R105474	2011	10	2021	\$ 40,000	\$ 40,800	\$ 41,600	\$ 42,400	\$ 43,200	\$ 44,000	\$ 44,800	\$ 45,600	\$ 46,400	\$ 47,200	\$ 48,000	\$ 48,800	\$ 49,600	\$ 50,400	\$ 51,200	\$ 52,000
2003	Chevrolet	15 Passenger Van	Starling Gate Crew	1G4HJ5U3X3141161	2003	10	2013	\$ 50,000	\$ 51,000	\$ 52,000	\$ 53,000	\$ 54,000	\$ 55,000	\$ 56,000	\$ 57,000	\$ 58,000	\$ 59,000	\$ 60,000	\$ 61,000	\$ 62,000	\$ 63,000	\$ 64,000	\$ 65,000
2014	Ford	F250	Pull Primary H Ambulance	1F7TW2B68EAD03664	2014	10	2024	\$ 40,000	\$ 40,800	\$ 41,600	\$ 42,400	\$ 43,200	\$ 44,000	\$ 44,800	\$ 45,600	\$ 46,400	\$ 47,200	\$ 48,000	\$ 48,800	\$ 49,600	\$ 50,400	\$ 51,200	\$ 52,000
2017	Ford	F250	Roy - Crew Cab	1A99	2017	7	2024	\$ 50,000	\$ 51,000	\$ 52,000	\$ 53,000	\$ 54,000	\$ 55,000	\$ 56,000	\$ 57,000	\$ 58,000	\$ 59,000	\$ 60,000	\$ 61,000	\$ 62,000	\$ 63,000	\$ 64,000	\$ 65,000
2017	Ford	F250	Terrill - Crew Cab	5669	2017	7	2024	\$ 50,000	\$ 51,000	\$ 52,000	\$ 53,000	\$ 54,000	\$ 55,000	\$ 56,000	\$ 57,000	\$ 58,000	\$ 59,000	\$ 60,000	\$ 61,000	\$ 62,000	\$ 63,000	\$ 64,000	\$ 65,000
2017	Ford	F250	BS & Snow - Crew Cab	5746	2017	7	2024	\$ 50,000	\$ 51,000	\$ 52,000	\$ 53,000	\$ 54,000	\$ 55,000	\$ 56,000	\$ 57,000	\$ 58,000	\$ 59,000	\$ 60,000	\$ 61,000	\$ 62,000	\$ 63,000	\$ 64,000	\$ 65,000
2017	Ford	F250	Backhoe & Snow	7296	2017	7	2024	\$ 40,000	\$ 40,800	\$ 41,600	\$ 42,400	\$ 43,200	\$ 44,000	\$ 44,800	\$ 45,600	\$ 46,400	\$ 47,200	\$ 48,000	\$ 48,800	\$ 49,600	\$ 50,400	\$ 51,200	\$ 52,000
2017	Ford	F250	Vet	5916	2017	7	2024	\$ 40,000	\$ 40,800	\$ 41,600	\$ 42,400	\$ 43,200	\$ 44,000	\$ 44,800	\$ 45,600	\$ 46,400	\$ 47,200	\$ 48,000	\$ 48,800	\$ 49,600	\$ 50,400	\$ 51,200	\$ 52,000
2017	Ford	F250	Landscaping	4595	2017	7	2024	\$ 40,000	\$ 40,800	\$ 41,600	\$ 42,400	\$ 43,200	\$ 44,000	\$ 44,800	\$ 45,600	\$ 46,400	\$ 47,200	\$ 48,000	\$ 48,800	\$ 49,600	\$ 50,400	\$ 51,200	\$ 52,000
2017	Ford	F250	Landscaping	0740	2017	7	2024	\$ 40,000	\$ 40,800	\$ 41,600	\$ 42,400	\$ 43,200	\$ 44,000	\$ 44,800	\$ 45,600	\$ 46,400	\$ 47,200	\$ 48,000	\$ 48,800	\$ 49,600	\$ 50,400	\$ 51,200	\$ 52,000
2017	Ford	F250	Landscaping	1829	2017	7	2024	\$ 40,000	\$ 40,800	\$ 41,600	\$ 42,400	\$ 43,200	\$ 44,000	\$ 44,800	\$ 45,600	\$ 46,400	\$ 47,200	\$ 48,000	\$ 48,800	\$ 49,600	\$ 50,400	\$ 51,200	\$ 52,000
Gators																							
2016	John Deere	P115 Gator TS M115	Track Maintenance	1M0KX2S1G6M11075	2016	5	2022	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500
2016	John Deere	P115 Gator TS M115	Track Maintenance	1M0KX2S1G6M11067	2016	5	2022	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500
2016	John Deere	P115 Gator TS M115	Backhoe Maintenance	1M0KX2S1G6M11086	2016	5	2022	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500
2016	John Deere	P115 Gator TS M115	Backhoe Maintenance	1M0KX2S1G6M11082	2016	5	2022	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500
2016	John Deere	P115 Gator TS M115	Frontside Maintenance	1M0KX2S1G6M11000	2016	5	2022	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500
2016	John Deere	P115 Gator TS M115	Padlock	1M0KX2S1G6M11090	2016	5	2022	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500
2016	John Deere	P115 Gator TS M115	Backhoe Security	1M0KX2S1G6M11088	2016	5	2022	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500
2016	John Deere	P115 Gator TS M115	Backhoe Security	1M0KX2S1G6M11084	2016	5	2022	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500
2016	John Deere	P115 Gator TS M115	Backhoe Security	1M0KX2S1G6M11082	2016	5	2022	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500
2016	John Deere	P115 Gator TS M115	Backhoe Security	1M0KX2S1G6M11081	2016	5	2022	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500
2016	John Deere	P115 Gator TS M115	Backhoe Security	1M0KX2S1G6M11084	2016	5	2022	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500	\$ 8,500
2016	John Deere	P115 Gator TS M115	White Snow Blade & Cab	1M0KX2S1G6M11084	2016	5	2022	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000
2016	John Deere	P115 Gator TS M115	Backhoe Security	1M0KX2S1G6M11086	2016	5	2022	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000
2016	John Deere	P115 Gator TS M115	Backhoe Security	1M0KX2S1G6M11046	2016	5	2022	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000
Equipment																							
New John Deere 304L w/ forks																							
Received																							
2016	Caterpillar	908	loader	Replaces with JD 304L	2016	15	2019	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000
2016	John Deere	S100 Tractor	Replaces with JD 304L	11V510904G050914	2016	15	2019	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000
2016	John Deere	H260 Backhoe For S100	Attachment	1P0H2600G0010465	2016	15	2019	\$ 10,000	\$ 10,200	\$ 10,400	\$ 10,600	\$ 10,800	\$ 11,000	\$ 11,200	\$ 11,400	\$ 11,600	\$ 11,800	\$ 12,000	\$ 12,200	\$ 12,400	\$ 12,600	\$ 12,800	\$ 13,000
2018 John Deere 305 S440 Steer																							
Received																							
2018	John Deere	Horn T Triller	Expected July	2018	10	2028	\$ 22,000	\$ 22,000	\$ 22,000	\$ 22,000	\$ 22,000	\$ 22,000	\$ 22,000	\$ 22,000	\$ 22,000	\$ 22,000	\$ 22,000	\$ 22,000	\$ 22,000	\$ 22,000	\$ 22,000	\$ 22,000	\$ 22,000
2015	Landa	Post Hole Triller		2015	5	2020	\$ 5,000	\$ 5,000	\$ 5,000	\$ 5,000	\$ 5,000	\$ 5,000	\$ 5,000	\$ 5,000	\$ 5,000	\$ 5,000	\$ 5,000	\$ 5,000	\$ 5,000	\$ 5,000	\$ 5,000	\$ 5,000	\$ 5,000
2015	Miller	Welder / Generator		2015	10	2021	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000
2015	John Deere	Auger		2015	20	2028	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000
Snow Management																							
Above 2018 John Deere S24 Leader																							
524 Leader w/ 29y bucket																							
2018																							
Received																							
2018	John Deere	S24 Leader	524 Leader w/ 29y bucket	2018	10	2023	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000
Above New John Deere 304L w/ forks																							
304L w/ forks																							
Move Manure Blts																							
2018																							
Received																							
2018	John Deere	304L w/ forks	Move Manure Blts	2018	10	2023	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000
Above Caterpillar 508																							
508																							
Leader																							
2018																							
Received																							
2018	John Deere	Medium Push Box	Replace with JD 304L	2018	10	2023	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000
Above 2016 John Deere S100 Tractor																							
S100 Tractor																							
Replace with JD 304L																							
2016																							
Received																							
2016	John Deere	Medium Push Box	Replace with JD 304L	2016	10	2020	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,000
Above 2017 Ford F250																							
F250																							
Medium Push Box																							
2017																							
Received																							
2017	Ford	Medium Push Box	Medium Push Box	2017	10	2023	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000
Above 2017 Ford F250																							
F250																							
BS & Snow - Crew Cab																							
2017																							

EQUIPMENT SUMMARY & PLAN

Inflation Allowance

2018

Scheduled Replacement

Replace Cost

SCHEDULED REPLACEMENT

Years Out	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15								
	2%	2%	2%	2%	2%	2%	2%	2%	2%	2%	2%	2%	2%	2%	2%								
2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033								
Frontside Operations																							
Glendel Cobel																							
Vehicles																							
?	?	?	Receiving Box Truck		10	2019	\$ 100,000																
2015	Dodge	Ram	Facilities Pickup Truck		7	2019	\$ 50,000																
2015	Ford	F250	Facilities Pickup Truck	1FT7X2B66FEB76411	7	2019	\$ 50,000																
2014			Shuttle Bus	Dispose at Auction	6	2020	\$ 90,000								\$ 121,128								
2014			Shuttle Bus	Dispose at Auction	6	2020	\$ 90,000								\$ 121,128								
2015			Shuttle Bus	7	6	2020	\$ 90,000								\$ 121,128								
2015			Shuttle Bus	8	6	2020	\$ 90,000								\$ 121,128								
2017			Shuttle Bus	9	6	2020	\$ 90,000								\$ 121,128								
2017			Shuttle Bus	10	6	2020	\$ 90,000								\$ 121,128								
2017			Shuttle Bus	11	6	2020	\$ 90,000								\$ 121,128								
2017			Shuttle Bus	12	6	2020	\$ 90,000								\$ 121,128								
2018	Ford	Explorer Interceptor	Frontside Security		5	2018	\$ 40,000																
2016	Ford	Explorer Interceptor	Frontside Security	1FM5K8AR5GGD04501	5	2021	\$ 40,000																
2008	Ford	F150	Change to Ford Explorer	1FTPW14V228F834123	5	2019	\$ 40,000																
Gators																							
2016	John Deere	Gator TS	Rose - Trash Cleanup		5	2022	\$ 8,500																
New	John Deere	Gator TS	Frontside Maintenance	June Delivery	5	2022	\$ 8,500																
Equipment																							
2018		Custom	Garage Press Wash Trailer		10	2028	\$ 30,000																
							Sub-Teal - Indiana Grand	\$ 531,500	\$ 1,116,900	\$ 971,794	\$ 137,957	\$ 173,730	\$ 813,708	\$ 698,221	\$ 702,996	\$ 984,194	\$ 191,812	\$ 213,324	\$ 491,133	\$ 1,128,735	\$ 1,047,821	\$ 963,879	\$ 1,960,930
							TOTAL HOOSIER PARK AND INDIANA GRAND	\$ 977,500	\$ 2,116,100	\$ 1,430,030	\$ 350,199	\$ 460,034	\$ 1,305,024	\$ 1,497,796	\$ 1,451,364	\$ 1,546,590	\$ 669,252	\$ 649,724	\$ 703,128	\$ 2,384,295	\$ 1,997,329	\$ 1,939,634	\$ 3,028,204
								2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033
								1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16

Pitman, Deena

From: Rick Moore <RMoore9@caesars.com>
Sent: Monday, November 21, 2022 7:18 PM
To: Pitman, Deena; Eric Halstrom; Joseph Morris
Subject: RE: Racetrack equipment list replacement schedules

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Deena,

The original 15-year equipment list, the proposed substitution items, along with the 2023 Capital Expenditure narrative can be found on page 19 of the 2023 Racing Operational Plan.

Please let me know if you need anything else that I might be able to provide.

Respectfully,

Rick



Rick Moore | *VP & General Manager of Racing*
O 765-609-4831
4500 Dan Patch Circle | Anderson, Indiana 46013

From: Rick Moore
Sent: Monday, November 21, 2022 7:03 PM
To: Pitman, Deena <dpitman@hrc.IN.gov>; Eric Halstrom <EHalstrom@caesars.com>
Subject: RE: Racetrack equipment list replacement schedules

Deena,

I have many substitution items that I included in the Capital section of the 2023 Racing Operational Plan. Would you like me to send you a separate email that shows the original 2023 replacement list as well as the “requested for approval” substitution items?

I was planning on letting the Commission know of the substitution items during my part of the Operational Plan presentation.

Rick

Agenda Item #17

CAPITAL ITEMS AGREED TO BY RCFAC COMMITTEE

Horseshoe Indianapolis

2023

1. Turf rail and geo locate (approved 2022)	\$150,000
2. 13 four arm walkers	\$ 85,000
3. Footing material for EuroSizer	\$ 20,000
4. Surveillance cameras backstretch	\$ 30,000
5. Sand for drainage turf course	\$ 20,000
6. Apron Project	\$650,000
7. Exhaust fans barn 7	
8. Ceiling insulation barn 7	
9. Drainage between between barn 7 and 8	

Total \$955,000

2024

1. Video Board	\$350,000
2. Surveillance cameras backstretch	\$ 30,000
3. Footing material EuroSizer	\$ 20,000
4. Graphics for stretch	

Items Tabled for future consideration

1. Surveillance cameras for all barns
2. Building/trailer for practicing vets
3. Chapel

Capital Items Agreed to by RCFAC Committee

2023

1. Apron Upgrades	\$100,000
2. New Roofs for 13 Barns plus Test Barn	\$2,000,000
3. New Video Board	\$300,000
4. Manhole Rebuild at Dorm Parking Lot	\$20,000
5. 30 Additional Cameras for Wash Stalls	\$12,000
6. 6 Backside Water Fountains	\$12,500
7. 15 PTAC Units for Dorms (Heating & Cooling)	\$24,000
Total	\$2,468,500

2024

1. New Switcher for A/V Room	\$255,000
Total	\$255,000

Items Tabled for future consideration

1. Fountain Replacements	\$170,000
2. Grooms Lounge Shelter House & Basketball Court	\$25,000

Agenda Item #18

(No attachments/oral presentation)

Agenda Item #19

(No attachments/oral presentation)