

# OKLAHOMA HORSE RACING COMMISSION

KEITH SANDERS, CHAIR

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BRIAN BURGET, MEMBER

CLINT O. BROOKOVER, MEMBER

SUZANNE GILBERT, MEMBER

G.R. CARTER, MEMBER

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## **AMENDED AGENDA**

Regularly Scheduled Meeting  
Thursday, October 19, 2023, 9:30 a.m.

### **Meeting Location:**

One Remington Place - Eclipse Room  
Oklahoma City, Oklahoma 73111

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### **Address of the:**

OKLAHOMA HORSE RACING COMMISSION  
2800 N. LINCOLN BLVD., SUITE 101  
OKLAHOMA CITY, OKLAHOMA 73105  
(Located in Department of Agriculture, Food and Forestry Building)  
TELEPHONE: (405) 943-6472; FAX: (405) 943-6474 WEBSITE:  
WWW.OHRC.OK.GOV

AGENDA POSTED IN ACCORDANCE WITH THE OKLAHOMA OPEN MEETING ACT

All citizens who attend public meetings of the Commission who need special accommodations, i.e., Sign Language Interpreter, amplification device, large print materials, Braille materials, audio cassette materials, readers or other special accommodations must notify the Commission by the deadline date and time for acceptance of agenda requests.

**CALL TO ORDER..... Mr. Sanders, Chair**

**ROLL CALL..... Mr. Sanders, Chair**

**BUSINESS..... Mr. Sanders, Chair**

**A. MINUTES**

- 1. The drafted Minutes of the **August 24, 2023, Regularly Scheduled** Commission Meeting will be considered for approval.

**THE FOLLOWING MATTERS ARE PRESENTED FOR CONSIDERATION AND ACTION, IF ANY, DEEMED APPROPRIATE BY THE COMMISSION.**

**B. PRELIMINARY CONSIDERATION OF CY 2024 RACING AND GAMING APPLICATIONS**

At the August 24, 2023 meeting, representatives for Remington Park, Will Rogers Downs and Fair Meadows at Tulsa presented their renewal applications for CY 2024 racing and gaming licenses. Commissioners and Commission Staff asked questions. The Commission then took preliminary action to award CY 2024 racing and gaming licenses to Remington Park, Will Rogers Downs and Fair Meadows at Tulsa pending the receipt of Security Plans and directed Commission Staff to draft license Orders for continued deliberations for the next Commission meeting.

The Commission has received all security plans from each track and the Director of Law Enforcement has reviewed and approved.

**Current Consideration**

- Remington Park Drafted Renewal Conditional Organizational License Order 2023-OHRC-0012
- Remington Park Drafted Renewal Racetrack Gaming License Order 2023-OHRC-0013
- Fully executed Horsemen’s Agreement – TRAO
- Fully executed Horsemen’s Agreement – OQHRA

- Will Rogers Downs Drafted Renewal Conditional Organization License Order 2023-OHRC-0014
- Will Rogers Downs Drafted Renewal Racetrack Gaming Operator License Order 2023-OHRC-0015
- Fully executed Horsemen's Agreement – TRAO
- Fully executed Horsemen's Agreement – OQHRA
- Fair Meadows of Tulsa Drafted Renewal Conditional Organization License Order 2023-OHRC-0016
- Fair Meadows of Tulsa Drafted Renewal Recipient Racetrack Gaming License Order 2023-OHRC-0017
- Fully executed Horsemen's Agreement – TRAO
- Fully executed Horsemen's Agreement – OQHRA
- Drafted Allotted Live Race dates for CY 2024

The drafted Racing and Gaming License Orders have been distributed to the Commissioners.

The drafted race dates have been distributed to the commissioners.

**Possible Executive Session for Deliberations in Individual Proceedings Regarding Racetrack Applications for Racing and the Companion Gaming Licenses**

Pursuant to 75 O.S. § 312, 25 O.S. § 307(B)(8) and 311 (B)(1), an Executive Session is proposed for deliberations in individual proceedings regarding CY 2024 organization license [racing] and the companion gaming applications from Remington Park, Will Rogers Downs and Fair Meadows at Tulsa (Tulsa County Public Facilities Authority).

1. Motion and Vote to Go into Executive Session for the Purpose Stated Above
2. Motion and Vote to Reconvene in Open Session

**Possible Action:**

Possible actions may include but is not limited to: taking final action to approve the drafted CY 2024 racing and gaming license orders and allot CY 2024 live race dates; adopting amended orders or race dates; or continue to a future commission meeting or taking no action.

**C. REMINGTON PARK REQUEST TO AMEND CY 2024 LIVE RACEDAYS FOR THE THOROUGHBRED RACE MEET**

Mr. Matt Vance, Executive Vice President of Racing at Remington Park, requests Commission approval to modify the dates of the CY 2023 Remington Park Spring Quarter Horse, Paint, and Appaloosa Race Meet.

Per the amended exhibit B2aQH, the request is to amend the application to reflect a starting date of Friday, March 7, 2024, and running 50 days concluding Saturday, June 1, 2024.

**Possible Action:**

Possible action may include but is not limited to: taking no action, approving the request, amending the request, or continuing the matter.

**D. PETITION FOR APPEAL FILED ON BEHALF OF FELIPE MARTINEZ-MORLES (OWNER/TRAINER).**

On June 27, 2023, the Commission received a Petition for Appeal for Order 20-RP-038C issued by the Board of Stewards at Remington Park, dated June 27, 2023. The Commission received the Petitioners brief filed on July 24, 2023. The Commission received the Response Brief filed on August 10, 2023

The Board of Stewards found Mr. Martinez-Morles to be in violation of OAC 325:45-1-4 Substance Violations; and OAC 325:35-1-5(a) and 325:45-1-11(a) Trainer Responsibility, for the presence of Clenbuterol, a prohibited substance, in the Quarter Horse "FAST EDDIE M", following the race held at Remington Park on Sunday, May 3, 2020.

The Board of Stewards fined Mr. Martinez-Morles ten thousand dollars (\$10,000.00) and suspended his Owner/Trainer license for three hundred sixty-five (365) days, less time served of 22 days. The suspension runs from Monday, June 26, 2023 through Sunday, June 2, 2024.

The Stewards further ordered that the Quarter Horse "FAST EDDIE M" be disqualified from second (2<sup>nd</sup>) Place and shall remain unplaced in the Sixth (6<sup>th</sup>) Race at Remington Park on Sunday, May 3, 2020.

**Current Consideration**

The Hearing before the Commission will be conducted pursuant to the authority and jurisdiction of the Oklahoma Administrative Procedures Act, Title 75, § 301 et seq., the Oklahoma Horse Racing Act, Title 3A O.S. § 200 et seq., OAC 325 (OHRC Rules of Racing), OAC 325:70-1-22, Grounds for Appeal from Decision of the Stewards, and OAC 325:70-1-24, Appeal Hearing Procedure.

The procedure for the Hearing before the Commission is set as follows:

1. The appellant, Mr. Martinez- Morles, and the Appellee are entitled to be present and to present arguments.
2. All parties are subject to questioning by Commissioners, Commission Staff and Commission Counsel.

**Possible Executive Session**

Pursuant to 25 O.S. § 307 (B)(8) and 311 (B)(1), an Executive Session may be proposed for the purpose of deliberations in an individual proceeding regarding Mr. Martinez-Morles Appeal of Stewards’ Order 20-RP-038C.

1. Motion and Vote to Go into Executive Session for the Purpose Stated Above
2. Motion and Vote to Reconvene in Open Session

**Possible Action:**

Possible action may include, but is not limited to: take no action; take preliminary action on the matter; or continue the matter(s).

**E. ANY MATTER NOT KNOWN ABOUT OR WOULD NOT HAVE BEEN REASONABLY FORSEEN PRIOR TO POSTING THE AGENDA 25 O.S. § 311 (A) (10)**

**F. ANNOUNCEMENTS**

**11/02/2023-** Agenda Topic deadline for the November Commission Meeting

**11/10/2023-** Veteran’s Day Holiday

**11/17/2023-** Regularly scheduled Commission Meeting

**11/23/2023- 11/24/2023-** Thanksgiving Holiday

**ADJOURNMENT..... Mr. Sanders, Chair**