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Kathleen McNally Member

Courtney Gregg Member

Robert Fuser Member

Dr. John Chancey Executive Director

> Robert Duvall Director of Law Enforcement

Oklahoma Horse Racing Commission 2800 N. Lincoln Blvd. Suite 101 Oklahoma City, OK 73105

Regular Meeting
Thursday, May 15, 2025
9:30 a.m.
Remington Park
Eclipse Room
One Remington Place
Oklahoma City, Oklahoma 73111

AGENDA

A. Call to Order

B. Roll Call and announcement of quorum

C.INTRODUCTION OF COMMISSIONER JAMES FUSER (AFTON)

D. DISCUSSION AND POSSIBLE ACTION REGARDING THE MINUTES OF MARCH 20, 2025, REGULAR MEETING AND APRIL 24, 2025 SPECIAL MEETING.

Consideration:

The Commission will consider the minutes for approval

E. EXECUTIVE DIRECTOR REPORT

F. DISCUSSION AND POSSIBLE ACTION REGARDING THE PROPOSED ORGANIZATION CHART

Consideration:

The Commission will consider the approval of the proposed organizational chart submitted by the Executive Director.

Possible Action:

Possible action may include but is not limited to: taking no action, approving the organizational chart as proposed, amending the proposed organizational chart, denying the organizational chart, or continuing the matter.

G. LABORATORY RFP LETTER OF RECOMMENDATION FROM THE COMMISSION

Consideration:

The Commission will consider the recommendation of approval request for one of two laboratories that submitted an RFP (request for proposal). The Office of Management and Enterprise Services has requested a letter of recommendation

Possible Action:

Possible action may include but is not limited to: taking no action; approving a

letter of recommendation to OMES for a laboratory to conduct horse sample testing.

H. DISCUSSION AND POSSIBLE ACTION REGARDING REMINGTON PARK'S REQUEST TO MODIFY THE 2025 THOROUGHBRED RACE MEETING DAYS.

Consideration:

The Commission will consider Remington Park's request to change the race dates for the Fall 2025 Thoroughbred meet at Remington Park.

Possible Action:

Possible action may include but is not limited to: taking no action; approving the race day modification as proposed; amending the race day modifications and approving, denying the proposal, or continuing the matter.

I. DISCUSSION AND POSSIBLE ACTION TO CONVENE IN EXECUTIVE SESSION, PURSUANT TO TITLE 25 O.S. § 307(B)(4), FOR THE PURPOSE OF HAVING CONFIDENTIAL COMMUNICATIONS BETWEEN THE COMMISSION AND ITS COUNSEL PERTAINING TO EEOC CHARGE NOS. 564-2025-00104; 564-2025-00741; AND 564-2025-00765, WHERE COUNSEL HAS DETERMINED THAT DISCLOSURE OF INFORMATION RELATED TO THE CLAIM(S) OR ACTION(S) WILL SERIOUSLY IMPAIR THE ABILITY OF THE COMMISSION TO PROCESS OR CONDUCT LITIGATION IN THIS MATTER.

Possible Action:

Vote to enter Executive Session

Exit Executive Session and vote to re-enter Open Session

Discussion and possible action regarding matters discussed in Executive Session

J. DISCUSSION AND POSSIBLE ACTION REGARDING THE PROPOSED FINAL ORDER IN OHRC V. LUCIO ESPIRITU CASE NO. 2024-OHRC-013 CONCERING A SUBSTANCE VIOLATION.

Consideration:

The Commission will consider whether to approve the proposed final order. At the February 20, 2025 Commission meeting this matter was accepted on referral from the Board of Stewards at Remington Park and assigned to a Hearing Examiner. The matter was tried. Pursuant to 325:70-1-25 the Hearing Examiner has drafted a proposed final order for the Commission to consider that finds a substance violation and imposes a fine and suspension of license.

- A. Pursuant to 25 O.S. § 307 (B)(8) and 311 (B)(1), an Executive Session may be proposed for the purpose of deliberations regarding an individual proceeding and the proposed final order.
 - i. Motion and vote to go into Executive Session for the purpose stated above.
 - ii. Motion and vote to reconvene in open session.
- B. Possible action may include but is not limited to: discussion; taking no action; approving the final order as proposed; approving the final order as modified; denying the final order and continuing the matter.
- K. DISCUSSION AND POSSIBLE ACTION REGARDING THE PROPOSED FINAL ORDER IN OHRC
 v. EDDIE DWAYNE WILLIS AND COOPER DWAYNE WILLIS CASE NO. 2024-OHRC-014
 CONCERNING A VIOLATION OF THE RULE AGAINST FIGHTING.

Consideration:

The Commission will consider whether to approve the proposed final order. At the November 14, 2024 Commission meeting this matter was accepted on referral from

the Board of Stewards at Remington Park and assigned to a Hearing Examiner. The matter was tried. Pursuant to 325:70-1-25 the Hearing Examiner, Rachel Lawrence Mor has drafted a proposed final order for the Commission to consider that excludes them from OHRC jurisdiction tracks for a specific period and imposes a fine to each.

- A. Pursuant to 25 O.S. § 307 (B)(8) and 311 (B)(1), an Executive Session may be proposed for the purpose of deliberations regarding an individual proceeding and the proposed final order.
 - i. Motion and vote to go into Executive Session for the purpose stated above.
 - ii. Motion and vote to reconvene in open session.
- B. Possible action may include but is not limited to: discussion; taking no action; approving the final order as proposed; approving the final order as modified; denying the final order and continuing the matter.
- L. DISCUSSION AND POSSIBLE ACTION REGARDING THE PROPOSED FINAL ORDER IN OQHRA AND WILL ROGERS DOWNS V. SAMMY MENDOZA CASE NO. 2024-OHRC-015 CONCERNING A SUBSTANCE VIOLATION AS CONDITION OF ENTRY.

Consideration:

The Commission will consider whether to approve the proposed final order. The matter was assigned by the Commission to the Hearing Officer. The matter was adjudicated by Petitioners' Joint Motion for Summary Disposition. Pursuant to 325:70-1-25, the Hearing Officer, has drafted a drafted a proposed final order for the Commission to consider that finds in favor of Petitioners and disqualifies the Respondent's horse and denies participation in the purse of other awards.

- A. Pursuant to 25 O.S. § 307 (B)(1), and Executive Session may be proposed for the purpose of deliberations regarding an individual proceeding and the proposed final order.
 - i. Motion and vote to go into Executive Session for the purpose of stated above.
 - ii. Motion and vote to reconvene in open session
- B. Possible action may include but not limited to: discussion; taking no action; approving final order as proposed; approving the final order as modified; denying the final order and continuing the matter.
- M. ETNIEL SANABRIA SEEKS A DECLARATORY RULING PURSUANT TO RULES OF RACING 325:1-1-18(a). THE COMMISSION WILL CONSIDER WHETHER TO APPOINTMENT A HEARING EXAMINER UNDER THE RULES OF RACING 325:70-1-25.

Consideration:

The Commission will consider engaging a hearing examiner to try this matter and issue a proposed ruling in accordance with the Rules of Racing.

Possible Action:

Possible action may include but is not limited to: taking no action, direct a hearing officer to try the matter and prepare a proposed order, the Commission hear the matter, or continue the matter.

- N. The Chair will appoint a Nominating Committee of Commissioners to develop a slate of nominees for Commission Officers (Chair, Vice Chair and Secretary) to serve in FY-2026; July 1, 2026, through June 30, 2027.
 - At the June 19, 2025, Commission meeting, the Nominating Committee will present a proposed slate of nominees for the three positions for Commission consideration.
- O. Any matter not known about or would not have been reasonably foreseen prior to posting the agenda 25 O.S. § 311 (A) (10)

P. Announcements

The Regularly scheduled June Commission meeting will be held on June 19, 2025.

Q. Adjournment