



**MASSACHUSETTS GAMING COMMISSION  
PUBLIC MEETING #199**

September 8, 2016  
10:00 a.m.

**Massachusetts Gaming Commission**  
101 Federal Street, 12<sup>th</sup> Floor  
Boston, MA



Massachusetts Gaming Commission



## NOTICE OF MEETING and AGENDA

**September 8, 2016**

Pursuant to the Massachusetts Open Meeting Law, G.L. c. 30A, §§ 18-25, notice is hereby given of a meeting of the Massachusetts Gaming Commission. The meeting will take place:

**Thursday, September 8, 2016**

**10:00 a.m.**

**Massachusetts Gaming Commission  
101 Federal Street, 12<sup>th</sup> Floor  
Boston, MA**

### **PUBLIC MEETING - #199**

1. Call to order
2. Approval of Minutes
  - a. August 10, 2016 – **VOTE**
3. Commissioner's Updates
  - a. DFS/Online Study Commission Appointment
  - b. Conferences
4. Administrative Update – Ed Bedrosian, Executive Director
  - a. General Update
  - b. Social Gaming Update
  - c. Building Security Changes
5. Racing Division – Alex Lightbown, Director of Racing/Chief Veterinarian
  - a. Raynham Simulcast Payment
  - b. 2017 Racing License Applications
  - c. Massachusetts Thoroughbred Breeders Association request to run races at Finger Lakes, Laurel and Delaware – **VOTE**
  - d. Suffolk Downs Request for Consideration Capital Improvement Trust Fund – **VOTE**
  - e. Plainridge Park Racecourse Request for Approval Racing Officials – **VOTE**
  - f. Suffolk Downs Racecourse Request for Approval of Racing Official – **VOTE**
6. Investigations and Enforcement Bureau – Karen Wells, Director
  - a. Licensing Regulation Review Discussion



Massachusetts Gaming Commission

7. Workforce Supplier & Diversity – Jill Griffin, Director
  - a. Workforce Update
8. Legal Division – Catherine Blue, General Counsel
  - a. Amended Small Business Impact Statement and Final Approval for 205 CMR 138:00 – Uniform Standards of Accounting Procedures and Internal Controls (ATM) – VOTE
9. Other business – reserved for matters the Chair did not reasonably anticipate at the time of posting.

I certify that on this date, this Notice was posted as “Massachusetts Gaming Commission Meeting” at [www.massgaming.com](http://www.massgaming.com) and emailed to: [regs@sec.state.ma.us](mailto:regs@sec.state.ma.us), [melissa.andrade@state.ma.us](mailto:melissa.andrade@state.ma.us).

9/6/16  
DATE

  
Enrique Zuniga, Commissioner

**Date Posted to Website:** September 6, 2016 at 10:00 a.m.



Massachusetts Gaming Commission



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## Meeting Minutes

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**Date/Time:** August 10, 2016 – 10:00 a.m.

**Place:** Massachusetts Gaming Commission  
101 Federal Street, 12<sup>th</sup> Floor  
Boston, Massachusetts

**Present:** Chairman Stephen P. Crosby  
Commissioner Gayle Cameron  
Commissioner Lloyd Macdonald  
Commissioner Bruce Stebbins  
Commissioner Enrique Zuniga

**Time entries are linked to  
corresponding section in  
Commission meeting video**

### **Call to Order**

See transcript page 2

[10:00 a.m.](#) Chairman Crosby called to order the 197<sup>th</sup> Commission meeting.

### **Approval of Minutes**

See transcript page 2

[10:00 a.m.](#) *Commissioner Macdonald moved for the approval of the July 21, 2016 Commission meeting minutes subject to any corrections, typographical errors, or other nonmaterial matters. Motion seconded by Commissioner Zuniga. Motion passed unanimously.*

### **Racing Division**

See transcript pages 3-118

[10:00 a.m.](#) Dr. Alexandra Lightbown, Director of Racing, introduced President William Lagorio and Attorney Robert Scarano representing the Massachusetts Thoroughbred Horsemen's Association; Attorney Michael Morizio representing the Middleborough Agricultural Society; and Chris Carney. They will be presenting on the Brockton Fairground's request for Race Horse Development Funds.

Attorney Michael Morizio stated that George Carney was unable to attend due to a family medical matter. He referenced a flowchart that was submitted to help explain the waterfall concept – that Race Horse Development Funds may be used to fund purses consistent with the purse agreements between the track and the Horsemen’s Association. He stated that the Gaming Act gives the Commission broad powers to accomplish the purpose of the statute and supporting horseracing is one of those purposes.

Commissioner Cameron stated that she struggles with Attorney Morizio’s argument that the fund is for purses when he itemizes private track business expenses.

Attorney Morizio stated that the horsemen will pay the itemized expenses, not the Commission. Commissioner Cameron stated that she is not aware of any other race meet where the horsemen pick up all the expenses for a private racetrack. Attorney Morizio stated that they are trying to restart an industry. He also stated that once the horsemen are paid their winnings, it’s the end of the Commission’s jurisdiction. The horsemen then decide how to use the money for their benefit.

[10:11 a.m.](#) William Lagorio stated that a large amount of the budget would go towards paying the operations of the track. He stated that they are looking to bring racing back to Brockton and help the local people. He stated that the horsemen will use some of the fund money to pay expenses because that is what they need to do. He stated it’s a rehabilitation project and they need the administrative money.

[10:14 a.m.](#) General Counsel Catherine Blue noted the distinction under the statute between a horseman and a horseman’s organization. She also pointed out the two different statutes – 128 A and C (the racing statute), and 23K Section 60 (the Race Horse Development Fund under the Gaming Act), and noted that there is a difference in how purse money is treated. The Commissioners discussed the racing and gaming statutes and use of funds for administrative and horseracing operation expenses.

[10:29 a.m.](#) Attorney Robert Scarano cited the Gaming Act and stated that the Commission has broad powers to address the economic intent of the statute, which is to get money to the horsemen. He also stated that if a bifurcation of the budget is necessary, then the Commission should do a line item strike of items they find objectionable as a track capital expense.

Commissioner Stebbins raised the issue of simulcasting and a discussion followed.

[10:45 a.m.](#) Chairman Crosby stated that he is leaning towards using some money to get some racing benefit this year. He went through the expenses and stated that he would be inclined to want to do something if there is an oversight function and track safety standards are met.

[10:49 a.m.](#) Commissioner Cameron stated that she struggles with track private costs coming out of the Race Horse Development Fund. She stated that she is in favor of adding the \$400,000 for training and stalling rent, as it is related to the horsemen. She also noted that the track operator does not want to add simulcasting to their proposal. Mr. Lagorio stated that they may be open to simulcasting.

[10:55 a.m.](#) Commissioner Stebbins stated that of all the expenses he reviewed, the one he could support is the \$400,000 for training and stalling costs.

Commissioner Zuniga stated that the \$400,000 for training and stalling is the one category that the Commission could fund.

[10:57 a.m.](#) Chairman Crosby raised the matter about estimated revenue generated from simulcasting and a discussion followed.

[11:04 a.m.](#) *Commissioner Macdonald moved that the Commission reject the proposal for an expenditure of \$1,473,947.00 as advanced by the Massachusetts Horsemen's Association and originally proposed by the Middleboro Agricultural Society for consideration at our meeting on July 21<sup>st</sup>. Motion seconded by Commissioner Zuniga. Motion passed unanimously.*

[11:07 a.m.](#) Mr. Lagoria stated that the horsemen need the Carney facility. He also stated that the schedule is late but they will work to make it a safe venue. He noted that they need more than \$400,000 to go forward. He stated that the money is an investment and it will contribute to the horsemen and the economy.

Chairman Crosby noted the concern about money going to a private entity. He also cited examples of money that is not going to the Carneys and would make it possible to have a meet. Commissioner Zuniga stated that he worries about precedent. Commissioner Cameron stated that part of her concern is a constantly changing application with no real commitment to running a meet.

[11:19 a.m.](#) Chris Carney stated he is passionate about racing. He also stated that they will put in simulcasting if the Commission wants it. He noted that they have to get running by Labor Day.

11:23 a.m. The Commission took a short recess.

11:27 a.m. The meeting resumed.

[11:27 a.m.](#) Commissioner Stebbins inquired about the costs and how the applicant arrived at the numbers. Attorney Morizio stated that the philosophy they followed was to cover expenses, not to make money. He stated that they used historical data and relied on others to provide information. He noted that they may have expenses that were not outlined. He stated that this is not something to benefit the Carney Family, they are working with the horsemen to bring back racing.

[11:35 a.m.](#) Commissioner Cameron inquired about how long it would take a horse to be trained to be fit for racing. Dr. Lightbown responded that it would take six weeks to two months for training.

[11:36 a.m.](#) Commissioner Macdonald stated that he could not be more sympathetic to the prospect of a vibrant horseracing industry in Massachusetts. However, he stated that he interprets the Race Horse Development Fund as not authorizing what has been proposed.

[11:39 a.m.](#) Attorney Scarano stated that the Commission could take a literal view of the race horse development statute but, given the Commissions regulatory discretion, they could fashion a remedy that meets the legislative mandate to get money to the

horsemen. He also noted that Suffolk is spending \$95,000 a day to run a meet and they are spending considerable less.

[11:42 a.m.](#) Commissioner Cameron stated that they did their homework and reached out to the RCI [Association of Racing Commissioners International]. She stated that there is no precedent to use a fund to cover all track operations. She stated that we have a responsibility to use taxpayer money wisely.

[11:43 a.m.](#) Mr. Lagoria stated that this is about the creation of jobs. The Race Horse Development Fund will put people back to work. He also stated that it will save an industry and put money into the local economy.

[11:52 a.m.](#) *Commissioner Cameron moved that the Commission approve the original request [of the Middleboro Agricultural Society] for purse money which is \$2.5 million, plus the original request for the Horsemen's Association which is \$262,000, in addition to \$400,000 from the enumerated list which is directly related to the horsemen that is training and stalling rent for 16 weeks. Motion seconded by Commissioner Stebbins. Motion passed unanimously.*

[11:54 a.m.](#) Request for approval of racing officials at Brockton Fairgrounds is not acted upon.

Dr. Alexandra Lightbown presented on the request from Suffolk Downs for approval of additional key operating personnel and racing officials.

[11:55 a.m.](#) *Commissioner Cameron moved that the Commission approve Suffolk Downs' request for additional key operating personnel and racing officials as laid out in the memorandum. Motion seconded by Commissioner Macdonald. Motion passed unanimously.*

[11:56 a.m.](#) Douglas O'Donnell, Senior Financial Analyst, presented on Suffolk Downs' request for approval to contract with NYRA Bets - an advanced deposit wagering provider.

[12:01 p.m.](#) *Commissioner Stebbins moved that the Commission approve Sterling Suffolk Racecourse LLC request to utilize NYRA Bets as a provider of advanced deposit wagering services on behalf of Suffolk Downs. Motion seconded by Commissioner Cameron. Motion passed unanimously.*

### **Administrative Update**

See transcript page 118

[12:01 p.m.](#) Chairman Crosby noted that there will not be an administrative update as the Director is not present.

### **Commissioner's Update**

See transcript pages 118-124

[12:02 p.m.](#) Commissioner Cameron thanked General Counsel Blue and Racing Director Lightbown for their work and meetings to try and assist the [Brockton] applicant. She noted that they went above and beyond their job responsibilities. Commissioner Stebbins concurred. He also inquired about what will happen next year and the need for the parties to have a plan.

Commissioner Zuniga spoke about the racing applications that are due on October 1<sup>st</sup> and the benefit for everyone to keep to the statutory deadlines. Racing Director Lightbown stated that they were initially looking for a limited scope of information from the applicant and it evolved into a completely different application.

Commissioner Macdonald expressed his gratitude to General Counsel Blue and Racing Director Lightbown for their work on this issue.

### **Other Business Not Reasonably Anticipated**

See transcript page 124

12:07 a.m. *Having no further business, a motion to adjourn was made by Commissioner Cameron. Motion seconded by Commissioner Zuniga. Motion passed unanimously.*

### **List of Documents and Other Items Used**

1. Massachusetts Gaming Commission, Notice of Meeting and Agenda dated August 10, 2016
2. Massachusetts Gaming Commission, Draft Meeting Minutes dated July 21, 2016
3. Letter from the Middleboro Agricultural Society to the Massachusetts Gaming Commission, Dated August 8, 2016 regarding MassTHA submission and supplemental application, with attachments
4. Horse Racing Public Comments, letters and emails with various dates
5. Massachusetts Gaming Commission, Memorandum dated August 8, 2016 regarding Suffolk Downs Key Operating Personnel and Racing Officials, with attachments
6. Massachusetts Gaming Commission, Memorandum dated August 8, 2016 regarding Suffolk Downs Request for NYRA Bets - ADW Approval, with attachments

/s/ Catherine Blue  
Catherine Blue, Assistant Secretary



**No Documents**

**No Documents**



August 22, 2016

Jim Baldacci  
Deputy Chief Compliance Officer  
Penn National Gaming, Inc.  
825 Berkshire Boulevard  
Wyomissing, PA 19610

**RE: Social Gaming Developments**

Dear Mr. Baldacci:

Please allow this correspondence to respond to your letter of August 10, 2016 concerning Penn National Gaming, Inc.'s social online gaming integration with its Marquee Rewards player rewards program. We understand that you intend to allow players to accumulate "comp worth" based on online purchases related to their social casino game play. Specifically, the comp worth accumulated will be based on the amount spent purchasing credits in the online casino and will have no relationship to the outcome of the online gaming itself. Thus, based on your representations and our understanding, comp worth will not be in any way connected to an individual player's success in a particular online game. In other words, the "chance" in the "chance," "consideration," and "prize" triad of gambling does not exist in your online gaming product.

Based on our past conversations and your correspondence we also understand that any such comp worth earned online by a player will not be redeemable for "free play" at the brick and mortar casino in Plainville. Such comp worth will instead be redeemable for various non-gambling related benefits/rewards. If our understanding with respect to any of these matters is incorrect, please let us know.

We plan to advise the Commission regarding these matters at a September public meeting. I will advise you of the exact date when it is determined.

Thank you for your attention to this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "Ed R. Bedrosian Jr.", written over a white background.

Edward R. Bedrosian Jr.  
Executive Director  
Massachusetts Gaming Commission



Massachusetts Gaming Commission



**PENN NATIONAL**  
GAMING, INC.

August 10, 2016

Mr. Edward Bedrosian  
Executive Director  
Massachusetts Gaming Commission  
101 Federal Street, 12th Floor  
Boston, MA 02110

Dear Executive Director Bedrosian:

We have periodically kept you abreast of social gaming developments at Penn National Gaming (“Penn”). Most recently, on June 23, 2016, we appeared before the full Massachusetts Gaming Commission and described our plans to allow players of our social online “play for fun” gaming sites to integrate their online accounts with Penn National’s Marquee Rewards player affinity club program (Marquee Rewards). By way of update, on July 8, 2016 we activated the feature that allows Hollywoodcasino.com players to link their online accounts to our Marquee Rewards program. As a result, linked players can now earn Marquee Rewards “tier points” from the purchase of online credits. These tier points determine a patron’s card status level such as Celebrity, Producer, Executive Producer or Icon tiers, which in turn give patrons access to different levels of amenities such as valet parking, access to VIP lounges and eligibility for special promotions. Based on preliminary results to date, we believe this program is increasing our brand awareness.

We are now planning to allow players to also accumulate comp worth from online purchases beginning on October 1st, 2016. We write today to describe those plans. Before that update, we want to reiterate that our online social games do not constitute gambling as players cannot receive any money, rewards or prizes with any value based on the outcome of the games in the platform. In most jurisdictions, our bricks and mortar casino players can currently earn comp worth based on casino play. Our plans to allow online players to earn comp worth are very similar, with one notable distinction. Online players will be able to earn comp worth based only on the purchase of online credits. On our social gaming sites, comp worth is only earned based on the amount of credits purchased and (in contrast to traditional casino play) will not be affected by the amount of online credits played, the outcome of any games or by the length of online play.

We should also note that comp worth earned based on online play will be segregated in a separate comp “bucket” from comps earned from casino play through our PUMA marketing system. This will allow us to more easily track comps earned from online play from those earned from traditional casino play. Finally, at this juncture, players cannot convert comp worth earned online into free slot play at a traditional casino.

This ability to earn comp worth based on online purchases is similar to well-established reward

programs in other industries where a person who buys gas, groceries, or other items (in this case online credits) is then able to receive rebates, points redeemable for products, discounts or other promotions based on their purchase. Notably, online comps can only be earned by players who link their online accounts to their Marquee Rewards Player account. Current plans require online players who do not already have a Marquee Rewards account to first go to one of our traditional casino properties to physically sign-up before they could link online play to their card. This allows us to reliably verify patron age and self-exclusion status before issuing an account.

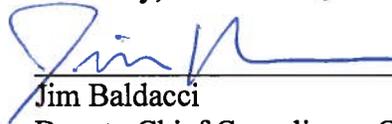
Once the ability to earn online comps is implemented, players will be able to use all comps earned, whether from casino play or online purchases, for anything that comps are used for (for example, meals, hotel rooms, tickets to special events, gift shop purchases, merchandise and hospitality programs, and spa amenities).

We know from our studies, that a significant percentage of the Penn casino customer base is already enjoying online “play for fun” casino themed games. Additionally, there are many online players who we believe are not frequent visitors to licensed casinos. In light of this opportunity to increase visits to our physical casinos, we have several goals for making this enhancement to our Marquee Rewards player loyalty program:

- We want to incent our online patrons to concentrate their online play on our site as opposed to playing on the hundreds of similar competing sites. We expect this will build brand loyalty to both our traditional casinos and our online sites.
- It introduces online players, who may not currently be playing in a traditional casino, to our Marquee Rewards program which we hope will translate into visits to one or more of Penn’s casinos.
- It gives us the ability to more effectively cross market our traditional casino properties and online offerings to linked patrons and will increase the value of the Marquee Rewards program to both our online and traditional casino players.

We are planning to allow online players linked to Marquee Rewards to begin earning comp worth beginning on October 1, 2016. If you have any questions or if you would like to discuss further, feel free to contact me at 610-401-2946.

Sincerely,



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Jim Baldacci  
Deputy Chief Compliance Officer

cc: John Finamore  
Lance George  
Frank Donaghue

**No Documents**

**PART I** ADMINISTRATION OF THE GOVERNMENT**TITLE XIX** AGRICULTURE AND CONSERVATION**CHAPTER 128C** SIMULCAST WAGERING OF HORSE AND DOG RACING**Section 2** Simulcast wagering by racing meeting licensees; restrictions

*[ Text of section effective until July 31, 2016. Repealed by 2011, 194, Sec. 41. See 2011, 194, Sec. 112 as amended by 2014, 165, Sec. 192. See, also, 2001, 139, Sec. 45 as amended by 2005, 176, Sec. 13; 2006, 54, Sec. 12; 2006, 449, Secs. 19 and 21; 2008, 290, Sec. 12; 2009, 167, Sec. 12; 2010, 203, Sec. 12; 2011, 77, Sec. 12; 2011, 194, Sec. 84 and 2014, 264, Sec. 11. Expiration of section does not take effect. See, 1992, 101, Sec. 13 as amended by 1995, 268, Sec. 20; 1999, 163, Sec. 12; 2000, 354, Sec. 14; 2001, 25, Sec. 1; 2001, 54, Sec. 4; 2001, 70, Sec. 4; 2001, 95, Sec. 4; 2001, 108, Sec. 4; 2001, 121, Sec. 4; 2001, 139, Sec. 39; 2005, 176, Sec. 12; 2006, 54, Sec. 11; 2006, 449, Secs. 18 and 21; 2008, 290, Sec. 11; 2009, 167, Sec. 11; 2010, 203, Sec. 11 and 2011, 77, Sec. 11 and as repealed by 2011, 194, Sec. 83. For text effective July 31, 2016, see below.]*

Section 2. A racing meeting licensee, except a licensee operating within Berkshire county, shall have the right to simulcast live races, for wagering purposes or otherwise, within the commonwealth except in Berkshire county and to and from pari-mutuel licensees or other licensed wagering facilities located outside the commonwealth. Such right may be exercised only on any calendar day on which the licensee conducts a racing performance, a dark day, or during a dark season. Any violation of this chapter shall be cause for the commission to suspend or revoke a license pursuant to section 11 of chapter 128A. The right to simulcast is subject to the following exceptions and conditions, and each racing meeting licensee shall obtain prior approval from the commission:--

(1) The greyhound dog racing meeting licensee located in Suffolk county shall have the right to simulcast: (a) unlimited greyhound dog racing; (b) on any day of the calendar year, unlimited running horse racing from and after 6:00 p.m., plus the entire racing cards from any 2 running horse racing meetings in the state of California; and (c) a total of 4 harness horse racing performances on any day of the calendar year, provided, further, that the licensee shall (i) simulcast in a fair and equal manner the racing card from the harness horse racing meeting licensee located in Norfolk county and pay therefor at the rate of 11 per cent and (ii) simulcast a minimum of 3 interstate harness horse racing cards, if available, and pay to the harness horse racing meeting licensee located in Norfolk county a 3 per cent premium with respect to any interstate harness horse simulcasts received, over and above the cost of obtaining such simulcasts. The greyhound racing licensee located in Suffolk county may also simulcast, commencing at 6:00 p.m., running horse racing meetings conducted at race tracks located in the Asian- Pacific-Rim region, so-called, that are not located in a territory of the United States; provided, however, that, with respect to such racing meetings only, such simulcasting rights shall extend until the completion of any such racing meeting being simulcast. The greyhound racing licensee located in Suffolk county shall pay to the running horse racing meeting licensee located in Suffolk county a 6 per cent premium with respect to any interstate running horse simulcasts received, over and above the cost of obtaining such simulcasts, except with respect to simulcasts of the 2 California

racing cards for which a premium of 7 per cent shall be paid, and except with respect to the special events, so-called, for which no premium need be paid.

(2) The greyhound dog racing meeting licensee located in Bristol county shall have the right to simulcast (a) unlimited greyhound dog racing; (b) on any day of the calendar year, unlimited running horse racing from and after 6:00 p.m., plus the entire racing cards from any 2 running horse racing meetings in the state of California; and simulcasts of the Suffolk county running horse racing meeting licensee's live races during its racing season and 2 so-called companion cards; and 6 interstate running horse simulcasts prior to 4:00 p.m. on any day the Suffolk county running horse racing meeting licensee does not conduct live races; and (c) a total of 4 harness horse racing performances on any day of the calendar year, provided, further, that the licensee shall (i) simulcast in a fair and equal manner the racing card from the harness horse racing meeting licensee located in Norfolk county and pay therefor at the rate of 11 per cent and (ii) simulcast a minimum of 3 interstate harness horse racing cards, if available, and pay to the harness horse racing meeting licensee located in Norfolk county a 3 per cent premium with respect to any interstate harness horse simulcasts received, over and above the cost of obtaining such simulcasts. The greyhound dog racing meeting licensee shall pay to the running horse racing meeting licensee located in Suffolk county a fee of 11 per cent for the intrastate running horse simulcasts and shall pay a 3 per cent premium with respect to any interstate running horse simulcasts received, over and above the cost of obtaining such simulcasts, except with respect to the special events, so-called, for which no premium need be paid.

(3) In addition to the rights granted in subparagraphs (1) and (2), the greyhound dog racing meeting licensee located in Suffolk county and the greyhound dog racing meeting licensee located in Bristol county shall have the right to simulcast 15 running horse special events, so-called, through the simulcast hub of the running horse racing meeting licensee located in Suffolk county without paying the premiums required in subparagraphs (1) and (2); provided, further, that said greyhound dog racing meeting licensees shall receive the simulcasts on the same terms as other racing meeting licensees or no Massachusetts racing meeting licensee shall be authorized to simulcast such special events.

(4) The harness horse racing meeting licensee located in Norfolk county shall have the right to simulcast (a) unlimited harness horse racing; (b) on any day during the calendar year, unlimited running horse racing, except during the live racing performances of the running horse racing meeting licensee located in Suffolk county; plus the entire racing cards from any 2 running horse racing meetings in the state of California; and simulcasts of the Suffolk county running horse racing meeting licensee's live races during its racing season and 2 companion cards; and (c) a total of 5 greyhound racing performances on any day of the calendar year, provided, further, that the licensee shall (i) simulcast in a fair and equal manner all racing cards from the greyhound racing meeting licensee located in Bristol county and the greyhound racing meeting licensee located in Suffolk county and pay therefor a fee at the rate of 11 per cent to each greyhound racing meeting licensee and (ii) simulcast up to 3 interstate greyhound dog racing cards and pay to the greyhound dog racing meeting licensee located in Bristol county a 3 per cent premium with respect to any interstate greyhound dog simulcasts received, over and above the costs of obtaining such simulcasts; but if the licensee simulcasts a fifth interstate greyhound simulcast on any single calendar day then the licensee shall pay to the greyhound dog racing meeting licensee in Bristol county a 4 per cent premium for only that fifth

interstate greyhound simulcast signal received, over and above the costs of obtaining that signal. The harness horse racing meeting licensee located in Norfolk county shall pay to the running horse racing meeting licensee located in Suffolk county a fee of 11 per cent for its intrastate racing cards, and shall pay a 2 per cent premium with respect to any interstate running horse simulcasts received, over and above the cost of obtaining such simulcasts, except with respect to the special events, so-called, for which no premium need be paid, and except during any 12 weeks per year chosen by the Norfolk county licensee and identified in its annual application for a racing meeting license, during which no premium need be paid.

(5) The running horse racing meeting licensee located in Suffolk county may simulcast: (a) unlimited running horse racing; (b) on any day during the calendar year, unlimited harness horse racing, except during live racing performances of the harness horse racing licensee located in Norfolk county; and (c) on any day during the calendar year prior to 5:30 p.m., a total of 4 greyhound racing performances, including the racing performance of the Bristol county greyhound racing licensee, when available within the authorized time, which shall be mandatory, and shall pay a fee of 3 per cent for the racing performances to the Bristol county greyhound racing licensee, and 3 interstate greyhound dog racing simulcasts. The Suffolk county horse racing licensee shall simulcast the racing cards of the harness horse racing licensee located in Norfolk county and shall pay a fee of 11 per cent for the intrastate racing cards, and shall pay a 2 per cent premium with respect to any interstate harness horse simulcasts received, over and above the costs of obtaining such simulcasts, except during any 12 weeks per year chosen by the Suffolk county licensee and identified in its annual application for a racing meeting license, during which no premium need be paid. The running horse racing meeting licensee located in Suffolk county shall pay to the greyhound dog racing meeting licensee located in Suffolk county an 8 per cent premium with respect to any intrastate or interstate greyhound dog simulcasts received, over and above the cost of obtaining such simulcasts.

*[ Second paragraph effective until March 31, 2015. For text effective March 31, 2015, see below.]*

All premiums received by a running horse racing meeting licensee, harness horse racing meeting licensee or greyhound racing meeting licensee pursuant to this section shall be paid into the purse accounts of the horsemen or dogmen, respectively, at the race track licensee where the premiums were received and paid to the horsemen or dogmen as purses; provided, however, that the premiums shall be in addition to all other amounts required to be paid into purses in accordance with chapter 128A and chapter 128C. Each race track licensee shall file with the commission, within 90 days of the end of each calendar year, an accounting of the use and disbursement during such calendar year of any and all premiums paid into such purse accounts. The commission is authorized, in any case it deems appropriate, to conduct an audit of any such purse accounts and shall report the findings of any such audit within 30 days of the conclusion thereof to the house and senate chairs of the joint committee on government regulations.

*[ Second paragraph as amended by 2015, 10, Sec. 32 effective March 31, 2015. For text effective until March 31, 2015, see above.]*

All premiums received by a running horse racing meeting licensee, harness horse racing meeting licensee or greyhound racing meeting licensee pursuant to this section shall be paid into the purse accounts of the horsemen or dogmen, respectively, at the race track licensee where the premiums were received and paid to the horsemen or dogmen as purses or, with the approval of the appropriate horsemen's association representing the horse owners racing at that meeting, used for payment of administrative and horseracing operations; provided, however, that the premiums shall be in addition to all other amounts required to be paid into purses in accordance with chapter 128A and chapter 128C. Each race track licensee shall file with the commission, within 90 days of the end of each calendar year, an accounting of the use and disbursement during such calendar year of any and all premiums paid into such purse accounts. The commission is authorized, in any case it deems appropriate, to conduct an audit of any such purse accounts and shall report the findings of any such audit within 30 days of the conclusion thereof to the house and senate chairs of the joint committee on government regulations.

All racing meeting licensees, whether acting as a host or guest track for simulcasting purposes, shall file with the commission, the clerk of the senate and the clerk of the house of representatives a copy of all contracts, agreements, or conditions pursuant to which simulcast events are broadcast, transmitted or received which shall include provisions for takeout, commissions and charges.

No racing meeting licensee, whether acting as a guest track or host track, shall simulcast live races unless the licensee conducts a full schedule of live racing performances during a racing season except that, if the commission determines that a licensee cannot conduct a full schedule of live racing performances due to weather conditions, race track conditions, strikes, work stoppages, sickness or quarantine not within the control of the licensee, the commission may permit the licensee to continue simulcasting and, if it appears that a racing meeting licensee is or will become unable to conduct a full schedule of live racing performances, the commission shall suspend such right to simulcast until the licensee conducts or resumes a full schedule of live racing performances; provided, however, that no racing meeting licensee shall simulcast live races in any racing season unless the racing meeting licensee is licensed to and actually conducts at least 900 live races over the course of not less than 100 calendar days during that racing season with no fewer than 7 races completed on any of those 100 calendar days.

All simulcasts shall comply with the provisions of the Interstate Horse Racing Act of 1978, 15 U.S.C. Sec. 3001 et seq. or other applicable federal law; provided, however, that all simulcasts from states which have racing associations that do not require approval in compliance with the Interstate Horse Racing Act of 1978, 15 U.S.C. Sec. 3004 (a) (1) (A), except simulcasts during the month of August, shall require the approval of the New England Horsemen's Benevolent and Protective Association prior to being simulcast to any racing meeting licensee within the commonwealth; provided further, that, if the association agrees to approve the simulcast for 1 racing meeting licensee, it shall approve the simulcast for all otherwise eligible racing meeting licensees.

Each racing meeting licensee shall pay a fee for those days, whether a dark day, a day during a dark season, or any day between the periods of racing pursuant to an operating license, when no live races are conducted but simulcast races are shown and simulcast wagers are accepted. Such fee shall be

determined by the commission in accordance with the license fees charged pursuant to the provisions of chapter 128A. No other daily fees shall be assessed.

Notwithstanding any general or special law to the contrary, any host track that simulcasts a race to any out-of-state wagering facility that is within 100 miles of the host track shall pay to the representative breeders' association of the same class as is simulcast, a sum equal to 0.25 per cent of the total amount wagered at the receiving wagering facility.

### **Chapter 128C: Section 2. Simulcast wagering by racing meeting licensees; restrictions**

*[ Text of section effective July 31, 2016 does not take effect. See 2011, 194, Secs. 41 and 112 and 2014, 165, Sec. 192. For text effective until July 31, 2016, see above.]*

Section 2. A racing meeting licensee shall have the right to simulcast live races, for wagering purposes or otherwise, within the commonwealth and to and from pari-mutuel licensees or other licensed wagering facilities located outside the commonwealth. Such right shall only be exercised on any calendar day on which it conducts a racing performance, a dark day or during a dark season; provided, however, that any violation of the provisions of this chapter shall be cause for the commission to invoke its power to suspend or revoke its operating license pursuant to section eleven of chapter one hundred and twenty-eight A. Where two racing meeting licensees in Norfolk county use the same track during a calendar year, each of said licensees shall have the same rights to simulcast during any period of time between racing meetings. A racing meeting licensee shall make simulcasts of live races conducted by such racing meeting licensee available to all otherwise eligible racing meeting licensees, including greyhound racing meeting licensees who have successfully made application to the commission to simulcast, on the same terms, to include economic terms, and conditions. Such right to simulcast is subject to the following exceptions and conditions:

Each racing meeting licensee shall comply with the following applicable provisions.

All licensees licensed to conduct running horse racing meetings in Suffolk county, and, all licensees licensed to conduct running horse racing meetings or harness horse racing meetings in Norfolk county, not including running horse or harness horse racing meetings held in connection with a state or county fair, may simulcast live running horse or live harness horse races which are conducted at a host track, only.

All licensees licensed to conduct greyhound dog racing meetings, not including greyhound dog racing meetings held in connection with a state or county fair, may simulcast greyhound dog racing with the permission of the state racing commission. With respect to horse racing, the greyhound racing meeting licensee located in Suffolk county may simulcast up to fifty racing cards and up to fifteen special events of national significance as determined by the commission; provided, however, that said fifteen special events shall be in addition to any special events simulcast by said licensee which are shown as part of a live program from a host track, during a racing season only; provided, further, that each of these racing cards or special events shall be subject to application to and approval by the commission. Said greyhound racing meeting licensee located in Suffolk county shall not be permitted to simulcast any thoroughbred or harness horse racing cards from a host track, whether within or without the

commonwealth, in any calendar year, during the running horse racing meetings held in Suffolk county. With respect to horse racing, the greyhound racing meeting licensee located in Bristol county may simulcast with the permission of the commission every live running horse racing card of the running horse racing meeting licensee located in Suffolk county. With the permission of the running horse racing meeting licensee located in Suffolk county, and subject to the approval of the commission, the greyhound racing meeting licensee located in Bristol county may simulcast a companion card from a pari-mutuel running horse facility located outside the commonwealth; provided, however, that if the running horse racing meeting licensee located in Suffolk county grants a companion card to the greyhound racing meeting licensee located in Bristol county, the running horse racing meeting licensee in Suffolk county shall grant an identical companion card to the harness horse racing meeting licensee located in Norfolk county. Said greyhound racing meeting licensee located in Bristol county shall be prohibited from simulcasting any running horse race during the dark days and dark season of the running horse racing meeting licensee in Suffolk county; provided, however, that such greyhound racing meeting licensee located in Bristol county may simulcast up to fifteen special events of national significance as determined by the commission; provided, further, that said fifteen special events shall be in addition to any special events simulcast by said licensee which are shown as part of a live program from a host track.

Whenever a racing meeting licensee within the commonwealth is conducting a full schedule of live racing performances of horses of either class, any other racing meeting licensee, whether during his racing season or his dark season, shall, if the licensee chooses to simulcast, simulcast the live racing performance from within the commonwealth and shall not simulcast any other race of the same class as the live racing performance until the end of the live racing performances within the commonwealth for that day; provided, however, that the harness horse racing meeting licensee located in Norfolk county may simulcast an entire racing card from a running horse racing meeting located in the state of California during the live racing performance of the running horse racing meeting licensee located in Suffolk county; provided, further, that, with the permission of the running horse racing meeting licensee located in Suffolk county, and subject to the approval of the commission, the harness horse racing meeting licensee located in Norfolk county may simulcast a companion card from a pari-mutuel running horse facility located outside the commonwealth; provided, further, that if the running horse racing meeting licensee located in Suffolk county grants a companion card to the harness horse racing meeting licensee located in Norfolk county, the running horse racing meeting licensee located in Suffolk county shall grant an identical companion card to the greyhound racing meeting licensee located in Bristol county, unless, there is a special event of the same class as the live racing performance, in which case, the special event shall be available to all otherwise eligible racing meeting licensees, including greyhound racing meeting licensees who have successfully made application to the commission to receive said special events, on the same terms, to include economic terms, and conditions that the out-of-state track makes the simulcast available to any other guest track.

All racing meeting licensees, whether acting as a host or guest track for simulcasting purposes shall file with the commission, clerk of the senate and clerk of the house of representatives a copy of all contracts, agreements, or conditions pursuant to which simulcast events are broadcast, transmitted or received which shall include provisions for takeout, commissions and charges.

No racing meeting licensee, whether acting as a guest track or a host track shall simulcast live races unless said licensee conducts a full schedule of live racing performances during a racing season except that if the commission determines that a licensee cannot conduct a full schedule of live racing performances due to weather conditions, race track conditions, strikes, work stoppages, sickness or quarantine not within the control of the licensee, the commission may permit the licensee to continue simulcasting, and if it appears that a racing meeting licensee is or will become unable to conduct a full schedule of live racing performances, the commission shall suspend such right to simulcast until said licensee conducts or resumes a full schedule of live racing performances; provided, further, that no racing meeting licensee shall simulcast live races in the 2000 to 2001, inclusive racing seasons unless each said racing meeting licensee, in each of those racing seasons, is licensed to conduct no fewer than a total of one hundred and fifty racing performances; provided, however, that where two racing meeting licensees in Norfolk county use the same track during the calendar year, each thoroughbred horse racing meeting licensee, in each of those racing seasons, shall be licensed to conduct no fewer than a total of fifty racing performances and each harness horse racing meeting licensee, in each of those racing seasons, shall be licensed to conduct no fewer than a total of one hundred racing performances.

All simulcasts shall comply with the provisions of the Interstate Horseracing Act of 1978, 15 U.S.C. Sec. 3001 et seq. or other applicable federal law; provided, however, that all simulcasts from states whose racing associations do not require approval in compliance with the Interstate Horseracing Act of 1978, 15 U.S.C. Sec. 3004 (a) (1) (A), except simulcasts during the month of August, shall require the approval of the New England Horsemen's Benevolent and Protective Association prior to being simulcast to any racing meeting licensee within the commonwealth; provided, further, that if said association agrees to approve such simulcast for one racing meeting licensee, it shall approve the simulcast for all otherwise eligible racing meeting licensees.

Each racing meeting licensee shall pay a fee for those days, whether a dark day, a day during a dark season, or any day between periods of racing pursuant to an operating license, when no live races are conducted but simulcast races are shown and simulcast wagers are accepted. Such fee shall be determined by the commission in accordance with the license fees charged pursuant to the provisions of chapter one hundred and twenty-eight A. No other daily fee shall be assessed.

Notwithstanding any general or special law to the contrary, any host track that simulcasts a race to any out-of-state wagering facility that is within one hundred miles of said host track shall pay to the representative breeders association of the same class as is simulcast, a sum equal to one-quarter of one percent of the total amount wagered at the receiving wagering facility.



June 30, 2015

George L. Carney, Jr., President  
Massasoit Greyhound Association, Inc.  
1958 Broadway  
Raynham, MA 02767

**Re: Demand for Payment**

Dear Mr. Carney:

This letter constitutes a formal demand by Sterling Suffolk Racecourse, LLC (“Suffolk Downs”) for payment in full by Massasoit Greyhound Association, Inc. (“Raynham”) of all statutory simulcast premiums, host fees, and money room settlements due to Suffolk Downs.

Through the end of May 2015, the amount owed by Raynham to Suffolk totaled \$353,823.45, including the following amounts:

2014 Fees on SSR’s Transmitted Signal..... (including phone wagers)	\$15,754.04
2014 Money Room Shift..... (including phone wagers)	\$6,599.49
2014 Statutory Premiums on Thoroughbred Simulcasts.....	\$140,944.57
2015 Statutory Premiums on Thoroughbred Simulcasts..... (through May 2015)	\$190,525.35
<b>TOTAL</b>	<b>\$353,823.45</b>

The amount owed increases each day that Raynham takes wagers on simulcasts of thoroughbred races.

Suffolk has made repeated attempts to collect this amount from Raynham, but Raynham has ignored Suffolk’s inquiries and requests for payment. Raynham has not made the required payments since December 4, 2014, and the amount outstanding has risen to an unacceptable figure.

Suffolk hereby demands payment of the foregoing amount not later than July 6, 2015. If Raynham fails to make this payment, Suffolk intends to seek enforcement actions by the

**FRIEDMAN & ATHERTON LLP**

TELEPHONE  
617-227-5540

**COUNSELLORS AT LAW**

TELECOPIER  
617-523-1559

**EXCHANGE PLACE**

**53 STATE STREET**

**BOSTON, MA**

**02100**

VIA FEDERAL EXPRESS

July 7, 2015

Mr. Chip Tuttle, Chief Operating Officer  
Sterling Suffolk Racecourse, LLC  
525 McClellan Highway  
East Boston, MA 02128

Dear Mr. Tuttle:

We are counsel to the Raynham Park greyhound racing meeting licensees. Your June 30, 2015 letter to Mr. Carney, with copies to the Massachusetts Gaming Commission, has been referred to us for a response.

Your letter is the first time that Suffolk Downs has claimed there are past-due amounts owing from late 2014 that primarily consist of simulcast premiums under G.L. c. 128C, §2(2). Simulcast premiums are only payable to Suffolk Downs if it is a running horse racing meeting licensee under chapter 128A, which it is not.<sup>1</sup> The fact that you copied the Massachusetts Gaming Commission on your first letter strongly suggests that Suffolk Downs is intentionally distorting our clients' obligations as part of a larger strategy to improperly revive its expired license. That tactic is unseemly, especially given the decades of cooperation that Raynham Park has shown Suffolk Downs.

Enclosed herewith is Raynham Park's final payment of \$77,033.51 which is comprised of: \$15,754.04 for 2014 fees for the SSR transmittal signal, \$6,599.49 for the 2014 money room shift, and \$54,679.98 for chapter 128C simulcast premiums through October 4, 2014 which was the last racing day under Suffolk Downs' expired chapter 128A license. No other amounts are owed to Suffolk Downs.

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<sup>1</sup> G.L. c. 128C, §2(2), expressly provides that simulcast premiums shall be paid to the running horse racing meeting licensee located in Suffolk County. No premiums are payable if there is no such "licensee" in Suffolk County.

**FRIEDMAN & ATHERTON LLP**

Mr. Chip Tuttle  
July 7, 2015  
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The Suffolk Downs' license to conduct running horse racing meetings instantly became a nullity when it failed to file a license application by the October 1, 2014 statutory deadline prescribed in G.L. c. 128A, §2. No license revocation or other action by the Massachusetts Gaming Commission was necessary. See the enclosed Opinion of the Massachusetts Attorney General in the Matter of the Franklin Fair Association, Inc., dated March 11, 1963, at p. 121 (*a pari-mutuel license automatically becomes a nullity once the licensee no longer has the right to exercise the license. No formal act of license revocation is necessary*). Principle followed, Franklin Fair Association, Inc. v. State Racing Commission, 347 Mass. 118 (1964).

Suffolk Downs cannot at this late date receive a new chapter 128A license for 2015. The Legislature clearly prescribed two deadlines for licensure that the Massachusetts Gaming Commission must strictly adhere to:

- October 1, 2014 for racing applications, and
- November 15, 2014 for award of racing licenses.<sup>2</sup>

See G.L. c. 128A, §2; Berkshire Downs, Inc. v. State Racing Commission et al., 350 Mass. 695, 701 (1966) (*earlier version of G.L. c. 128A, §2 established different deadline dates, but court recognized legislative intent that statutory deadlines must be met*).

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<sup>2</sup> The Massachusetts Gaming Commission recently recognized the statutory deadlines on two occasions when granting placeholder licenses to Brockton Racing LLC for harness horse racing and to the Brockton Agricultural Society for running horse racing. The two placeholder licensees would have conducted racing at the Brockton Fairgrounds.

**FRIEDMAN & ATHERTON LLP**

Mr. Chip Tuttle  
July 7, 2015  
Page three

Suffolk Downs is not a licensee under chapter 128A or chapter 128C and it has no right to conduct itself as if it was a licensee. Suffolk Downs cannot conduct live racing during 2015, or receive or demand simulcast premiums, or engage in any form of simulcast wagering during 2015. We respectfully request that you retract your letter.

Sincerely,



Michael P. Morizio

Enclosure

cc: Catherine A. Blue, Esq.  
Dr. Alexandra R. Lightbown

in all cases be heard and determined by a jury. In judicial proceedings, the choice of the term "settlement" is unfortunate, in that it is a legal term of art. WEBSTER, THIRD DICTIONARY (1961) p. 1812. A more appropriate term is "to approve a settlement". For this purpose, the approval of such a settlement should be based on its merits. This does not mean that it need be a trial. "In order to constitute a trial there need not be a controversy in the sense that it is indispensable to a trial that there be direct and cross-examination." *Chaffee v. Rahr*, 328 S. 2d 484, 488 (Supr. Ct. 1963); 88 C.J.S. 222, § 10, is "the examination before a competent tribunal of the laws of the land, of the facts put in issue for the purpose of determining such issue." *Marsch v. Commonwealth*, 235 Mass. 304, 307. "The facts put in issue in a proceeding, as in any other trial, include all facts pleaded. Cf. *Churchill v. Ricker*, 109 Mass. 271. The fact that the approval of these facts means such investigation and inquiry to approve or disapprove the proposed settlement is a trial, in this context, as previously stated by the Superior Court.

The fact that a trial of proposed settlements is contemplated by the last quoted provision to settle "before trial," and the omission of the word "before trial," construed as forbidding agreements to settle before trial; the Attorney General has full power to the extent that his power is expressly limited. It cannot be taken to mean that "before trial" may be consummated without a trial, for that would be an "out of court" settlement. The omission of any reference to settlements before trial, is that a properly conducted approval of a trial, and "a settlement before trial" is a trial, in this context, as previously stated by the Superior Court.

It follows with regard to settlement procedures under c. 156 of St. 1952, c. 403 of St. 1954, and c. 718 of St. 1955, that in such cases for an amount not in excess of \$100,000, the settlement may be freely made; (2) settlements in excess of \$100,000 may be made without the written approval of the Attorney General; (3) such approval may not be properly obtained from a judge of the Superior Court; (4) such approval may not be properly obtained from a judge of the Superior Court; (5) such approval is sought should be referred to the Superior Court.

Very truly yours,

EDWARD W. BROOKE, Attorney General.

*A license to the Franklin Fair Association, Inc., to conduct a race meeting, became nullity when the charter of the association was revoked. It would be appropriate for the State Racing Commission to seek consent decrees in court proceedings relating to certain racing dates, in circumstances stated.*

MARCH 11, 1963.

State Racing Commission.

GENTLEMEN: — In your letter of recent date you state that your commission voted to refer to me for a formal opinion four numbered questions.

The first question is as follows:

"Is the action of the Secretary of State in revoking the charter of the Franklin Fair Association, Inc. sufficient grounds for this commission to revoke the license of Franklin Fair Association, Inc. to conduct a running horse racing meeting at Berkshire Downs, Hancock, Berkshire County, as voted by the commission at the meeting held on Wednesday, January 30th, 1963?"

It is my opinion that the revocation of the charter of the Franklin Fair Association, Inc. by the Secretary of State on March 2, 1963, terminated the existence of that corporation except as provided in G.L. c. 155, § 51. This section provides that the corporation shall continue as a body corporate for three years after the revocation of the charter "for the purpose of prosecuting and defending suits by or against it and of enabling it gradually to settle and close its affairs, to dispose of and convey its property and to divide its capital stock, but not for the purpose of continuing the business for which it was established. . . ." Under this section the corporation would not continue in existence for the purpose of conducting a fair at Berkshire Downs in July of 1963 and therefore would not have the right to exercise the license to conduct a running horse racing meeting voted by your commission on January 30, 1963. G.L. c. 128A, § 3. The existence of the license having been terminated by the action of the Secretary of State, the license must now be considered a nullity, without independent life. No formal act of revocation, therefore, is required by your commission. It would be appropriate for you to notify the Franklin Fair Association, Inc., that their license is now a nullity, and demand of them the return of any license, certificate or other documents of similar nature or legal effect which relate to your vote of January 30, 1963.

Your second and third questions relate to the necessity and manner of holding a hearing in the event of revocation of the racing license. In view of my opinion that no revocation is required, it does not become necessary to answer the second and third questions.

Your fourth question is as follows:

"Would you advise the commission to seek a Consent Decree in the Petition for Review now pending in the matter of *Shaker Community, Inc. v. State Racing Commission*, No. 20351, as it relates to Berkshire County Fair Association, Inc., and in the matter of two petitions now pending in the matter of *Shaker Community, Inc. v. State Racing Commission*, Nos. 20350 and 20352, as they relate to Hancock Raceway, Inc. said Consent Decree to provide for remanding said matter to the commission for further proceedings?"

If you determine that facts which have come to your attention make

it necessary or desirable for you to conduct further hearings or investigation concerning the granting of racing dates to Berkshire County Fair Association, Inc. and Hancock Raceway, Inc., the seeking of Consent Decrees in the proceedings referred to for the purpose of having the matters remanded to the commission would be an appropriate procedure, provided that the consent of all of the parties to these cases can be obtained.

Very truly yours,

EDWARD W. BROOKE, *Attorney General.*

*A salary rate in excess of the minimum for a grade, may not be approved for a person recruited for a position in the service of the Commonwealth who has been in that service within a twelve-month period prior to the date of the proposed recruitment.*

MARCH 14, 1963.

HON. WILLIAM A. WALDRON, *Commissioner of Administration.*

DEAR SIR: — In your recent letter you have requested my opinion relative to the approval by the Director of Personnel and Standardization of the maximum salary rate for Walter F. Costello in the position of Supervisor of Workmen's Compensation Agents. You have informed me that your commission has approved the establishment of the position as well as the payment of the maximum salary grade.

The specific question raised is whether or not the Director of Personnel and Standardization may lawfully approve payment to Mr. Costello of the maximum salary for the position, in view of the prohibition set forth in St. 1962, c. 591, § 6A.

The first paragraph of St. 1962, c. 591, § 6A reads as follows:

"Notwithstanding the provisions of paragraphs (5) and (5A) of section forty-six of chapter thirty of the General Laws, the director of the division of personnel and standardization shall not approve the recruitment of any person at a rate above the minimum of the grade if such proposed employee has been in the service of the commonwealth within a twelve-month period prior to the date of the proposed recruitment."

Your letter states that Mr. Costello clearly has been in the service of the Commonwealth within a twelve-month period prior to the date of his recruitment to the position of Supervisor of Workmen's Compensation Agents.

Inasmuch as the first paragraph of § 6A quoted above specifically prohibits the payment of maximum salary to an employee who has been in the service of the Commonwealth within a twelve-month period prior to recruitment, and this paragraph specifically excludes the provisions of paragraphs (5) and (5A) of § 46 of c. 80 of the General Laws, and Mr. Costello was in the service of the Commonwealth at the date of recruitment, it is my opinion that the Director of Personnel and Standardization may not lawfully pay Walter F. Costello the maximum salary grade for this recruitment position.

Very truly yours,

EDWARD W. BROOKE, *Attorney General.*



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May 16, 2016

*BY HAND DELIVERY*

Chairman Stephen Crosby  
Commissioner Gayle Cameron  
Commissioner Lloyd Macdonald  
Commissioner Bruce Stebbins  
Commissioner Enrique Zuniga  
Massachusetts Gaming Commission  
101 Federal Street, 12th Floor  
Boston, MA 02110

**Re: Petition for Suspension or Revocation of Raynham Taunton Greyhound Licensees' Simulcasting Authority Due to Failure to Pay Statutorily Required Simulcasting Premiums**

Dear Chairman Crosby and Commissioners Cameron, Macdonald, Stebbins & Zuniga:

As you know, this firm represents Sterling Suffolk Racecourse, LLC ("Suffolk Downs").

Introduction

The greyhound racing meeting licensees who currently conduct simulcasting at Raynham Taunton Greyhound Park (together, "Raynham Taunton") are in violation of the Massachusetts simulcasting law, General Laws Chapter 128C, because they refuse to pay Suffolk Downs statutorily mandated premiums owed on account of interstate thoroughbred wagers they have accepted and from which they have profited. In all, Raynham Taunton owes Suffolk Downs over \$300,000.00 and has repeatedly refused to pay despite Suffolk Downs' demands. Accordingly, Suffolk Downs hereby petitions the Massachusetts Gaming Commission to commence a proceeding to suspend the license and simulcasting rights of Raynham Taunton until it comes into compliance with its statutory premium obligation.



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### Background

Raynham Taunton's conduct of simulcasting is governed by Chapter 128C and regulated by the Commission. While the Legislature has authorized Raynham Taunton to continue simulcasting even though it can no longer conduct live greyhound racing, see St. 2011, c. 194, § 92, it has expressly required that Raynham Taunton abide by Chapter 128C, see id. § 86(c). Since 2001, and in exchange for Raynham Taunton receiving expanded rights to simulcast thoroughbred races, Chapter 128C has required that Raynham Taunton pay Suffolk Downs a percentage of its wagering handle on out-of-state thoroughbred signals, just as it has required Suffolk Downs to pay Raynham Taunton a percentage of Suffolk Downs' wagering handle on out-of-state greyhound races. M.G.L. c. 128C, § 2. The amounts that Massachusetts licensees are required to pay each other on account of out-of-state simulcasts are referred to in the statute as "premiums" and are required to be used by the recipient for purses or, with approval of its horsemen's organization, for payment of administrative and horseracing operations. Id.

In the racing statutes, Raynham Taunton is referred to as "the greyhound meeting licensee in Bristol county." General Laws Chapter 128C, Section 2(2), which authorizes and sets conditions for simulcasting by Raynham Taunton, expressly provides that it "shall pay to the running horse meeting licensee in Suffolk county," which is Suffolk Downs, "a 3 per cent premium with respect to any interstate running horse simulcasts received." Raynham Taunton's "right to simulcast is subject to" payment of the premiums (among other things). Id.

### Raynham Taunton's Refusal To Meet Its Statutory Obligation

Raynham Taunton refuses to pay any premiums to Suffolk Downs on account of simulcast wagers it accepted after October 4, 2014, notwithstanding its clear statutory obligation to do so. Raynham Taunton has contended that its obligation to pay premiums ceased as of the last day of the Suffolk Downs live racing season in 2014, which was October 4. There is no merit to that contention because Suffolk Downs has remained at all times the running horse racing meeting licensee in Suffolk County, see St. 2014, c. 436; St. 2015, c. 10, § 59, and has continued to conduct live racing.

The total amount owed is \$303,937.12, and comprises a balance of \$86,264.59 for the period from October 24 to December 31, 2014, and \$217,672.53 for wagering activity from January 1 through June 23, 2015.<sup>1</sup>

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<sup>1</sup> The Legislature has suspended Raynham Taunton's obligation to pay premiums to Suffolk Downs between the day that Plainridge Park Casino opened, which was June 24, 2015, and July 31, 2016. St. 2015, c. 10, §§ 66-68, 74.



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Suffolk Downs has made repeated written demand on Raynham Taunton for payment of the premiums owed, and Raynham Taunton has refused to pay. I understand that the Commission's racing division has copies of that correspondence. Commissioners Cameron and Stebbins may also recall that Suffolk Downs Chief Operating Officer Chip Tuttle raised the issue of Raynham Taunton's refusal to meet its statutory obligations at the 2015 public hearing on the fair racing license applications of the Brockton Agricultural Society and the Middleborough Agricultural Society, which share ownership and management with Raynham Taunton. After Mr. Tuttle spoke, Mr. George Carney stated as part of the public record his position that Raynham Taunton did not owe the money.<sup>2</sup>

Relief Requested

Accordingly, Suffolk Downs petitions the Commission to commence a proceeding, pursuant to its authority under General Laws Chapter 128A, Section 11 and Chapter 128C, Section 2 and other applicable authority, to suspend Raynham Taunton's license and prohibit it from simulcasting until it has paid all statutory premiums owed to Suffolk Downs.

If the Commission would like any additional information in connection with its investigation of this matter, please do not hesitate to contact me.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Bruce S. Barnett', with a long horizontal line extending to the right.

Bruce S. Barnett

cc: General Counsel Catherine Blue, Mass. Gaming Commission (by electronic mail)  
Dr. Alexandra Lightbown, Interim Director, MGC Racing Division (by electronic mail)  
Mr. Chip Tuttle, COO, Suffolk Downs (by electronic mail)  
Michael P. Morizio, Esq. (counsel for Raynham Taunton) (by electronic mail)

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<sup>2</sup> Raynham Taunton offered to pay the balance of premiums due for 2014 (about \$85,000.00), but only on the condition that Suffolk Downs agree to waive any claim to premiums for 2015 (about \$215,000.00). Suffolk Downs did not accept the offer, which Raynham Taunton later withdrew.

**No Documents**



TO: Steve Crosby, Chairman  
Gayle Cameron, Commissioner  
Lloyd Macdonald, Commissioner  
Bruce Stebbins, Commissioner  
Enrique Zuniga, Commissioner

FROM: Alexandra Lightbown, Director of Racing

CC: Edward Bedrosian, Executive Director  
Catherine Blue, General Counsel

DATE: September 6, 2016

RE: Massachusetts Thoroughbred Breeders Association Request to Race at Finger Lakes, Laurel and Delaware

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Dear Commissioners:

George Brown, Chairman of the Massachusetts Thoroughbred Breeders Association has submitted a request for approval to run 5 (five) restricted Massbred races and the 2 year old Norman Hall Stakes race at Finger Lakes Racecourse in New York. There is also a possibility of running a turf race at either Delaware Park or Laurel in Maryland. Last year, Massachusetts General Law Chapter 128 (the Agricultural Law) was changed to allow Massbred races to be run outside of Massachusetts. The Massachusetts Gaming Commission approved these races at their August 20, 2015 meeting, and also some spring 2016 races at Finger Lakes earlier this year.

**Recommendation: That the Commission approves the request of the Massachusetts Thoroughbred Breeders Association to run five restricted Massbred races and the 2 year old Norman Hall Stakes at Finger Lakes Racecourse this fall, and approve the request to run a turf race at either Delaware Park or Laurel Park.**



Massachusetts Gaming Commission



## **MASSACHUSETTS THOROUGHBRED BREEDERS ASSOCIATION**

121 Pine Street, Rehoboth, MA 02769

508-252-3690 voice & fax, [www.massbredds.com](http://www.massbredds.com)

Massachusetts Gaming commission

September 6, 2016

Dear Dr. Lightbown,

I am requesting the approval of the Massachusetts Gaming Commission to run 5 (five) restricted Massbred races and the 2 year old Norman Hall Stakes race an Finger Lakes Racecourse in New York. We have the available funds after running the 9 stakes races at Suffolk Downs. There is a possibility of running a turf race at either Delaware or Laurel but this has not been finalized. The races may be run outside the state but most of the owners and breeders are residents of Massachusetts and this opportunity to earn purse money and awards greatly helps the owners and breeders. Massbreds have become a valuable commodity since this new program has evolved. Massbreds have been selling and are being claimed like never before. I hope that the impetus of this past year does not dwindle. That is why we are trying to keep the program going as before.

Sincerely,

George F. Brown

Chairman, Massachusetts Thoroughbred Breeders Association



*Division of Racing*

## **MEMORANDUM**

<b>TO:</b>	Massachusetts Gaming Commission / State Racing Division
<b>FROM:</b>	Doug O'Donnell, Senior Financial Analyst
<b>SUBJECT:</b>	Request for Consideration, Suffolk Downs Capital Improvement Trust Fund
<b>DATE:</b>	September 8, 2016

In accordance with General Laws of Massachusetts, Chapter 128A, Section 5g.

The trustees may expand without appropriation all or any part of the capital trust fund to the appropriate track licensee in proportion to the amount deposited in each fund for use of a capital expenditure for alterations, additions, replacements, changes, improvements or major repairs to or upon the property owned or leased by the licensee and used by it for the conduct of racing, but not for the cost of maintenance or of other ordinary operations. The trustees shall hire architectural and engineering consultants as they deem appropriate to advise them and to evaluate proposed capital improvements. The following capital fund requests have been reviewed.

Project # SDCITF2012:

• # 3	\$2,029.63
• # 4	\$5,208.25
• # 5	\$6,576.83
• # 7	\$8,984.17
• # 9	\$10,815.84
• # 12	<u>\$59,034.47</u>

Total Request for Consideration	\$92,649.19
---------------------------------	-------------

Current balance in Fund \$590,239.83

All financial statements required under section 6 shall be accompanied by a statement signed under the pains and penalties of perjury by the manager of the licensee setting forth the capital improvements completed with funds obtained under this section.

After review and confirmation of request, with your authorization, we will approve scope of work to be completed at the licensee facility.



Massachusetts Gaming Commission



MASSACHUSETTS GAMING  
COMMISSION  
2016 AUG 17 AM 11:45

Neil R. Dixon, Principal  
Wayne O. Salo, Principal  
Jesse G. Hilgenberg, Principal

August 15, 2016

Mr. Douglas O'Donnell, Senior Financial Analyst  
Massachusetts Gaming Commission/Racing Division  
101 Federal Street  
Boston, MA 02110

RE: Suffolk Downs  
CIF Project SD 2012-3  
Window Air Conditioners  
Request for Consideration

Dear Mr. O'Donnell:

Attached please find one copy of a Request for Consideration from Suffolk Downs to the Massachusetts Gaming Commission/Racing Division in the amount of \$2,029.63 for the installation of two window air conditioning units.

These units were installed in the Telephone Room and the Racing Commission Office to provide a more comfortable environment for the employees and to improve working conditions. The installation of the unit in the Telephone Room also served to reduce the moisture in this room.

Based upon the above, it is the opinion of this office that the project is an appropriate Capital Improvement Fund Project and we recommend that this Request for Consideration be approved by the Massachusetts Gaming Commission/Racing Division in the amount of \$2,029.63.

Should you have any questions please do not hesitate to contact this office.

Very truly yours,  
DIXON SALO ARCHITECTS, INC.

  
Neil R. Dixon,  
Principal/Architect  
NRD/hs

cc: Chip Tuttle, CFO Suffolk Downs

Enclosure: Suffolk Downs, Request for Considerations CIF Project SD 2012-3 (RFC)



July 11, 2016

Mr. Neil R. Dixon  
Dixon Salo Architects, Inc.  
501 Park Avenue, Suite 210  
Worcester, MA 01610-1221

Dear Neil:

**RE: CIF Project SD 2012-3 (RFC)**

Enclosed are three copies of a Request for Consideration from the Running Horse Capital Improvement Trust Fund for Project SD 2012-3 (Window Air Conditioners) (2)

This project involved the purchase of 2 window air conditioners which were needed for the comfort of the patrons and employees at Suffolk Downs.

Should you have any questions please call me at (617) 568-3327.

Thank you for your consideration of this matter.

Sincerely,

Chip Tuttle  
Chief Operating Officer

Encs.  
CT:jf

**RECEIVED**

**JUL 18 2016**

**Dixon Salo Architects, Inc.**

Telephone: 617-567-3900  
525 McClellan Highway, East Boston, Massachusetts 02128

Made in Massachusetts



August 1, 2016

Mr. Neil R. Dixon  
Dixon Salo Architects, Inc.  
501 Park Avenue, Suite 210  
Worcester, MA 01610-1221

Dear Mr. Dixon:

In reply to your e-mail re Suffolk Downs, 2012 CIF Projects, please be advised as follows:

Project SD 2012-3 (RFC) \$2,029.63  
Window Air Conditioning Units (2)

One unit was installed in the Telephone Room and the other unit was installed in the Racing Commission Office. The units were installed for the comfortable environment of the employees and to improve working conditions. Also, the Telephone Room unit was used to reduce moisture.

Project SD 2012-4 \$5,208.25  
Wall Heaters (4)

The wall heaters were installed in the Administration Office. Due to the devastating flood in the White Building a new office was built in the Clubhouse for the Administration Office employees.

Project SD 2012-5 \$6,576.83  
Landscaping Equipment

A generator, 2 hedge trimmers and rear tire tiller. This equipment was purchased new and needed to keep the landscape at Suffolk Downs manicured and groomed at all times.

Project SD 2012-7 \$8,984.17  
Hot Water Heater Upgrades

Pump for hot water heater, propane water heater, electric water heater and gas water heater. This equipment was purchased to replace broken equipment and was installed in the Mechanical Room on the roof of Suffolk Downs.

Project SD 2012-9 \$10,815.84  
Hot Gas Bypass and Furnace

Removed refrigerant from chiller, installed hot gas bypass and associated piping, replaced drier and started up and checked operation in the Jock's Room.

This work was necessary due to air conditioning not working. Repaired furnace in Club 2 and heater in the Grandstand Club seating area due to the furnace and heater were not working and installed new combination switch.

Telephone: 617-567-3900  
525 McClellan Highway, East Boston, Massachusetts 02128

Made in Massachusetts 



# The Commonwealth of Massachusetts

## MASSACHUSETTS GAMING COMMISSION

### CAPITAL IMPROVEMENT TRUST FUND PROMOTIONAL TRUST FUND

101 Federal Street, 12<sup>th</sup> Floor  
Boston, Massachusetts 02110  
Telephone (617) 979-8400 • Fax (617) 725-0258

★ *All information must be complete before any requests (RFC or RFR) can be processed.*

- 1. Date July 11, 2016
- 2. Association Making This Request Suffolk Downs
- 3. Project # 2012-3 (unique project number)
- 4. Project Window Air Conditioners (2) unique descriptive title of this project)

5. Type of Request (indicate RFC or RFR)

RFC / Request for Consideration                       RFR / Request for Reimbursement

Capital Improvement Fund                       Promotional Trust Fund

6. Total Project Amount Requested: \$ 2,029.63     Estimate / RFC ♦     Actual / RFR

7. *RFC only* – Provide a detailed description of the promotional or capital improvement project including the project objectives, how it will enhance the operations of the association and / or improve attendance and handles at your racetrack.

This project involved the purchase of 2 window air conditioners which were needed for the comfort of the patrons and employees at Suffolk Downs.

*RFR only* – Requests for reimbursement must contain a listing of all project expenditures by date, paid to and check number. A copy of the invoice and the cancelled check must support each expenditure.

8. For Capital Improvement Projects only, RFC's and RFR's must be submitted to the Commission's architect engineer consultant for review. The consultant makes recommendations to the Trustees relative to the cost and nature of the capital improvement project.

By Track Official: Chip Tuttle Title: Chief Operating Officer Date: July 11, 2016  
Chip Tuttle

RFR approval by the Trustees (signature and date) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



**ORIGINAL INVOICE**

18 APPLGATE DRIVE NORTH  
ROBBINSVILLE, NJ 08691-2342  
www.grainger.com



GRAINGER ACCOUNT NUMBER 831711973  
INVOICE NUMBER 9861041169  
INVOICE DATE 06/25/2012  
DUE DATE 07/25/2012  
AMOUNT DUE 1,076.94

SHIP TO  
MAINTENCE TRAILER  
SUFFOLK DOWNS  
111 WALDEMAR AVE  
BOSTON, MA 02128-1035

PO NUMBER: RACING COMM.OFFICE  
CALLER: DENIS CAULFIELD  
CUSTOMER PHONE: (617) 568-3284  
ORDER/DELIVERY#: 6200063582  
INCO TERMS: FOB ORIGIN

BILL TO  
MDG2010 00009363 1 AB 0374



SUFFOLK DOWNS  
111 WALDEMAR AVE  
BOSTON, MA 02128-1035



**THANK YOU !**

FEI NUMBER 36-1150280

FOR ANY QUESTIONS ABOUT THIS INVOICE OR ACCOUNT CALL 1-877-202-2594

PO LINE #	ITEM #	DESCRIPTION	QUANTITY	BACK ORDERED	UNIT PRICE	TOTAL
	13C605	WINDOW AC,18,000 BTU 230/208V MANUFACTURER # FRA1862	1		932.50	932.50

Vendor Number: GRAI 001  
 Distribution: 1305-100  
 Voucher Number: 106936  
 Check Code: \_\_\_\_\_  
 Approved By: \_\_\_\_\_

NUMBER OF PKGS: 0 WEIGHT: 127.00  
DATE SHIPPED: 06/25/2012  
CARRIER: LAND-AIR EXPRESS NE  
TRACKING NO: 9395280672

INVOICE SUB TOTAL 932.50  
SHIPPING CHARGE 86.16  
TAX 58.28

These items are sold for domestic consumption in the United States. If exported, purchaser assumes full responsibility for compliance with US export controls.

PAYMENT TERMS NET 30 DAYS. PAY THIS INVOICE NO STATEMENT SENT. PAYABLE IN U.S. DOLLARS.

**AMOUNT DUE 1,076.94**



\*\*



# PACKING LIST

**BOX ID URD6016 872**

18 Applegate Dr. North  
 Robbinsville NJ 08691

**Ship To:**

SUFFOLK DOWNS

111 WALDEMAR AVE  
 BOSTON MA 02128-1035  
 ATTN: MAINTENCE TRAILER

**Sold To:**

SUFFOLK DOWNS

111 WALDEMAR AVE  
 BOSTON MA 02128-1035

PO Number	RACING COMM.OFFICE
A/P Delivery Number	6200063582
Grainger Account Number	0831711973
Caller	DENIS CAULFIELD
PO Release Number	
Project / Job Number	
Department	
Order Date & Time	06/25/2012
Ship Date	06/25/2012
Requisitioner	
Vendor Number	
Employee Contact	IPXK
Carrier	LAND-AIR EXPRESS
Order Type	SH
Debit / Credit Code	Z001
Cartons in this Shipment	1

Please reference A/P DELIVERY NUMBER 6200063582 on all remittance and correspondence.

For questions about this order or your account call: (508) 880-0067

PO Line	Item #	Item Description	Quantity Shipped	Shipped from other location	Back-ordered	Tax	Unit Price	Total
13C605		Window AC 18 000 Btu 230/208V	1	0	0	T	932.50	932.50

For Terms and Conditions visit us at  
[www.grainger.com](http://www.grainger.com)

These items are sold for domestic consumption in the United States. If exported, purchaser assumes full responsibility for compliance with US export controls.

Subtotal: 932.50  
 + Tax: 58.28  
 + Shipping: 86.16  
**Total: 1076.94**

**ORIGINAL INVOICE**

GRAINGER ACCOUNT NUMBER 831711973  
 INVOICE NUMBER 9871437043  
 INVOICE DATE 07/09/2012  
 DUE DATE 08/08/2012  
 AMOUNT DUE 952.69

PO NUMBER: TELEPHONE ROOM  
 CALLER: DENIS CAULFIELD  
 CUSTOMER PHONE: (617) 568-3284  
 ORDER/DELIVERY#: 6201214541  
 INCO TERMS: FOB ORIGIN



**THANK YOU!**

FEI NUMBER 36-1150280

FOR ANY QUESTIONS ABOUT THIS INVOICE OR ACCOUNT CALL 1-877-202-2594

DESCRIPTION	QUANTITY	BACK ORDERED	UNIT PRICE	TOTAL
BTUS,120V RA1561	1		823.00	823.00
Vendor Number <u>GRAI001</u> Distribution <u>1505-100</u> Purchaser Number <u>107300</u> Dept Code _____ Approved By _____  				
			INVOICE SUB TOTAL	823.00
			SHIPPING CHARGE	78.25
			TAX	51.44

United States. If exported, purchaser assumes full

INVOICE NO STATEMENT SENT. PAYABLE IN U.S. DOLLARS.

**AMOUNT DUE 952.69**



\*\*



# PACKING LIST

## BOX ID URD6047 386

18 Applegate Dr. North  
Robbinsville NJ 08691

**Ship To:**

SUFFOLK DOWNS

111 WALDEMAR AVE  
BOSTON MA 02128-1035  
ATTN: DENIS CAULFIELD/MAIN

**Sold To:**

SUFFOLK DOWNS

111 WALDEMAR AVE  
BOSTON MA 02128-1035

PO Number	TELEPHONE ROOM
A/P Delivery Number	6201214541
Grainger Account Number	0831711973
Caller	DENIS CAULFIELD
PO Release Number	
Project / Job Number	
Department	
Order Date & Time	07/09/2012
Ship Date	07/09/2012
Requisitioner	
Vendor Number	
Employee Contact	IJET
Carrier	LAND-AIR EXPRESS
Order Type	SH
Debit / Credit Code	7001
Cartons in this Shipment	1

*Dme*

Please reference A/P DELIVERY NUMBER 6201214541 on all remittance and correspondence.

For questions about this order or your account call: (614) 276-5231

PO Line	Item #	Item Description	Quantity Shipped	Shipped from other location	Back-ordered	Tax	Unit Price	Total
13C604		Window AC 15100 BTUs 120V	1	0	0	T	823.00	823.00

*Telephone Room  
7025-400*

For Terms and Conditions visit us at  
[www.grainger.com](http://www.grainger.com)

These items are sold for domestic consumption in the United States. If exported, purchaser assumes full responsibility for compliance with US export controls.

Subtotal:	823.00
+ Tax:	51.44
+ Shipping:	78.25
<b>Total:</b>	<b>952.69</b>



SUFFOLK DOWNS®

**PURCHASE ORDER** 12738  
PCF/SD

**IMPORTANT:** Show above order number on each Package, invoice, Bill of Lading and all Correspondence.

A packing slip **MUST** accompany this order. If shipper does not comply, this order may be returned at shipper's expense.

STERLING SUFFOLK RACECOURSE, LLC  
SUFFOLK DOWNS RACE TRACK  
111 WALDEMAR AVENUE  
EAST BOSTON, MA 02128

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*Granger*

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DATE OF ORDER		PROJECT NO.		TERMS	F.O.B	DELIVERY DATE
<i>7-10-12</i>		<i>Telephone Room</i>				
QTY. ORDERED	QTY. REC'D	CATALOG #	DESCRIPTION		UNIT PRICE	TOTAL
<i>1</i>			<i>1500 BTU Air</i>		<i>823.00</i>	
			<i>Conditioner</i>			
2.						
3.						
4.						
5.						
6.						
7.						
8.						
9.						
10.						
11.						
12.						
13.						
14.						
15.						

*1505400*

**VENDOR NOTE:**

**Read conditions on reverse side prior to shipment.**

ACCT #  
*7025-400*

DEPARTMENT  
*Maint*

REQUISITIONED BY  
*SP*

EXECUTIVE OFFICER

DIRECTOR OF PURCHASING/BUYER



**DIXON SALO  
ARCHITECTS  
INCORPORATED**

MASSACHUSETTS GAMING  
COMMISSION

2016 AUG 17 AM 11:45

Neil R. Dixon, Principal  
Wayne O. Salo, Principal  
Jesse G. Hilgenberg, Principal

August 15, 2016

Mr. Douglas O'Donnell, Senior Financial Analyst  
Massachusetts Gaming Commission/Racing Division  
101 Federal Street  
Boston, MA 02110

RE: Suffolk Downs  
CIF Project SD 2012-4  
Wall Heaters (4)  
Request for Consideration

Dear Mr. O'Donnell:

Attached please find one copy of a Request for Consideration from Suffolk Downs to the Massachusetts Gaming Commission/Racing Division in the amount of \$5,208.25 for the installation of four wall heaters.

As a result of a devastating flood in the White Building, a new Administrative Office was constructed in the Clubhouse for use by Administration Office employees. The four new wall heaters were installed in this new office for the comfort of the employees.

Based upon the above, it is the opinion of this office that the project is an appropriate Capital Improvement Fund Project and we recommend that this Request for Consideration be approved by the Massachusetts Gaming Commission/Racing Division in the amount of \$5,208.25.

Should you have any questions please do not hesitate to contact this office.

Very truly yours,  
DIXON SALO ARCHITECTS, INC.

  
Neil R. Dixon,  
Principal/Architect  
NRD/hs

cc: Chip Tuttle, CFO Suffolk Downs

Enclosure: Suffolk Downs, Request for Considerations CIF Project SD 2012-4 (RFC)



July 11, 2016

Mr. Neil R. Dixon  
Dixon Salo Architects, Inc.  
501 Park Avenue, Suite 210  
Worcester, MA 01610-1221

Dear Neil:

**RE: CIF Project SD 2012-4 (RFC)**

Enclosed are three copies of a Request for Consideration from the Running Horse Capital Improvement Trust Fund for Project SD 2012-4 (Wall Heaters (4).

This project involved the purchase of 4 wall heaters needed for the comfort of customers and employees.

Should you have any questions please call me at (617) 568-3327.

Thank you for your consideration of this matter.

Sincerely,

Chip Tuttle  
Chief Operating Officer

Encs.  
CT:jf

RECEIVED

JUL 18 2016

Dixon Salo Architects, Inc.

Telephone: 617-567-3900  
525 McClellan Highway, East Boston, Massachusetts 02128

Made in Massachusetts



August 1, 2016

Mr. Neil R. Dixon  
Dixon Salo Architects, Inc.  
501 Park Avenue, Suite 210  
Worcester, MA 01610-1221

Dear Mr. Dixon:

In reply to your e-mail re Suffolk Downs, 2012 CIF Projects, please be advised as follows:

Project SD 2012-3 (RFC)           \$2,029.63  
Window Air Conditioning Units (2)

One unit was installed in the Telephone Room and the other unit was installed in the Racing Commission Office. The units were installed for the comfortable environment of the employees and to improve working conditions. Also, the Telephone Room unit was used to reduce moisture.

Project SD 2012-4                 \$5,208.25  
Wall Heaters (4)

The wall heaters were installed in the Administration Office. Due to the devastating flood in the White Building a new office was built in the Clubhouse for the Administration Office employees.

Project SD 2012-5                 \$6,576.83  
Landscaping Equipment

A generator, 2 hedge trimmers and rear tire tiller. This equipment was purchased new and needed to keep the landscape at Suffolk Downs manicured and groomed at all times.

Project SD 2012-7                 \$8,984.17  
Hot Water Heater Upgrades

Pump for hot water heater, propane water heater, electric water heater and gas water heater. This equipment was purchased to replace broken equipment and was installed in the Mechanical Room on the roof of Suffolk Downs.

Project SD 2012-9                 \$10,815.84  
Hot Gas Bypass and Furnace

Removed refrigerant from chiller, installed hot gas bypass and associated piping, replaced drier and started up and checked operation in the Jock's Room. This work was necessary due to air conditioning not working. Repaired furnace in Club 2 and heater in the Grandstand Club seating area due to the furnace and heater were not working and installed new combination switch.

Telephone: 617-567-3900  
525 McClellan Highway, East Boston, Massachusetts 02128

Made in Massachusetts 



# The Commonwealth of Massachusetts

## MASSACHUSETTS GAMING COMMISSION

### CAPITAL IMPROVEMENT TRUST FUND PROMOTIONAL TRUST FUND

101 Federal Street, 12<sup>th</sup> Floor  
Boston, Massachusetts 02110  
Telephone (617) 979-8400 • Fax (617) 725-0258

★ *All information must be complete before any requests (RFC or RFR) can be processed.*

- 1. Date July 11, 2016
- 2. Association Making This Request Suffolk Downs
- 3. Project # 2012-4 (unique project number)
- 4. Project Wall Heaters (4) unique descriptive title of this project)

5. Type of Request (indicate RFC or RFR)

- RFC / Request for Consideration
- RFR / Request for Reimbursement
- Capital Improvement Fund
- Promotional Trust Fund

6. Total Project Amount Requested: \$ 5,208.25  Estimate / RFC ♦  Actual / RFR

7. *RFC only* – Provide a detailed description of the promotional or capital improvement project including the project objectives, how it will enhance the operations of the association and / or improve attendance and handles at your racetrack.

This project involved the purchase of 4 wall heaters needed for the comfort of customers and employees.

*RFR only* – Requests for reimbursement must contain a listing of all project expenditures by date, paid to and check number. A copy of the invoice and the cancelled check must support each expenditure.

8. For Capital Improvement Projects only, RFC's and RFR's must be submitted to the Commission's architect engineer consultant for review. The consultant makes recommendations to the Trustees relative to the cost and nature of the capital improvement project.

By Track Official: Chip Tuttle Title: Chief Operating Officer Date: July 11, 2016  
Chip Tuttle

RFR approval by the Trustees (signature and date) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



322 MYSTIC AVENUE  
 MEDFORD, MA 02155  
 Phone: 781-391-5550  
 Fax: 781-391-0507  
 Web: www.johnstonesupply.com

**Branch Locations**  
**WOBURN**  
 35 Industrial Parkway  
 WOBURN MA 01801  
 781-933-8506  
**MEDFORD**  
 322 MYSTIC AVENUE  
 MEDFORD MA 02155  
 781-391-5550

For All Account/Billing Inquiries Please Call 781-933-7489

SOLD TO:  
**STERL SUFFOLK RACECRS LLC**  
 111 WALDEMAR AVE  
 EAST BOSTON MA 02128

SHIP TO:  
 STERL SUFFOLK RACECRS  
 LLC  
 111 WALDEMAR AVE  
 EAST BOSTON MA 02128  
 617-567-3900  
 CUST FAX# 617-567-5140

Quote Date	Quote #
12/14/11	210267
Total Amount Due	PG#
834.94	1
Remit To: JOHNSTONE SUPPLY OF WOBURN 185 New Boston Street WOBURN, MA 01801	

\*\*\* QUOTATION \*\*\*

Order Date	Customer Number	Customer P.O.	Sales Person
12/14/11	701676	ptac	KEVIN GRANT
Order Number	Shipped VIA	Ordered By	TERMS
02-210267-	WILL CALL	DENIS	NET 30 DAYS

Item	Johnstone Product Number	Quantity			Item Description	Each Price	Unit Price	Amount
		ORD	SHIP	B/O				
1	B91-690	1		0	PTC123E50Axxx PTAC 5KW	1499.00	779.48	779.48T
2	G22-891	1		0	1876V-BOX 20A RECEPTACLE	11.99	6.35	6.35T

CERTIFICATION # #####

Tax Rate	Taxable Amt	Total Tax	Core Total	MISC Charges	Merchandise Total
6.250%	\$785.83	\$49.11	\$0.00		\$785.83
Tax Number	Units Shipped	Shipping/Handling	MDSE DISCOUNT	TOTAL AMOUNT DUE	
	0		\$0.00	\$834.94	

This quote will be honored for days from date shown above

Remit To:  
 JOHNSTONE SUPPLY OF  
 WOBURN  
 185 New Boston Street  
 WOBURN, MA 01801

PLEASE NOTE: ALL RETURNED MERCHANDISE IS SUBJECT TO A RESTOCKING CHARGE. NO RETURN ON SPECIAL ORDERED OR INSTALLED PARTS. NO GOODS ACCEPTED FOR RETURN AFTER 30 DAYS. RETURNS MUST HAVE INVOICE







322 MYSTIC AVENUE  
 MEDFORD, MA 02155  
 Phone: 781-391-5550  
 Fax: 781-391-0507  
 Web: www.johnstonesupply.com

**Branch Locations**

**WOBURN**  
 35 Industrial Parkway  
 WOBURN MA 01801  
 781-933-8506

**MEDFORD**  
 322 MYSTIC AVENUE  
 MEDFORD MA 02155  
 781-391-5550

For All Account/Billing Inquiries Please Call 781-933-7489

SOLD TO:  
**STERL SUFFOLK RACECRS LLC**  
 111 WALDEMAR AVE  
 EAST BOSTON MA 02128

SHIP TO:  
 STERL SUFFOLK RACECRS  
 LLC  
 111 WALDEMAR AVE  
 EAST BOSTON MA 02128  
 617-567-3900

<b>Invoice Date</b>	<b>Invoice #</b>
11/01/12	222947
<b>Total Amount Due</b>	<b>PG#</b>
710.55	1
<b>Remit To:</b>	
JOHNSTONE SUPPLY OF WOBURN 185 New Boston Street WOBURN, MA 01801	

\*\*\* INVOICE \*\*\*

<b>Order Date</b>	<b>Customer Number</b>	<b>Customer P.O.</b>	<b>Sales Person</b>
10/25/12	701676	12801	DYLAN BENOIT
<b>Order Number</b>	<b>Shipped VIA</b>	<b>Ordered By</b>	<b>TERMS</b>
02-222947-001	WILL CALL	DENIS CAULFIELD	NET 30 DAYS

Item	Johnstone Product Number	Quantity			Item Description	Each Price	Unit Price	Amount
		ORD	SHIP	B/O				
1	L98-701	1	1	0	53141 HD45AS0111PK LOPRO	1399.00	668.75	668.75T
2	SERIAL# 2012							
3	Order converted from Quote# 02212775							

Vendor Name: *John 15*

Distribution: *1505-100*

Voucher Number: *108901*

Check Code:

Approved By: *[Signature]*

*Celebrating 20 Years*

CERTIFICATION # #####

<b>Tax Rate</b>	<b>Taxable Amt</b>	<b>Total Tax</b>	<b>Core Total</b>	<b>MISC Charges</b>	<b>Merchandise Total</b>
6.250%	\$668.75	\$41.80	\$0.00		\$668.75
<b>Tax Number</b>	<b>Units Shipped</b>	<b>Shipping/Handling</b>	<b>MDSE DISCOUNT</b>	<b>TOTAL AMOUNT DUE</b>	
	1		\$0.00	<b>\$710.55</b>	

Signed By: DENIS CAULFIELD 08:05:19 01 Nov 2012

Cash: \$ \_\_\_\_\_  
 Check #: \_\_\_\_\_  
 Change: \_\_\_\_\_

**Remit To:**  
 JOHNSTONE SUPPLY OF  
 WOBURN  
 185 New Boston Street  
 WOBURN, MA 01801

**PLEASE NOTE: ALL RETURNED MERCHANDISE IS SUBJECT TO A RESTOCKING CHARGE. NO RETURN ON SPECIAL ORDERED OR INSTALLED PARTS. NO GOODS ACCEPTED FOR RETURN AFTER 30 DAYS. RETURNS MUST HAVE INVOICE**



# INDEPENDENT ELECTRIC SUPPLY

Your Complete Electrical Wholesale Source!

INDEPENDENT ELECTRIC SUPPLY  
41 INNER BELT RD.  
SOMERVILLE MA 02143  
617-625-5155 Fax 617-625-0563



# INVOICE

INVOICE DATE	INVOICE NUMBER
06/22/12	S1555604.001
PLEASE REMIT PAYMENT TO:	
INDEPENDENT ELECTRIC SUPPLY 41 INNER BELT ROAD SOMERVILLE, MA 02143	

2944 1 AB 0.374 E0038X I0053 D502038980 P1101221 0001:0002



SUFFOLK DOWNS CORP  
111 WALDEMAR AVE  
BOSTON MA 02128-1035

### Ship To

SUFFOLK DOWNS CORP  
111 WALDEMAR AVENUE  
E BOSTON MA 02128

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	RELEASE NUMBER	SALESPERSON	
1712	12724		DAN GRAY	
WRITER	SHIP VIA		SHIP DATE	ORDER DATE
CHRIS PESCHECK	BEST WAY		06/22/12	06/13/12
DESCRIPTION	ORDER QTY	SHIP QTY	UNIT PRICE	EXT PRICE
KING W1215 1500W 120V WALL HTR 09331912712	6	6	87.895E	527.37
KINGHEAT W2420 2000W 208/240V WALL HTR	6	6	91.408E	548.45
*** Above not returnable ini **				
KING LPW2445T 4500W 240V WALL 09331918160	3	3	269.000E	807.00
KING WSC SURFACE CAN 09331919202	10	10	34.842E	348.42
KING WT-1 SINGLE POLE THERMOST 09331912736	10	10	13.434E	134.34
KING WT-2 DOUBLE POLE THERMOST 09331912739	10	10	19.500E	195.00

*2015-2012*

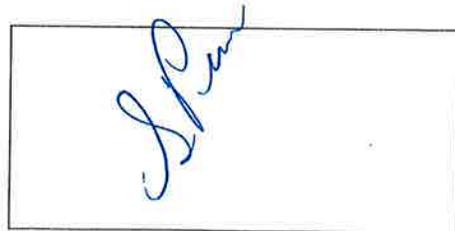
Number  
1505-100  
106867

**Email Invoicing Now Available!!!**

Get your invoices quickly and help save a tree with Independent Electric Supply's email invoicing service. Invoices are emailed in an easy-to-read PDF format.

Email [bgray@iesbuy.com](mailto:bgray@iesbuy.com) and get setup today!

Invoice is due by 07/22/12.



Subtotal	2560.58
S&H Chgs	
Sales Tax	160.04
<b>Amount Due</b>	<b>2720.62</b>

\*\*\*PLEASE NOTE OUR NEW REMIT-TO ADDRESS\*\*\* INDEPENDENT ELECTRIC SUPPLY 41 INNER BELT ROAD SOMERVILLE, MA 02143

All returns are subject to inspection and restocking charge. Past due invoices may be subject to 1.5% late charge.



MASSACHUSETTS GAMING  
2016 AUG 17 AM 11:45

Neil R. Dixon, Principal  
Wayne O. Salo, Principal  
Jesse G. Hilgenberg, Principal

August 15, 2016

Mr. Douglas O'Donnell, Senior Financial Analyst  
Massachusetts Gaming Commission/Racing Division  
101 Federal Street  
Boston, MA 02110

RE: Suffolk Downs  
CIF Project SD 2012-5  
Landscape Equipment  
Request for Consideration

Dear Mr. O'Donnell:

Attached please find one copy of a Request for Consideration from Suffolk Downs to the Massachusetts Gaming Commission/Racing Division in the amount of \$6,576.83 for the purchase of landscape equipment to maintain the racetrack and grounds of Suffolk Downs.

The landscape equipment was purchased to replace existing malfunctioning landscape equipment. The equipment purchased included a generator, 2 hedge trimmers and a rear tire tiller.

Based upon the above, it is the opinion of this office that the project is an appropriate Capital Improvement Fund Project and we recommend that this Request for Consideration be approved by the Massachusetts Gaming Commission/Racing Division in the amount of \$6,576.83.

Should you have any questions please do not hesitate to contact this office.

Very truly yours,  
DIXON SALO ARCHITECTS, INC.

  
Neil R. Dixon,  
Principal/Architect  
NRD/hs

cc: Chip Tuttle, CFO Suffolk Downs

Enclosure: Suffolk Downs, Request for Considerations CIF Project SD 2012-4 (RFC)



July 11, 2016

Mr. Neil R. Dixon  
Dixon Salo Architects, Inc.  
501 Park Avenue, Suite 210  
Worcester, MA 01610-1221

Dear Neil:

**RE: CIF Project SD 2012-5 (RFC)**

Enclosed are three copies of a Request for Consideration from the Running Horse Capital Improvement Trust Fund for Project SD 2012-5 (Landscaping Equipment).

The purchase of the landscaping equipment was necessary to allow proper maintenance of the racetrack and grounds of Suffolk Downs and replace the existing malfunctioning equipment.

Should you have any questions please call me at (617) 568-3327.

Thank you for your consideration of this matter.

Sincerely,

Chip Tuttle  
Chief Operating Officer

Encs.  
CT:jf

RECEIVED

JUL 18 2016

Dixon Salo Architects, Inc.

Telephone: 617-567-3900  
525 McClellan Highway, East Boston, Massachusetts 02128

Made in Massachusetts



August 1, 2016

Mr. Neil R. Dixon  
Dixon Salo Architects, Inc.  
501 Park Avenue, Suite 210  
Worcester, MA 01610-1221

Dear Mr. Dixon:

In reply to your e-mail re Suffolk Downs, 2012 CIF Projects, please be advised as follows:

Project SD 2012-3 (RFC)           \$2,029.63  
Window Air Conditioning Units (2)

One unit was installed in the Telephone Room and the other unit was installed in the Racing Commission Office. The units were installed for the comfortable environment of the employees and to improve working conditions. Also, the Telephone Room unit was used to reduce moisture.

Project SD 2012-4                 \$5,208.25  
Wall Heaters (4)

The wall heaters were installed in the Administration Office. Due to the devastating flood in the White Building a new office was built in the Clubhouse for the Administration Office employees.

Project SD 2012-5                 \$6,576.83  
Landscaping Equipment

A generator, 2 hedge trimmers and rear tire tiller. This equipment was purchased new and needed to keep the landscape at Suffolk Downs manicured and groomed at all times.

Project SD 2012-7                 \$8,984.17  
Hot Water Heater Upgrades

Pump for hot water heater, propane water heater, electric water heater and gas water heater. This equipment was purchased to replace broken equipment and was installed in the Mechanical Room on the roof of Suffolk Downs.

Project SD 2012-9                 \$10,815.84  
Hot Gas Bypass and Furnace

Removed refrigerant from chiller, installed hot gas bypass and associated piping, replaced drier and started up and checked operation in the Jock's Room. This work was necessary due to air conditioning not working. Repaired furnace in Club 2 and heater in the Grandstand Club seating area due to the furnace and heater were not working and installed new combination switch.

Telephone: 617-567-3900  
525 McClellan Highway, East Boston, Massachusetts 02128

Made in Massachusetts 



# The Commonwealth of Massachusetts

## MASSACHUSETTS GAMING COMMISSION

### CAPITAL IMPROVEMENT TRUST FUND PROMOTIONAL TRUST FUND

101 Federal Street, 12<sup>th</sup> Floor  
Boston, Massachusetts 02110  
Telephone (617) 979-8400 • Fax (617) 725-0258

★ *All information must be complete before any requests (RFC or RFR) can be processed.*

- 1. Date July 11, 2016
- 2. Association Making This Request Suffolk Downs
- 3. Project # 2012-5 (unique project number)
- 4. Project Landscaping Equipment unique descriptive title of this project)
- 5. Type of Request (indicate RFC or RFR)

- RFC / Request for Consideration                       RFR / Request for Reimbursement
- Capital Improvement Fund                                       Promotional Trust Fund

6. Total Project Amount Requested: \$ 6,576.83     Estimate / RFC   ♦     Actual / RFR

7. *RFC only* – Provide a detailed description of the promotional or capital improvement project including the project objectives, how it will enhance the operations of the association and / or improve attendance and handles at your racetrack.

The purchase of the landscaping equipment was necessary to allow proper maintenance of the racetrack and grounds of Suffolk Downs and replace the existing malfunctioning equipment.

*RFR only* – Requests for reimbursement must contain a listing of all project expenditures by date, paid to and check number. A copy of the invoice and the cancelled check must support each expenditure.

8. For Capital Improvement Projects only, RFC's and RFR's must be submitted to the Commission's architect engineer consultant for review. The consultant makes recommendations to the Trustees relative to the cost and nature of the capital improvement project.

By Track Official: Chip Tuttle Title: Chief Operating Officer Date: July 11, 2016  
Chip Tuttle

RFR approval by the Trustees (signature and date) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

MAESTRANZI BROS.INC.  
58 DUNHAM ROAD  
BEVERLY ,MA 01915  
978-922-3509

04/09/12  
Time: 09:16:54 AM

Invoice Date 04/09/12                      Order 00198792                      Invoice 464881

Bill To:    Ship To:  
  
617-567-3900    S A M E  
STERLING SUFFOLK RACECOURSE \*  
111 WALDEMAR AVENUE  
E. BOSTON, MA 02128-

Part Number	Description	Bin	Ord	Shp	BO	Price	Net	Extension
ION EU2000i	HON 2000W GENER	SR	1	1	0	1100.00	1100.00	1100.00
Serial#s	EAAJ-2238474							

DELIVER FRIDAY, APRIL 6, 2012  
SEND BILL  
ASK FOR RON IN MAINTENANCE

salesman RM    Amount :                      1100.00  
received By: AR 4/6/12    Tax :                      68.75  
check/PO #: NHONEU2000i    Total :                      1168.75  
Amount Paid:                      0.00                      Change:                      0.00                      Payment + Adjust + Deposit:                      0.00  
Balance:                      1168.75



SUFFOLK DOWNS®

**PURCHASE ORDER** 12668  
PCF/SD

**IMPORTANT:** Show above order number on each Package, invoice, Bill of Lading and all Correspondence.

A packing slip **MUST** accompany this order. If shipper does not comply, this order may be returned at shipper's expense.

STERLING SUFFOLK RACECOURSE, LLC  
SUFFOLK DOWNS RACE TRACK  
111 WALDEMAR AVENUE  
EAST BOSTON, MA 02128

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*Mastruzzi Bros.*

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DATE OF ORDER		PROJECT NO.		TERMS	F.O.B	DELIVERY DATE
<i>4-9-12</i>						
QTY. ORDERED	QTY. REC'D	CATALOG #	DESCRIPTION		UNIT PRICE	TOTAL
<i>1</i>			<i>Hand 2000w</i>			<i>1100.00</i>
<i>1</i>			<i>Generator</i>			
3.						
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15.						

**VENDOR NOTE:**

**Read conditions on reverse side prior to shipment.**

ACCT #  
*7046-200*

DEPARTMENT  
*Maint*

REQUISITIONED BY  
*LP*

EXECUTIVE OFFICER

DIRECTOR OF PURCHASING/BUYER

MAESTRANZI BROS. INC.  
58 DUNHAM ROAD  
BEVERLY ,MA 01915  
978-922-3509

04/12/12  
Time: 09:31:30 AM

Invoice Date 04/12/12

Order 00198969

Invoice 465031

Bill To:

Ship To:

617-567-3900  
STERLING SUFFOLK RACECOURSE \*  
111 WALDEMAR AVENUE  
E. BOSTON, MA 02128-

S A M E

Part Number	Description	Bin	Ord	Shp	BO	Price	Net	Extension
HON FRC800K1A	HON REAR TINE 2	SR	1	1	0	2680.00	2680.00	2680.00
Serial#s FAHJ-1100730								

DELIVERED 4/5/12  
SEND BILL

Salesman LM  
Received By: 4/5/12

Amount : 2680.00  
Tax : 167.50  
Total : 2847.50  
Payment + Adjust + Deposit: 0.00  
Balance: 2847.50

Check/PO #: HON FRC800 TILL  
Amount Paid: 0.00 Change:

0.00



SUFFOLK DOWNS®

PURCHASE ORDER 12675  
PCF/SD

**IMPORTANT:** Show above order number on each Package, invoice, Bill of Lading and all Correspondence.  
A packing slip **MUST** accompany this order. If shipper does not comply, this order may be returned at shipper's expense.

STERLING SUFFOLK RACECOURSE, LLC  
SUFFOLK DOWNS RACE TRACK  
111 WALDEMAR AVENUE  
EAST BOSTON, MA 02128

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*Mastranzi Bros.*

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DATE OF ORDER		PROJECT NO.		TERMS	F.O.B	DELIVERY DATE
4-12-12						
QTY. ORDERED	QTY. REC'D	CATALOG #	DESCRIPTION	UNIT PRICE	TOTAL	
1. 1		FAHJ110730	Honda rear tire	2680.00		
2.			Tiller			
3.						
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15.						

**VENDOR NOTE:**

Read conditions on reverse side prior to shipment.

ACCT #  
7046 - 200

DEPARTMENT  
*Maint*

REQUISITIONED BY  
*SP*

EXECUTIVE OFFICER

DIRECTOR OF PURCHASING/BUYER

MAESTRANZI BROS.INC.  
 58 DUNHAM ROAD  
 BEVERLY ,MA 01915  
 978-922-3509



05/03/12  
 Time: 03:38:43 PM

Invoice Date 05/03/12

Order 00199751

Invoice 466289

Bill To:

Ship To:

617-567-3900  
 STERLING SUFFOLK RACECOURSE \*  
 111 WALDEMAR AVENUE  
 E. BOSTON, MA 02128-

S A M E

Part Number	Description	Bin	Ord	Shp	BO	Price	Net	Extension
3H T282	SH T282 28CC TR	SR	3	3	0	470.00	470.00	1410.00
Serial#s 9102667	9102664					9102687		

delivered by our truck FRI 5/4/12  
 SEND BILL

Salesman LM  
 Received By: DEL 5/4/12

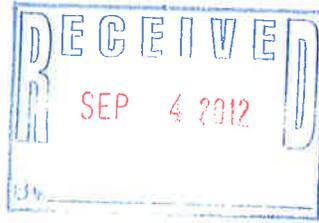
Amount : 1410.00  
 Tax : 88.13  
 Total : 1498.13  
 Deposit: 0.00  
 Balance: 1498.13

Check/PO #: 3NSHT282

Amount Paid: 0.00 Change:

Payment + Adjust + 0.00

MAESTRANZI BROS. INC.  
 58 DUNHAM ROAD  
 BEVERLY, MA 01915  
 978-922-3509



08/29/12  
 Time: 08:59:18 AM

Invoice Date 08/29/12      Order 00203844      Invoice 472312

Bill To:      Ship To:  
 617-567-3900      S A M E  
 STERLING SUFFOLK RACECOURSE \*  
 111 WALDEMAR AVENUE  
 E. BOSTON, MA 02128-

Part Number	Description	Bin	Ord	Shp	BO	Price	Net	Extension
SH DH231-30"	SH DH231-30 HED	SR	1	1	0	500.00	500.00	500.00
Serial#s T09012001751								

DELIVERED BY LEO 8/29/12  
 SEND BILL

*HEDGE TRIMMER*

Vendor Number	<i>MAES001</i>
Distribution	<i>1505-100</i>
Voucher Number	<i>108213</i>
Check Code	
Approved By	

*copy DL*

*[Signature]*

Salesman LM	Amount :	500.00
Received By: DEL BY LEO 8/29/12	Tax :	31.25
	Total :	531.25
Check/PO #: NSHDH231-30	Payment + Adjust + Deposit:	0.00
Amount Paid: 0.00    Change: 0.00	Balance:	531.25

MAESTRANZI BROS. INC.  
 58 DUNHAM ROAD  
 BEVERLY, MA 01915  
 978-922-3509



08/31/12

Time: 11:08:52 AM

Invoice Date 08/31/12

Order 00203916

Invoice 472483

Bill To:

Ship To:

617-567-3900  
 STERLING SUFFOLK RACECOURSE \*  
 111 WALDEMAR AVENUE  
 E. BOSTON, MA 02128-

S A M E

Part Number	Description	Bin	Ord	Shp	BO	Price	Net	Extension
DH231-30"	SH DH231-30 HED	SR	1	1	0	499.95	499.95	499.95
Serial#s T09012002456								

*HEDGE TRIMMER*

Vendor Number MA05001  
 Distribution 1505-100  
 Voucher Number 108214  
 Check Code \_\_\_\_\_  
 Approved By \_\_\_\_\_

Operator LM  
 Received By: DEL 8/31/12

Check/PO #: NSHDH1231-30  
 Amount Paid: 0.00 Change: 0.00

Payment + Adjust + Deposit: 0.00

Amount : 499.95  
 Tax : 31.25  
 Total : 531.20  
 Balance: 531.20



**PURCHASE ORDER** 12772  
PCF/SD

**IMPORTANT:** Show above order number on each Package, invoice, Bill of Lading and all Correspondence.  
A packing slip **MUST** accompany this order. If shipper does not comply, this order may be returned at shipper's expense.

STERLING SUFFOLK RACECOURSE, LLC  
SUFFOLK DOWNS RACE TRACK  
111 WALDEMAR AVENUE  
EAST BOSTON, MA 02128

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*Maestranzi Bros.*

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DATE OF ORDER		PROJECT NO.		TERMS	F.O.B	DELIVERY DATE
<i>9-5-12</i>		<i>Hedge Trainers</i>				
QTY. ORDERED	QTY. REC'D	CATALOG #	DESCRIPTION		UNIT PRICE	TOTAL
<i>2</i>			<i>Shandon a 28" Hedge</i>		<i>500.00</i>	
			<i>Trainers</i>			
3.						
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10.						
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13.						
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15.						

**VENDOR NOTE:**

Read conditions on reverse side prior to shipment.

ACCT #  
*7075 - 200*

DEPARTMENT  
*Plant*

REQUISITIONED BY  
*[Signature]*

EXECUTIVE OFFICER

DIRECTOR OF PURCHASING/BUYER



**DIXON SALO  
ARCHITECTS  
INCORPORATED**

MASSACHUSETTS GAMING  
COMMISSION

2016 AUG 17 AM 11:45

Neil R. Dixon, Principal  
Wayne O. Salo, Principal  
Jesse G. Hilgenberg, Principal

August 15, 2016

Mr. Douglas O'Donnell, Senior Financial Analyst  
Massachusetts Gaming Commission/Racing Division  
101 Federal Street  
Boston, MA 02110

RE: Suffolk Downs  
CIF Project SD 2012-7  
Hot Water Heater Upgrades  
Request for Consideration

Dear Mr. O'Donnell:

Attached please find one copy of a Request for Consideration from Suffolk Downs to the Massachusetts Gaming Commission/Racing Division in the amount of \$8,984.17 for the cost to replace existing defective hot water heating equipment at Suffolk Downs.

The project involved the purchase of a pump for the hot water heating system, a propane water heater, an electric water heater and a gas water heater. These items were purchased and installed to replace the existing defective equipment located in the Mechanical Room on the roof of Suffolk Downs.

Based upon the above, it is the opinion of this office that the project is an appropriate Capital Improvement Fund Project and we recommend that this Request for Consideration be approved by the Massachusetts Gaming Commission/Racing Division in the amount of \$8,984.17.

Should you have any questions please do not hesitate to contact this office.

Very truly yours,  
DIXON SALO ARCHITECTS, INC.

Neil R. Dixon,  
Principal/Architect  
NRD/hs

cc: Chip Tuttle, CFO Suffolk Downs

Enclosure: Suffolk Downs, Request for Considerations CIF Project SD 2012-4 (RFC)



July 11, 2016

Mr. Neil R. Dixon  
Dixon Salo Architects, Inc.  
501 Park Avenue, Suite 210  
Worcester, MA 01610-1221

Dear Neil:

**RE: CIF Project SD 2012-7 (RFC)**

Enclosed are three copies of a Request for Consideration from the Running Horse Capital Improvement Trust Fund for Project SD 2012-7 (Hot Water Heater Upgrades)

This project was necessary for the upgrading of the hot water heater at Suffolk Downs.

Should you have any questions please call me at (617) 568-3327.

Thank you for your consideration of this matter.

Sincerely,

Chip Tuttle  
Chief Operating Officer

Encs.  
CT:jf

RECEIVED

JUL 18 2016

Dixon Salo Architects, Inc.

Telephone: 617-567-3900  
525 McClellan Highway, East Boston, Massachusetts 02128

Made in Massachusetts



August 1, 2016

Mr. Neil R. Dixon  
Dixon Salo Architects, Inc.  
501 Park Avenue, Suite 210  
Worcester, MA 01610-1221

Dear Mr. Dixon:

In reply to your e-mail re Suffolk Downs, 2012 CIF Projects, please be advised as follows:

Project SD 2012-3 (RFC)           \$2,029.63  
Window Air Conditioning Units (2)

One unit was installed in the Telephone Room and the other unit was installed in the Racing Commission Office. The units were installed for the comfortable environment of the employees and to improve working conditions. Also, the Telephone Room unit was used to reduce moisture.

Project SD 2012-4                 \$5,208.25  
Wall Heaters (4)

The wall heaters were installed in the Administration Office. Due to the devastating flood in the White Building a new office was built in the Clubhouse for the Administration Office employees.

Project SD 2012-5                 \$6,576.83  
Landscaping Equipment

A generator, 2 hedge trimmers and rear tire tiller. This equipment was purchased new and needed to keep the landscape at Suffolk Downs manicured and groomed at all times.

Project SD 2012-7                 \$8,984.17  
Hot Water Heater Upgrades

Pump for hot water heater, propane water heater, electric water heater and gas water heater. This equipment was purchased to replace broken equipment and was installed in the Mechanical Room on the roof of Suffolk Downs.

Project SD 2012-9                 \$10,815.84  
Hot Gas Bypass and Furnace

Removed refrigerant from chiller, installed hot gas bypass and associated piping, replaced drier and started up and checked operation in the Jock's Room. This work was necessary due to air conditioning not working. Repaired furnace in Club 2 and heater in the Grandstand Club seating area due to the furnace and heater were not working and installed new combination switch.

Telephone: 617-567-3900  
525 McClellan Highway, East Boston, Massachusetts 02128

Made in Massachusetts 



# The Commonwealth of Massachusetts

## MASSACHUSETTS GAMING COMMISSION

### CAPITAL IMPROVEMENT TRUST FUND PROMOTIONAL TRUST FUND

101 Federal Street, 12<sup>th</sup> Floor  
Boston, Massachusetts 02110  
Telephone (617) 979-8400 • Fax (617) 725-0258

★ *All information must be complete before any requests (RFC or RFR) can be processed.*

1. Date July 11, 2016

2. Association Making This Request Suffolk Downs

3. Project # 2012-7 (unique project number)

4. Project Hot Water Heater Upgrades unique descriptive title of this project)

5. Type of Request (indicate RFC or RFR)

RFC / Request for Consideration

RFR / Request for Reimbursement

Capital Improvement Fund

Promotional Trust Fund

6. Total Project Amount Requested: \$ 8,984.17  Estimate / RFC ♦  Actual / RFR

7. *RFC only* – Provide a detailed description of the promotional or capital improvement project including the project objectives, how it will enhance the operations of the association and / or improve attendance and handles at your racetrack.

This project was necessary for the upgrading of the hot water heater at Suffolk Downs.

*RFR only* – Requests for reimbursement must contain a listing of all project expenditures by date, paid to and check number. A copy of the invoice and the cancelled check must support each expenditure.

8. For Capital Improvement Projects only, RFC's and RFR's must be submitted to the Commission's architect engineer consultant for review. The consultant makes recommendations to the Trustees relative to the cost and nature of the capital improvement project.

By Track Official: Chip Tuttle Title: Chief Operating Officer Date: July 11, 2016

Chip Tuttle

RFR approval by the Trustees (signature and date) \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

# INVOICE



**Metropolitan Pipe**  
www.metpipe.com

303 Binney Street Tel: 617-492-6400  
Cambridge, MA. 02142-1084 Fax: 617-354-3869

INVOICE #: S2721176.001  
INVOICE DATE: 03/08/12  
P/O #: 12596  
REL #:

Branch: METROPOLITAN PIPE & SUPPLY CO.  
303 BINNEY STREET  
CAMBRIDGE MA 02142-1084  
617-492-6400 Fax 617-354-3869

ENROLLMENT TOKEN  
SKZ MMK QXB

3712 1 SP 0.450 E0016X I0026 D448962975 P1012397 0001:0002



STERLING SUFFOLK DOWNS  
111 WARDMERE AVE  
E BOSTON MA 02128

SHIP TO:  
STERLING SUFFOLK DOWNS  
111 WARDMERE AVE  
E BOSTON MA 02128

ORD DATE	SHIP DATE	SALESMAN	WRITER	SHIP VIA	ORDERED BY
03/07/12	03/08/12	House Accounts	Stephen Smith x206	OT OUR TRUCK	JIM

ORD QTY	SHIP QTY	PRODUCT DESCRIPTION	NET PRICE	EXT PRICE
6ea	6ea	4758-22 3/4IN COMPR X COMPR UNION MCDONALD CTS (FOR WATER SERVICE)	20.808E	124.85
12ea	12ea	V-551-A 3323192 SLOAN VACUUM BREAKER REPAIR KIT	2.917E	35.00
1ea	1ea	120-B13 2in BRONZE CIRC W/FLGS TACO	1319.093E	1319.09
2ea	2ea	2in 150# GALV UNION	20.761E	41.52

*Pump for hot water*

Vendor Number UMTR 002  
 Distribution 2020-200 1505-100  
 Voucher Number 105140  
 Check Code \_\_\_\_\_  
 Approved By \_\_\_\_\_

**RECEIVED**  
MAR 11 2012  
By \_\_\_\_\_

*Copy Done*

*[Signature]*

*[Signature]*

**GO FROM GETTING A STATEMENT TO MAKING A STATEMENT**

Receive your invoices faster and help save the environment by enrolling in our free e-billing invoicing service! Invoices are sent by email or fax once per day. With email, you can even download your invoice data directly into your accounting package (such as QuickBooks or Peachtree).

Save time. Save money. Save a tree. Enroll in e-Adoption and make a statement.  
To sign up, contact Debbie at difdeb@metpipe.com.

Signature [Signature] Date \_\_\_\_\_  
Printed Name \_\_\_\_\_ # Items \_\_\_\_\_

Net Amt	1520.46
Freight	0.00
Sales Tax	95.03
<b>Total</b>	<b>1615.49</b>

A finance charge of 1 1/2% per month (18% Annual Percentage Rate) will be added to all account balances over 30 days old.  
ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS INVOICE NUMBER.  
RETURNS SUBJECT TO HANDLING CHARGES

NET 30 DAYS

# INVOICE

INVOICE #: S2732797.001  
 INVOICE DATE: 04/18/12  
 P/O #: 12673  
 REL #:



## Metropolitan Pipe

www.metpipe.com  
 303 Binney Street Tel: 617-492-6400  
 Cambridge, MA. 02142-1084 Fax: 617-354-3869

Branch: METROPOLITAN PIPE & SUPPLY CO.  
 303 BINNEY STREET  
 CAMBRIDGE MA 02142-1084  
 617-492-6400 Fax 617-354-3869

ENROLLMENT TOKEN  
 SKZ MMK QXB



6477 1 SP 0.450 E0008X I0012 D467953491 P1043749 0001:0001



STERLING SUFFOLK DOWNS  
 111 WARDMERE AVE  
 E BOSTON MA 02128

SHIP TO:  
 STERLING SUFFOLK DOWNS  
 111 WARDMERE AVE  
 E BOSTON MA 02128

ORD DATE	SHIP DATE	SALESMAN	WRITER	SHIP VIA	ORDERED BY
04/17/12	04/18/12	House Accounts	Thomas Endicott X236	OT OUR TRUCK	JIM

ORD QTY	SHIP QTY	PRODUCT DESCRIPTION	NET PRICE	EXT PRICE
1ea	1ea	0385719 WATTS 2in 909M1-QT BFP *img*	1892.055E	1892.06
1ea	1ea	0387145 WATTS 3/4in 909-QT-HW BFP *img*	1191.382E	1191.38
6ea	6ea	GP30002 VALVET UNIT KOHLER PART	17.525E	105.15
6ea	6ea	GP30004 VALVET UNIT KOHLER PART	17.525E	105.15

*Pump  
 For  
 HOT WATER*

*J.P.*

Vendor Number METR 002  
 Distribution 1505-100  
 Voucher Number 105678  
 Check Code \_\_\_\_\_  
 Approved By \_\_\_\_\_

*copy  
 David*

*[Signature]*

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Save time. Save money. Save a tree. Enroll in e-Adoption and make a statement  
 To sign up, contact Debbie at difdeb@metpipe.com.

*Paid at Office*  
 Signature \_\_\_\_\_ Date \_\_\_\_\_  
 Printed Name \_\_\_\_\_ # Items \_\_\_\_\_

Net Amt	3293.74
Freight	0.00
Sales Tax	205.86
<b>Total</b>	<b>3499.60</b>

A finance charge of 1 1/2% per month (18% Annual Percentage Rate) will be added to all account balances over 30 days old.  
 ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS INVOICE NUMBER.  
 RETURNS SUBJECT TO HANDLING CHARGES

NET 30 DAYS



# Metropolitan Pipe

www.metpipe.com



Serviced By: METROPOLITAN PIPE & SUPPLY CO.  
 303 BINNEY STREET  
 CAMBRIDGE, MA 02142-1004  
 Phone # 617-492-6400 Fax #

\*\* Ship Ticket \*\*  
 Order #: 82732797.001  
 P/O #: 12673  
 Release#: \_\_\_\_\_  
 Page #: 1

Printed: 15:47:45 17 APR 2012

Bill To:  
 STERLING SUFFOLK DOWNS  
 111 WARDMERE AVE  
 E BOSTON, MA 02128

Ship To:  
 STERLING SUFFOLK DOWNS  
 111 WARDMERE AVE  
 E BOSTON, MA 02128  
 Phone #: 617-568-3373

Ord-Date 04/17/12	Ship-Date 04/18/12	Writer Thomas Endicott	Ship Via OT OUR TRUCK	Ordered By JIM
Picked By	Ship Br:1 Proc Br:1	Salesman House Accounts	Delivered By	Freight Billable

Ordered	Shipped	Product Description		
04-0000-0300	STNS: V 3	ORG : BUND: FALL: PCS :	269	RESALE
6ea	6ea	GP30002 VALVET UNIT KOHLER PART Loc: C1-1012-0101		
6ea	6ea	GP30004 VALVET UNIT KOHLER PART Loc: C1-1012-0102		
1ea	1ea	0385719 WATTS 2in 909M1-QT BFP *img* Loc: M2-0708-0102		
1ea	1ea	0387145 WATTS 3/4in 909-QT-HW BFP *img* Loc: M2-1008-0101		
Received By : _____		Date : ____ / ____ / ____		

A finance charge of 1 1/2% per month (18% Annual Percentage Rate) will be added to all account balances over 30 days old.  
 ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS INVOICE NUMBER.  
 RETURNS SUBJECT TO HANDLING CHARGES



SUFFOLK DOWNS®

PURCHASE ORDER 12673  
PCF/SD

**IMPORTANT:** Show above order number on each Package, invoice, Bill of Lading and all Correspondence.

A packing slip **MUST** accompany this order. If shipper does not comply, this order may be returned at shipper's expense.

STERLING SUFFOLK RACECOURSE, LLC  
SUFFOLK DOWNS RACE TRACK  
111 WALDEMAR AVENUE  
EAST BOSTON, MA 02128

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*Mat Pipe*

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DATE OF ORDER	PROJECT NO.	TERMS	F.O.B	DELIVERY DATE	
<i>4/13/12</i>	<i>stock</i>			<i>4/24/12</i>	
QTY. ORDERED	QTY. REC'D	CATALOG #	DESCRIPTION	UNIT PRICE	TOTAL
1.					
2.					
3.					
4.					
5.					
6.					
7.					
8.					
9.					
10.					
11.					
12.					
13.					
14.					
15.					

*1505-100*

**VENDOR NOTE:**

**Read conditions on reverse side prior to shipment.**

ACCT #  
*7020-0200*

DEPARTMENT  
*Matnt*

REQUISITIONED BY  
*[Signature]*

EXECUTIVE OFFICER

DIRECTOR OF PURCHASING/BUYER



# Metropolitan Pipe

www.metpipe.com  
303 Binney Street Tel: 617-492-6400  
Cambridge, MA. 02142-1084 Fax: 617-354-3869

# INVOICE

INVOICE #: S2747944.002  
INVOICE DATE: 06/13/12  
P/O #: 12723  
REL #:

Branch: METROPOLITAN PIPE & SUPPLY CO.  
303 BINNEY STREET  
CAMBRIDGE MA 02142-1084  
617-492-6400 Fax 617-354-3869

ENROLLMENT TOKEN  
SKZ MMK QXB

9234 1 SP 0.450 E0028 I0054 D495129279 P1091660 0003:0003



STERLING SUFFOLK DOWNS  
111 WARDMERE AVE  
E BOSTON MA 02128

SHIP TO:  
STERLING SUFFOLK DOWNS  
111 WARDMERE AVE  
E BOSTON MA 02128

ORD DATE	SHIP DATE	SALESMAN	WRITER	SHIP VIA	ORDERED BY
06/12/12	06/13/12	House Accounts	Stephen Smith x206	OT OUR TRUCK	JIM

ORD QTY	SHIP QTY	PRODUCT DESCRIPTION	NET PRICE	EXT PRICE
1ea	1ea	75G LP GAS WATER HEATER RHEEM 42V75PF	860.000E	860.00

Vendor Number: WETA 002  
 Description: 7020-200 1305-100  
 oucher Number: 106895  
 Check Code: \_\_\_\_\_  
 Approved By: \_\_\_\_\_

**RECEIVED**  
JUN 19 2012

*S. Pini*

*[Signature]*

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 To sign up, contact Debbie at difdeb@metpipe.com.

*Steve Pini*  
 Signature \_\_\_\_\_ Date \_\_\_\_\_  
 Printed Name Steve Pini # IT \_\_\_\_\_

**Net Amt** 860.00  
**Freight** 0.00  
**Sales Tax** 53.75  
**Total** 913.75

A finance charge of 1 1/2% per month (18% Annual Percentage Rate) will be added to all account balances over 30 days old.  
ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS INVOICE NUMBER.  
RETURNS SUBJECT TO HANDLING CHARGES

NET 30 DAYS



# Metropolitan Pipe

www.metpipe.com



Serviced By: METROPOLITAN PIPE & SUPPLY CO.  
303 BINNEY STREET  
CAMBRIDGE, MA 02142-1094  
Phone # 617-492-6400 Fax #

**\*\* Ship Ticket \*\***  
Order #: S2747944.002  
P/O #: 12723  
Release#:  
Page #: 1

Printed: 15:37:26 12 JUN 2012

Bill To:  
STERLING SUFFOLK DOWNS  
111 WARDMERE AVE  
E BOSTON, MA 02128

Ship To:  
STERLING SUFFOLK DOWNS  
111 WARDMERE AVE  
E BOSTON, MA 02128  
Phone #: 617-560-3373

Ord Date 06/12/12	Ship Date 06/12/12	Writer Stephen Smith	Ship Via BY OUR TRUCK	Ordered By JIM
Picked By	Ship Br:1 Pre Br:1	Salesman House Accounts	Delivered By	Freight Billable

Ordered	Shipped	Product Description		
B1-0019-0100 CTNS:	1	CRS : BUND: FALL: PCS :	1113	HOLGED
1ea	1ea	75G LP GAS WATER HEATER RHEEM 42V75PF (** 1 Tagged to P1232869 **) Loc: B1-0019-0100		
Received By :	Date :		/	/

A finance charge of 1 1/2% per month (18% Annual Percentage Rate) will be added to all account balances over 30 days old.

ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS INVOICE NUMBER.

RETURNS SUBJECT TO HANDLING CHARGES

# INVOICE

INVOICE #: S2741985.001  
 INVOICE DATE: 05/23/12  
 P/O #: 12711  
 REL #:



**Metropolitan Pipe**  
 www.metpipe.com

303 Binney Street  
 Cambridge, MA. 02142-1084  
 Tel: 617-492-6400  
 Fax: 617-354-3869

Branch: METROPOLITAN PIPE & SUPPLY CO.  
 303 BINNEY STREET  
 CAMBRIDGE MA 02142-1084  
 617-492-6400 Fax 617-354-3869

ENROLLMENT TOKEN  
 SKZ MMK QXB



6798 1 SP 0.450 E0013X I0026 D484685012 P1072691 0001:0001



STERLING SUFFOLK DOWNS  
 111 WARDMERE AVE  
 E BOSTON MA 02128

SHIP TO:  
 STERLING SUFFOLK DOWNS  
 111 WARDMERE AVE  
 E BOSTON MA 02128

ORD DATE	SHIP DATE	SALESMAN	WRITER	SHIP VIA	ORDERED BY
05/22/12	05/23/12	House Accounts	Stephen Smith x206	OT OUR TRUCK	JIM

ORD QTY	SHIP QTY	PRODUCT DESCRIPTION	NET PRICE	EXT PRICE
1ea	1ea ✓	PE2-80-2 80G 6Y ELEC WATER HEATER 4500/4500 240/60/1 W/ T&P RUUD *img* (NAECA) Serial#: 0412239744	671.250E	671.25
1ea	1ea ✓	PE2-40-2 40G 6Y ELEC WATER HEATER 4500/4500 240/60/1 W/T&P VALVE RUUD (NAECA) Serial#: 0112203880	350.000E	350.00
1ea	1ea ✓	PH2-40SF 40G 6Y GAS WATER HEATER W/T&P VALVE RUUD (FVIR) & (NAECA) (REPLACES PH2-40S-40F) Serial#: 0312504538	408.750E	408.75
12ea	12ea ✓	3/4 CXM ADAPTER	2.499E	29.99
12ea	12ea ✓	3/4X1/2 CXM ADAPTER	4.343E	52.12
12ea	12ea ✓	3/4X1/2 CXF ADAPTER	5.121E	61.45
12ea	12ea ✓	3/4X1/2 CXC 90-ELL	4.133E	49.60
6ea	6ea ✓	3/4X1/2X1/2 BRASS TEE	10.060E	60.36
4ea	4ea ✓	70-203-01 1/2in APOLLO BRONZE COP 600WOG BALL VALVE	11.818E	47.27
4ea	4ea ✓	70-103-01 1/2in APOLLO BRONZE IPS 600WOG BALL VALVE	11.818E	47.27
6ea	6ea ✓	3/4X1/2 CXFTG REDUCER	1.920E	11.52
6ea	6ea ✓	3/4X1/2 CXC CPLG	1.920E	11.52
2ea	2ea ✓	MT-1 DISPOSABLE MAPP TANK	9.951E	19.90
2ea	2ea ✓	65432 32 OZ BETTER BUBBLE ( WITH TRIGGER SPRAYER)*img*	10.750E	21.50

Vendor Number: METR002  
 Distribution: 1505-100  
 Voucher Number: 10487  
 Check Code: \_\_\_\_\_  
 Approved By: \_\_\_\_\_

*J.P. [Signature]*

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
 Printed Name: \_\_\_\_\_ # Items: \_\_\_\_\_

Net Amt 1842.50  
 Freight 0.00  
 Sales Tax 115.16  
 Total 1957.66

A finance charge of 1 1/2% per month (18% Annual Percentage Rate) will be added to all account balances over 30 days old.  
 ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS INVOICE NUMBER.  
 RETURNS SUBJECT TO HANDLING CHARGES

NET 30 DAYS

# INVOICE

INVOICE #: S2778840.001  
 INVOICE DATE: 09/28/12  
 P/O #: 12783  
 REL #:



**Metropolitan Pipe**  
 www.metpipe.com

303 Binney Street Tel: 617-492-6400  
 Cambridge, MA. 02142-1084 Fax: 617-354-3869

Branch: METROPOLITAN PIPE & SUPPLY CO.  
 303 BINNEY STREET  
 CAMBRIDGE MA 02142-1084  
 617-492-6400 Fax 617-354-3869

ENROLLMENT TOKEN  
 SKZ MMK QXB

2669 1 SP 0.450 E0034X I0059 D557670104 P1198938 0001:0001



STERLING SUFFOLK DOWNS  
 111 WARDMERE AVE  
 E BOSTON MA 02128

SHIP TO:  
 STERLING SUFFOLK DOWNS  
 111 WARDMERE AVE  
 E BOSTON MA 02128

ORD DATE	SHIP DATE	SALESMAN	WRITER	SHIP VIA	ORDERED BY
09/27/12	09/28/12	House Accounts	Stephen Smith x206	OT OUR TRUCK	JIMMY

ORD QTY	SHIP QTY	PRODUCT DESCRIPTION	NET PRICE	EXT PRICE
2ea	2ea	RHEEM 42V40PF 40G PROPANE WATER HEATER	469.490E	938.98

**RECEIVED**  
 OCT 4 2012  
 By \_\_\_\_\_

MEMO NUMBER: *MTA 102*  
 1505-100  
 108783

*[Handwritten Signature]*

*[Handwritten initials]*

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 Save time. Save money. Save a tree. Enroll in e-Adoption and make a statement  
 To sign up, contact Debbie at difdeb@metpipe.com.

*[Handwritten Signature]*  
 Signature \_\_\_\_\_ Date \_\_\_\_\_  
 Printed Name \_\_\_\_\_ # Items \_\_\_\_\_

Net Amt 938.98  
 Freight 0.00  
 Sales Tax 58.69  
 Total 997.67

A finance charge of 1 1/2% per month (18% Annual Percentage Rate) will be added to all account balances over 30 days old.  
 ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS INVOICE NUMBER.  
 RETURNS SUBJECT TO HANDLING CHARGES

NET 30 DAYS

Serviced By: METROPOLITAN PIPE & SUPPLY CO.  
 303 BINNEY STREET  
 CAMBRIDGE, MA 02142-1084  
 Phone # 617-492-6400 Fax #

\*\* Bid \*\*  
 Bid #: S2778840  
 P/O #: NOPO  
 Release#:  
 Page #: 1

Bid To:  
 STERLING SUFFOLK DOWNS  
 111 WARDMERE AVE  
 E BOSTON, MA 02128

Ship To:  
 STERLING SUFFOLK DOWNS  
 111 WARDMERE AVE  
 E BOSTON, MA 02128  
 Phone # :617-568-3373

Bid-Date	Expr-Date	Writer	Ship Via	Ordered By
11/01/12	10/27/12	Stephen Smith	OT OUR TRUCK	JIMMY
	Ship Br:1	Salesman		Freight
	Prc Br:1	House Accounts		Billable

Bid Qty	Product Description	Net Price	Ext Price
2ea	RHEEM 42V40PF 40G PROPANE WATER HEATER	469.490ea	938.98
	BID TOTAL		938.98
	Sales tax		58.69

NOTE: Descriptions, quantities, and sizes are not guaranteed.  
 To avoid errors, plans and specifications should be checked.  
 Special material is non-cancelable. We are not responsible for  
 delays by reason of strikes, accidents, or other causes beyond  
 our control. No claims for labor or consequential damages will be  
 allowed.



# Metropolitan Pipe

www.metpipe.com



Serviced By: METROPOLITAN PIPE & SUPPLY CO.  
303 BINNEY STREET  
CAMBRIDGE, MA 02142-1084  
Phone # 617-492-6400 Fax #

\*\* Ship Ticket \*\*  
Order #: S2778840.001  
P/O #: 12783  
Release#:  
Page #: 1

Printed: 16:08:44 27 SEP 2012

Bill To:  
STERLING SUFFOLK DOWNS  
111 WARDMERE AVE  
E BOSTON, MA 02128

Ship To:  
STERLING SUFFOLK DOWNS  
111 WARDMERE AVE  
E BOSTON, MA 02128  
Phone # :617-568-3373

Ord Date 09/27/12	Ship Date 09/27/12	Writer Stephen Smith	Ship Via OT OUR TRUCK	Ordered By JIMMY
Picked By	Ship Br:1 Pre Br:1	Salesman House Accounts	Delivered By	Freight Billable

Ordered	Shipped	Product Description		
B1-8014-0100	20 CTNS:	2 URG : BUND: FALL: PCS : 2		CHALAU
2ea	2ea	RHEEM 42V40PF 40G PROPANE WATER HEATER <<(** 2 Tagged to P1237273 **)>> Loc: B1-8014-0100		

*J. P...*

Received By : \_\_\_\_\_ Date : \_\_\_/\_\_\_/\_\_\_

A finance charge of 1 1/2% per month (18% Annual Percentage Rate) will be added to all account balances over 30 days old.  
ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS INVOICE NUMBER.  
RETURNS SUBJECT TO HANDLING CHARGES



SUFFOLK DOWNS®

PURCHASE ORDER 12783  
PCF/SD

IMPORTANT: Show above order number on each Package, invoice, Bill of Lading and all Correspondence.

A packing slip MUST accompany this order. If shipper does not comply, this order may be returned at shipper's expense.

STERLING SUFFOLK RACECOURSE, LLC  
SUFFOLK DOWNS RACE TRACK  
111 WALDEMAR AVENUE  
EAST BOSTON, MA 02128

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Pipe*

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DATE OF ORDER	PROJECT NO.	TERMS	F.O.B	DELIVERY DATE	
<i>9/27/12</i>	<i>stock</i>			<i>9/28/12</i>	
QTY. ORDERED	QTY. REC'D	CATALOG #	DESCRIPTION	UNIT PRICE	TOTAL
1.					
2.					
3.					
4.					
5.					
6.					
7.					
8.					
9.					
10.					
11.					
12.					
13.					
14.					
15.					

**VENDOR NOTE:**

Read conditions on reverse side prior to shipment.

ACCT #  
*7070-0200*

DEPARTMENT  
*Ward*

REQUISITIONED BY  
*[Signature]*

EXECUTIVE OFFICER

DIRECTOR OF PURCHASING/BUYER



**DIXON SALO  
ARCHITECTS  
INCORPORATED**

MASSACHUSETTS GAMING  
COMMISSION

2016 AUG 17 AM 11:45

Neil R. Dixon, Principal  
Wayne O. Salo, Principal  
Jesse G. Hilgenberg, Principal

August 15, 2016

Mr. Douglas O'Donnell, Senior Financial Analyst  
Massachusetts Gaming Commission/Racing Division  
101 Federal Street  
Boston, MA 02110

RE: Suffolk Downs  
CIF Project SD 2012-9  
Hot Gas Bypass and Furnace  
Request for Consideration

Dear Mr. O'Donnell:

Attached please find one copy of a Request for Consideration from Suffolk Downs to the Massachusetts Gaming Commission/Racing Division in the amount of \$10,815.84 for the repair And upgrade of the hot gas bypass component of the air condition system and repair to furnace at Suffolk Downs.

The project involved the repairs to the air conditioning system in the Jockey's Room. Work included the removal of refrigerant from the chiller, installation of hot gas bypass and associated piping, replacement of drier, start up and checking of the operation of the air conditioning system in the Jockey's Room ,

Work also included repairs to the existing furnace located in Club 2 and heater in the grandstand Club seating area which were inoperative. A new combination switch was also installed.

Based upon the above, it is the opinion of this office that the project is an appropriate Capital Improvement Fund Project and we recommend that this Request for Consideration be approved by the Massachusetts Gaming Commission/Racing Division in the amount of \$10,815.84.

Should you have any questions please do not hesitate to contact this office.

Very truly yours,  
DIXON SALO ARCHITECTS, INC.

  
Neil R. Dixon,  
Principal/Architect  
NRD/hs

cc: Chip Tuttle, CFO Suffolk Downs  
Enclosure: Suffolk Downs, Request for Considerations CIF Project SD 2012-4 (RFC)



July 11, 2016

Mr. Neil R. Dixon  
Dixon Salo Architects, Inc.  
501 Park Avenue, Suite 210  
Worcester, MA 01610-1221

Dear Neil:

**RE: CIF Project SD 2012-9 (RFC)**

Enclosed are three copies of a Request for Consideration from the Running Horse Capital Improvement Trust Fund for Project SD 2012-9 (Hot Gas Bypass and Furnace)

This project was to repair the hot gas bypass and furnace at Suffolk Downs.

Should you have any questions please call me at (617) 568-3327.

Thank you for your consideration of this matter.

Sincerely,

Chip Tuttle  
Chief Operating Officer

Encs.  
CT:jf

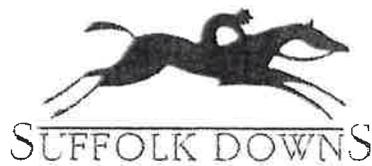
RECEIVED

JUL 18 2016

Dixon Salo Architects, Inc.

Telephone: 617-567-3900  
525 McClellan Highway, East Boston, Massachusetts 02128

Made in Massachusetts



August 1, 2016

Mr. Neil R. Dixon  
Dixon Salo Architects, Inc.  
501 Park Avenue, Suite 210  
Worcester, MA 01610-1221

Dear Mr. Dixon:

In reply to your e-mail re Suffolk Downs, 2012 CIF Projects, please be advised as follows:

Project SD 2012-3 (RFC)           \$2,029.63  
Window Air Conditioning Units (2)

One unit was installed in the Telephone Room and the other unit was installed in the Racing Commission Office. The units were installed for the comfortable environment of the employees and to improve working conditions. Also, the Telephone Room unit was used to reduce moisture.

Project SD 2012-4                 \$5,208.25  
Wall Heaters (4)

The wall heaters were installed in the Administration Office. Due to the devastating flood in the White Building a new office was built in the Clubhouse for the Administration Office employees.

Project SD 2012-5                 \$6,576.83  
Landscaping Equipment

A generator, 2 hedge trimmers and rear tire tiller. This equipment was purchased new and needed to keep the landscape at Suffolk Downs manicured and groomed at all times.

Project SD 2012-7                 \$8,984.17  
Hot Water Heater Upgrades

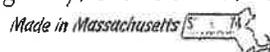
Pump for hot water heater, propane water heater, electric water heater and gas water heater. This equipment was purchased to replace broken equipment and was installed in the Mechanical Room on the roof of Suffolk Downs.

Project SD 2012-9                 \$10,815.84  
Hot Gas Bypass and Furnace

Removed refrigerant from chiller, installed hot gas bypass and associated piping, replaced drier and started up and checked operation in the Jock's Room.

This work was necessary due to air conditioning not working. Repaired furnace in Club 2 and heater in the Grandstand Club seating area due to the furnace and heater were not working and installed new combination switch.

Telephone: 617-567-3900  
525 McClellan Highway, East Boston, Massachusetts 02128





# The Commonwealth of Massachusetts

## MASSACHUSETTS GAMING COMMISSION

### CAPITAL IMPROVEMENT TRUST FUND PROMOTIONAL TRUST FUND

101 Federal Street, 12<sup>th</sup> Floor  
Boston, Massachusetts 02110  
Telephone (617) 979-8400 • Fax (617) 725-0258

★ *All information must be complete before any requests (RFC or RFR) can be processed.*

1. Date July 11, 2016
2. Association Making This Request Suffolk Downs
3. Project # 2012-9 (unique project number)
4. Project Hot Gas Bypass and Furnace unique descriptive title of this project)
5. Type of Request (indicate RFC or RFR)
 

<input checked="" type="checkbox"/> RFC / Request for Consideration	<input type="checkbox"/> RFR / Request for Reimbursement
<input checked="" type="checkbox"/> Capital Improvement Fund	<input type="checkbox"/> Promotional Trust Fund
6. Total Project Amount Requested: \$ 10,815.84  Estimate / RFC ♦  Actual / RFR

7. *RFC only* – Provide a detailed description of the promotional or capital improvement project including the project objectives, how it will enhance the operations of the association and / or improve attendance and handles at your racetrack.

This project was to repair the hot gas bypass and furnace at Suffolk Downs.

*RFR only* – Requests for reimbursement must contain a listing of all project expenditures by date, paid to and check number. A copy of the invoice and the cancelled check must support each expenditure.

8. For Capital Improvement Projects only, RFC's and RFR's must be submitted to the Commission's architect engineer consultant for review. The consultant makes recommendations to the Trustees relative to the cost and nature of the capital improvement project.

By Track Official: Chip Tuttle Title: Chief Operating Officer Date: July 11, 2016  
Chip Tuttle

RFR approval by the Trustees (signature and date) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



36 Finnell Drive  
Weymouth, MA 02188

Tel: 781-340-7222  
Fax: 781-340-7230

I N V O I C E

BILL TO: SUFFOLK DOWNS  
111 WALDERMAR AVE  
EAST BOSTON

MA 02128

INVOICE# 05560



WORK DONE AT: SUFFOLK DOWNS  
111 WALDERMAR AVE  
EAST BOSTON

MA 02128

CUST# 74340

WO# 120537

SERV.LOC. 74340 -00 PHONE 617 568 3284

JOB NO	CUST ORDER#	TERMS	INVOICE NUMBER	DATE
Q20537-000		NET 10	05560	10/10/12

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
	HOT GAS BYPASS QUOTED JOB	5850.00	5,850.00
	TOTAL		5,850.00

USAI 001  
 1505-100  
 Voucher Number 109003  
 Check Code  
 Approved by

*SP*

*Dh*

*cl*

*USAir Conditioning-Heating Inc.*  
36 Finnell Drive Suite 1  
Weymouth, MA 02188



May 16, 2012

Mr. Steve Pini  
Suffolk Downs  
111 Waldermar Ave  
East Boston, MA 02128

Subject: Hot Gas Bypass

Dear Steve,

USAir Conditioning-Heating is pleased to quote you the following price of \$ 5,850.00, for the following work to be performed.

This scope of work includes:

- Remove refrigerant from chiller
- Install hot gas bypass and associated piping
- Replace drier
- Start up and check operation

Exclusions:

- Overtime

If you have any questions or require any additional information please give me a call.

Sincerely,  
USAir Conditioning-Heating, Inc.  
*Paul J. Niemczyk*  
Operations Manager

Approval



36 Finnell Drive Suite 1  
Weymouth, MA 02188

Tel: 781-340-7222 • Fax: 781-340-7230  
usairconditioning@usairhvac.com

Name: Suffolk Downs

Address: \_\_\_\_\_

City: Revere MA

Location: Tockey Room Chiller

Job Number: 220537

Job Type:  Service  Inspection  Quoted

Make Carrier Model 306T015L00 Serial# 3192F13170

Equipment Type:  Chiller  Tower  DX  Heat  AHU  Controls

**OPERATING CONDITIONS**

Setpoint \_\_\_\_\_  
Volts \_\_\_\_\_  
Amps \_\_\_\_\_  
% Load \_\_\_\_\_  
ECHW \_\_\_\_\_  
LCHW \_\_\_\_\_  
EVAP DP \_\_\_\_\_  
Evap Approach \_\_\_\_\_  
ECW \_\_\_\_\_  
LCW \_\_\_\_\_  
Cond. DP \_\_\_\_\_  
Cond. Approach \_\_\_\_\_  
Discharge Air \_\_\_\_\_  
Return Air \_\_\_\_\_  
Mixed Air \_\_\_\_\_

**REFRIGERATION**

Discharge Pressure \_\_\_\_\_  
Cond Sat. Temp \_\_\_\_\_  
Discharge Temp \_\_\_\_\_  
Cond. Liq \_\_\_\_\_  
Super Heat Disc. \_\_\_\_\_  
Suction Pressure \_\_\_\_\_  
Sat. Evap \_\_\_\_\_  
Super Heat Suc. \_\_\_\_\_  
Oil Pres. \_\_\_\_\_  
Oil Temp. \_\_\_\_\_  
Oil Level \_\_\_\_\_

**VSD / STARTER**

Vanes \_\_\_\_\_  
HZ \_\_\_\_\_  
Heat sink Temp \_\_\_\_\_  
Op. Hours \_\_\_\_\_  
Op. Starts \_\_\_\_\_

**ABSORPTION**

Steam Temp \_\_\_\_\_  
Steam Press \_\_\_\_\_  
Refrig Temp \_\_\_\_\_  
Strong Solution Temp \_\_\_\_\_  
Condensed Liquid \_\_\_\_\_  
Solution Concentration \_\_\_\_\_  
Purge Cycle \_\_\_\_\_  
Steam Value Position \_\_\_\_\_  
Generator Shell Pressure \_\_\_\_\_  
Absorber Level \_\_\_\_\_  
Refrigerent Level \_\_\_\_\_  
Net Purge Rate \_\_\_\_\_  
Evap. Ref. Temp. \_\_\_\_\_  
\_\_\_\_\_ mm Vac Pump \_\_\_\_\_  
\_\_\_\_\_ mm System \_\_\_\_\_

**EQUIPMENT USED**

Welding Machine \_\_\_\_\_  
Oxygen/Acetylene Rig \_\_\_\_\_  
Recovery Machine  \_\_\_\_\_  
Vacuum Pump  \_\_\_\_\_  
Tube Cleaning Equipment \_\_\_\_\_  
Pressure Pack \_\_\_\_\_  
Combustion Analyzer \_\_\_\_\_

**DESCRIPTION OF REPAIRS**

HOT GAS BYPASS KIT.  
RECOVERED FREON FROM CHILLER. PIPED  
IN HOT GAS BYPASS KIT. LEAK CHECKED  
WITH NITROGEN. PIPED UP NEW 120V  
SOLENOID COIL. KIT CAME WITH 24V COIL.  
CHILLER CONTROL CIRCUIT IS 120V. EVACUATED  
AND CHARGED SYSTEM WITH RECOVERED  
FREON. STARTED UP SYSTEM AND  
CHECKED OPERATION. SYSTEM PRESSURES  
A LITTLE HIGH. CONDENSER COIL DUTY AND  
SHOULD BE CLEANED.

Purchase Orders	Description	Qty.
	<u>HOT GAS BYPASS KIT</u>	<u>1</u>
<u>121752</u>	<u>RPG &amp; FITTINGS</u>	<u>ALL</u>
<u>121752</u>	<u>RECOVERY CYLINDER</u>	<u>1</u>
<u>expensed</u>	<u>SOLENOID COIL</u>	<u>1</u>

Date	Technician	Hours	Travel Time	Overtime	<input checked="" type="checkbox"/> Complete
<u>10/27/12</u>	<u>C. Laughlin</u>	<u>8</u>			<input type="checkbox"/> Incomplete
<u>10/27/12</u>	<u>C. Laughlin</u>	<u>7</u>			

Technician's Signature \_\_\_\_\_ Customer Acceptance [Signature]



**PURCHASE ORDER** 12790  
PCF/SD \_\_\_\_\_

**IMPORTANT:** Show above order number on each Package, invoice, Bill of Lading and all Correspondence.  
A packing slip **MUST** accompany this order. If shipper does not comply, this order may be returned at shipper's expense.

STERLING SUFFOLK RACECOURSE, LLC  
SUFFOLK DOWNS RACE TRACK  
111 WALDEMAR AVENUE  
EAST BOSTON, MA 02128

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*US Air Conditioning*

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DATE OF ORDER		PROJECT NO.		TERMS	F.O.B	DELIVERY DATE
QTY. ORDERED	QTY. REC'D	CATALOG #	DESCRIPTION		UNIT PRICE	TOTAL
1.			<i>Install hot gas bypass</i>			<i>5850.00</i>
2.			<i>and drier in Jacks</i>			
3.			<i>Room chiller</i>			
4.						
5.						
6.						
7.						
8.						
9.						
10.						
11.						
12.						
13.						
14.						
15.						

**VENDOR NOTE:**

**Read conditions on reverse side prior to shipment.**

ACCT #  
*7025-400*

DEPARTMENT  
*Maint*

REQUISITIONED BY  
*[Signature]*

\_\_\_\_\_  
EXECUTIVE OFFICER

\_\_\_\_\_  
DIRECTOR OF PURCHASING/BUYER



36 Finnell Drive  
Weymouth, MA 02188

Tel: 781-340-7222  
Fax: 781-340-7230

I N V O I C E



BILL TO: SUFFOLK DOWNS  
111 WALDERMAR AVE  
EAST BOSTON MA 02128

INVOICE# 05585

WORK DONE AT: SUFFOLK DOWNS  
111 WALDERMAR AVE  
EAST BOSTON MA 02128

CUST# 74340  
SERV.LOC. 74340 -00 PHONE 617 568 3284

WO# 121136

JOB NO	CUST ORDER#	TERMS	INVOICE NUMBER	DATE
121136-000		NET 10	05585	10/17/12

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
	REPAIR FURNACE CLUB-2 AND HEATER IN THE GRANDSTAND CLUB SEATING AREA.		
24.00	TECHNICIAN	125.00RT	3,000.00
	1" 1/4 BLACK FITTINGS	110.90	110.90
	FAN & LIMIT SWITCH	189.70	189.70
	HYDRAMOTOR ACTUATOR, HYDRAMOTOR GAS VALVE	1210.78	1,210.78
4	TRUCK CHARGE	75.00E	300.00
4	TEMPORARY FUEL CHARGE TAX	15.00E	60.00
			94.46
			<hr/>
			4,965.84
	TOTAL		4,965.84

Voucher Number	USAI 001
Distribution	1505-100
Voucher Number	109075
Check Code	
Approved By	

COPY  
DAVID  
✓



36 Finnell Drive Suite 1  
Weymouth, MA 02188

Tel: 781-340-7222 • Fax: 781-340-7230  
usairconditioning@usairhvac.com

Name: Suffolk Downs

Address: \_\_\_\_\_

City: Revere ma

Location: Grandstand

Job Number: 121136

Job Type:  Service  Inspection  Quoted

Make \_\_\_\_\_ Model \_\_\_\_\_ Serial# \_\_\_\_\_

Equipment Type:  Chiller  Tower  DX  Heat  AHU  Controls

**OPERATING CONDITIONS**

Setpoint \_\_\_\_\_  
Volts \_\_\_\_\_  
Amps \_\_\_\_\_  
% Load \_\_\_\_\_  
ECHW \_\_\_\_\_  
LCHW \_\_\_\_\_  
EVAP DP \_\_\_\_\_  
Evap Approach \_\_\_\_\_  
ECW \_\_\_\_\_  
LCW \_\_\_\_\_  
Cond. DP \_\_\_\_\_  
Cond. Approach \_\_\_\_\_  
Discharge Air \_\_\_\_\_  
Return Air \_\_\_\_\_  
Mixed Air \_\_\_\_\_

**REFRIGERATION**

Discharge Pressure \_\_\_\_\_  
Cond Sat. Temp \_\_\_\_\_  
Discharge Temp \_\_\_\_\_  
Cond. Liq \_\_\_\_\_  
Super Heat Disc. \_\_\_\_\_  
Suction Pressure \_\_\_\_\_  
Sat. Evap \_\_\_\_\_  
Super Heat Suc. \_\_\_\_\_  
Oil Pres. \_\_\_\_\_  
Oil Temp. \_\_\_\_\_  
Oil Level \_\_\_\_\_

**VSD / STARTER**

Vanes \_\_\_\_\_  
HZ \_\_\_\_\_  
Heat sink Temp \_\_\_\_\_  
Op. Hours \_\_\_\_\_  
Op. Starts \_\_\_\_\_

**ABSORPTION**

Steam Temp \_\_\_\_\_  
Steam Press \_\_\_\_\_  
Refrig Temp \_\_\_\_\_  
Strong Solution Temp \_\_\_\_\_  
Condensed Liquid \_\_\_\_\_  
Solution Concentration \_\_\_\_\_  
Purge Cycle \_\_\_\_\_  
Steam Valve Position \_\_\_\_\_  
Generator Shell Pressure \_\_\_\_\_  
Absorber Level \_\_\_\_\_  
Refrigerent Level \_\_\_\_\_  
Net Purge Rate \_\_\_\_\_  
Evap. Ref. Temp. \_\_\_\_\_  
\_\_\_\_\_ mm Vac Pump \_\_\_\_\_  
\_\_\_\_\_ mm System \_\_\_\_\_

**EQUIPMENT USED**

Welding Machine \_\_\_\_\_  
Oxygen/Acetylene Rig \_\_\_\_\_  
Recovery Machine \_\_\_\_\_  
Vacuum Pump \_\_\_\_\_  
Tube Cleaning Equipment \_\_\_\_\_  
Pressure Pack \_\_\_\_\_  
Combustion Analyzer \_\_\_\_\_

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Furnace not working that serves club 2 area. Started up unit, traced problem back to bad hydraulic gas valve not opening. order new valve will be in a few days.

Grandstand club seating area heater not working. started up unit. Found problem to be the combination fan and limit control not bringing on the fan. Picked up new combination switch and installed. Test fan unit, system running ok now.

Purchase Orders		Description			Qty.
Date	Technician	Hours	Travel Time	Overtime	<input checked="" type="checkbox"/> Complete <input type="checkbox"/> Incomplete
9/27/12	C. Laughlin	8			

Technician's Signature C. Laughlin

Customer Acceptance [Signature]



36 Finnell Drive Suite 1  
Weymouth, MA 02188

Tel: 781-340-7222 • Fax: 781-340-7230  
usairconditioning@usairhvac.com

Name: Suffolk Downs

Address: 111 Weymouth

City: E. Boston MA

Location: Grandstand / Box Office & Club #2

Job Number: 171136

Job Type:  Service  Inspection  Quoted

Make \_\_\_\_\_ Model \_\_\_\_\_ Serial# \_\_\_\_\_

Equipment Type:  Chiller  Tower  DX  Heat  AHU  Controls

**OPERATING CONDITIONS**

Setpoint \_\_\_\_\_  
Volts \_\_\_\_\_  
Amps \_\_\_\_\_  
% Load \_\_\_\_\_  
ECHW \_\_\_\_\_  
LCHW \_\_\_\_\_  
EVAP DP \_\_\_\_\_  
Evap Approach \_\_\_\_\_  
ECW \_\_\_\_\_  
LCW \_\_\_\_\_  
Cond. DP \_\_\_\_\_  
Cond. Approach \_\_\_\_\_  
Discharge Air \_\_\_\_\_  
Return Air \_\_\_\_\_  
Mixed Air \_\_\_\_\_

**REFRIGERATION**

Discharge Pressure \_\_\_\_\_  
Cond Sat. Temp \_\_\_\_\_  
Discharge Temp \_\_\_\_\_  
Cond. Liq \_\_\_\_\_  
Super Heat Disc. \_\_\_\_\_  
Suction Pressure \_\_\_\_\_  
Sat. Evap \_\_\_\_\_  
Super Heat Suc. \_\_\_\_\_  
Oil Pres. \_\_\_\_\_  
Oil Temp. \_\_\_\_\_  
Oil Level \_\_\_\_\_

**STARTER / VSD**

Vanes \_\_\_\_\_  
HZ \_\_\_\_\_  
Heat sink Temp \_\_\_\_\_  
Op. Hours \_\_\_\_\_  
Op. Starts \_\_\_\_\_

**ABSORPTION**

Steam Temp \_\_\_\_\_  
Steam Press \_\_\_\_\_  
Refrig Temp \_\_\_\_\_  
Strong Solution Temp \_\_\_\_\_  
Condensed Liquid \_\_\_\_\_  
Solution Concentration \_\_\_\_\_  
Purge Cycle \_\_\_\_\_  
Steam Valve Position \_\_\_\_\_  
Generator Shell Pressure \_\_\_\_\_  
Absorber Level \_\_\_\_\_  
Refrigerent Level \_\_\_\_\_  
Net Purge Rate \_\_\_\_\_  
Evap. Ref. Temp. \_\_\_\_\_  
\_\_\_\_\_ mm Vac Pump \_\_\_\_\_  
\_\_\_\_\_ mm System \_\_\_\_\_

**EQUIPMENT USED**

Welding Machine \_\_\_\_\_  
Oxygen/Acetylene Rig \_\_\_\_\_  
Recovery Machine \_\_\_\_\_  
Vacuum Pump \_\_\_\_\_  
Tube Cleaning Equipment \_\_\_\_\_  
Pressure Pack \_\_\_\_\_  
Combustion Analyzer \_\_\_\_\_

**DESCRIPTION OF REPAIRS**

Arrived on jobsite & customer wanted us to take 2 service calls on 2 separate furnaces. Regen work on Club #2 furnace & begin troubleshooting problems. After further investigation, noticed hydraulic gas solenoid valve NOT opening when energized w/ 120V. Replaced hydraulic fluid leaking from valve. Called in locals replacement valve & ordered new valve (will arrive in 4 days). Regen work on Grandstand furnace. Investigated why system NOT running properly. Found loose drift pin motor mounting screws & disconnected. Used C-clamp to re-connect mounting. Found dual temp controller NOT starting fan. Drove to pick up new dual temp controller & returned to the jobsite. Installed / wired new dual temp controller & test operation, found Heat Now working properly in Grandstand Area.

\* Will Return in install New Hydraulic Gas Valve in Club #2 when part comes in.

Purchase Orders		Description			Qty.
171136		Hydraulic Gas Valve & Dual Temp. Control			
Date	Technician	Hours	Travel Time	Overtime	<input type="checkbox"/> Complete <input checked="" type="checkbox"/> Incomplete
9-27-12	P. Clifford	8			
9-26-12	P. Clifford	1			

Technician's Signature: [Signature] Customer Acceptance: [Signature]



36 Finnell Drive Suite 1  
Weymouth, MA 02188  
Tel: 781-340-7222 • Fax: 781-340-7230  
usairconditioning@usairhvac.com

Name: Suffolk Downs

Address: \_\_\_\_\_

City: Revere MA

Location: Club 2

Job Number: 121136

Job Type:  Service  Inspection  Quoted

Make Power Flame Model BFG-1000 E Serial# 816255-3

Equipment Type:  Chiller  Tower  DX  Heat  AHU  Controls

**OPERATING CONDITIONS**

Setpoint \_\_\_\_\_  
Volts \_\_\_\_\_  
Amps \_\_\_\_\_  
% Load \_\_\_\_\_  
ECHW \_\_\_\_\_  
LCHW \_\_\_\_\_  
EVAP DP \_\_\_\_\_  
Evap Approach \_\_\_\_\_  
ECW \_\_\_\_\_  
LCW \_\_\_\_\_  
Cond. DP \_\_\_\_\_  
Cond. Approach \_\_\_\_\_  
Discharge Air \_\_\_\_\_  
Return Air \_\_\_\_\_  
Mixed Air \_\_\_\_\_

**REFRIGERATION**

Discharge Pressure \_\_\_\_\_  
Cond Sat. Temp \_\_\_\_\_  
Discharge Temp \_\_\_\_\_  
Cond. Liq \_\_\_\_\_  
Super Heat Disc. \_\_\_\_\_  
Suction Pressure \_\_\_\_\_  
Sat. Evap \_\_\_\_\_  
Super Heat Suc. \_\_\_\_\_  
Oil Pres. \_\_\_\_\_  
Oil Temp. \_\_\_\_\_  
Oil Level \_\_\_\_\_

**STARTER / VSD**

Vanes \_\_\_\_\_  
HZ \_\_\_\_\_  
Heat sink Temp \_\_\_\_\_  
Op. Hours \_\_\_\_\_  
Op. Starts \_\_\_\_\_

**ABSORPTION**

Steam Temp \_\_\_\_\_  
Steam Press \_\_\_\_\_  
Refrig Temp \_\_\_\_\_  
Strong Solution Temp \_\_\_\_\_  
Condensed Liquid \_\_\_\_\_  
Solution Concentration \_\_\_\_\_  
Purge Cycle \_\_\_\_\_  
Steam Valve Position \_\_\_\_\_  
Generator Shell Pressure \_\_\_\_\_  
Absorber Level \_\_\_\_\_  
Refrigerent Level \_\_\_\_\_  
Net Purge Rate \_\_\_\_\_  
Evap. Ref. Temp. \_\_\_\_\_  
\_\_\_\_\_ mm Vac Pump \_\_\_\_\_  
\_\_\_\_\_ mm System \_\_\_\_\_

**EQUIPMENT USED**

Welding Machine \_\_\_\_\_  
Oxygen/Acetylene Rig \_\_\_\_\_  
Recovery Machine \_\_\_\_\_  
Vacuum Pump \_\_\_\_\_  
Tube Cleaning Equipment \_\_\_\_\_  
Pressure Pack \_\_\_\_\_  
Combustion Analyzer \_\_\_\_\_

**DESCRIPTION OF REPAIRS**

Installed new power hydraulic gas valve on power flame burner for air handler that serves club 2 area. Had to change some pipe fitting and electrical due to valve body a different size. Started up furnace and checked operation, system working fine now.

Purchase Orders	Description	Qty.			
	<del>Action for hydraulic furnace</del>	1			
	<del>1 1/4" gas valve body</del>	1			
121760	1 1/4" black fittings	All			
Date	Technician	Hours	Travel Time	Overtime	
10/9/12	L. Laughlin	7			<input checked="" type="checkbox"/> Complete <input type="checkbox"/> Incomplete

Technician's Signature [Signature] Customer Acceptance [Signature]



MASSACHUSETTS GAMING  
COMMISSION

2016 AUG 17 AM 11:45

Neil R. Dixon, Principal  
Wayne O. Salo, Principal  
Jesse G. Hilgenberg, Principal

August 15, 2016

Mr. Douglas O'Donnell, Senior Financial Analyst  
Massachusetts Gaming Commission/Racing Division  
101 Federal Street  
Boston, MA 02110

RE: Suffolk Downs  
CIF Project SD 2012-13  
Barn Repairs  
Request for Consideration

Dear Mr. O'Donnell:

Attached please find one copy of a Request for Consideration from Suffolk Downs to the Massachusetts Gaming Commission/Racing Division in the amount of \$59,034.47 for the repairs To Barn #14 at Suffolk Downs.

The project involved the repairs to Barn #14 similar to other barn repairs accomplished in previous years. The work was performed by in-house labor and amounted to \$46,196.30, Material purchases amounted to \$12,838.17.

Based upon the above, it is the opinion of this office that the project is an appropriate Capital Improvement Fund Project and we recommend that this Request for Consideration be approved by the Massachusetts Gaming Commission/Racing Division in the amount of \$59,034.47.

Should you have any questions please do not hesitate to contact this office.

Very truly yours,  
DIXON SALO ARCHITECTS, INC.

  
Neil R. Dixon,  
Principal/Architect  
NRD/hs

cc: Chip Tuttle, CFO Suffolk Downs  
Enclosure: Suffolk Downs, Request for Considerations CIF Project SD 2012-4 (RFC)



July 11, 2016

Mr. Neil R. Dixon  
Dixon Salo Architects, Inc.  
501 Park Avenue, Suite 210  
Worcester, MA 01610-1221

Dear Neil:

**RE: CIF Project SD 2012-13(RFC)**

Enclosed are three copies of a Request for Consideration from the Running Horse Capital Improvement Trust Fund for Project SD 2012-13 (Barn Repairs).

This project involved, as we have done in the past, the rehabilitation of the barns. We employed in-house labor and purchased the materials with regard to this matter.

Should you have any questions please call me at (617) 568-3327.

Thank you for your consideration of this matter.

Sincerely,

Chip Tuttle  
Chief Operating Officer

Encs.  
CT:jf

RECEIVED

JUL 18 2016

Dixon Salo Architects, Inc.

Telephone: 617-567-3900  
525 McClellan Highway, East Boston, Massachusetts 02128

Made in Massachusetts

Project SD 2012-13                      \$59,034.47  
Barn Repairs

This project involved, as we have done in the past, the rehabilitation of Barn #14. The in-house labor charge amounted to the sum of \$46,196.30 and supplies and materials totaled \$12,838.17.

Project SD 2012-14                      \$75,999.39  
Dormitory Repairs

This project involved the repair of Dormitories A, B, C and D which are located in the trailers in the stable area of Suffolk Downs. The in-house labor charge totaled the amount of \$48,412.83 and supplies and materials were in the sum of \$27,586.56. Repairs were needed to pass the Farm Labor Camp inspection for the Commonwealth of Massachusetts.

Project SD 2012-15                      \$6,049.79  
Compressor, Gear Reducer

This project involved the purchase of stock to repair 2 ice machines in the barn area and the purchase of a compressor, thermo expansion valve, valves, breakers and bearings, covers, sealant, gear reducer, seals, water shed, tube bearing grease, O ring, water seal. The ice machines are necessary for the care of the horses in the stable area.

Project SD 2012-18                      \$5,500.00  
2005 Chevy Pick-Up

This project was necessary to replace the 1991 Chevy Pick-Up and was used for general maintenance projects at the track.

Project SD 2012-19                      \$2,319.36  
Barn, Track, Road Street Lights

This project involved the purchase of stock to repair the exterior lighting at the track which was needed for security and safety.

Project SD 2012-22                      \$4,500.00  
1988 Dodge Pick-Up

This project was necessary to replace the 1993 Ford Pick-Up that was inoperable due to the engine failure. This vehicle was used for plowing and general maintenance projects at the track.



# The Commonwealth of Massachusetts

## MASSACHUSETTS GAMING COMMISSION

### CAPITAL IMPROVEMENT TRUST FUND PROMOTIONAL TRUST FUND

101 Federal Street, 12<sup>th</sup> Floor  
Boston, Massachusetts 02110  
Telephone (617) 979-8400 • Fax (617) 725-0258

★ *All information must be complete before any requests (RFC or RFR) can be processed.*

1. Date July 11, 2016

2. Association Making This Request Suffolk Downs

3. Project # 2012-13 (unique project number)

4. Project Barn Repairs unique descriptive title of this project)

5. Type of Request (indicate RFC or RFR)

RFC / Request for Consideration  RFR / Request for Reimbursement

Capital Improvement Fund  Promotional Trust Fund

6. Total Project Amount Requested: \$ 59,034.47  Estimate / RFC ♦  Actual / RFR

7. *RFC only* – Provide a detailed description of the promotional or capital improvement project including the project objectives, how it will enhance the operations of the association and / or improve attendance and handles at your racetrack.

This project involved, as we have done in the past, the rehabilitation of the barns. We employed in-house labor and purchased the materials regard to this matter.

*RFR only* – Requests for reimbursement must contain a listing of all project expenditures by date, paid to and check number. A copy of the invoice and the cancelled check must support each expenditure.

8. For Capital Improvement Projects only, RFC's and RFR's must be submitted to the Commission's architect engineer consultant for review. The consultant makes recommendations to the Trustees relative to the cost and nature of the capital improvement project.

By Track Official: Chip Tuttle Title: Chief Operating Officer Date: July 11, 2016  
Chip Tuttle

RFR approval by the Trustees (signature and date) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



*Division of Racing*

TO: Steve Crosby, Chairman  
Gayle Cameron, Commissioner  
Lloyd Macdonald, Commissioner  
Bruce Stebbins, Commissioner  
Enrique Zuniga, Commissioner

FROM: Alexandra Lightbown, Director of Racing

CC: Edward Bedrosian, Executive Director  
Catherine Blue, General Counsel

DATE: September 6, 2016

RE: Additional Plainridge Racing Officials

---

Dear Commissioners:

Plainridge Park Casino Director of Racing Steve O'Toole has submitted a request for the approval of Drs. Clifford Morcum and Jesse Sugrue as fill in Association veterinarians when Dr. Murdock is not available. Using the delegation by the Massachusetts Gaming Commission to the Director of Racing for this situation due to its time-sensitive nature, I approved them until the next Commission meeting, at which time it is placed on the agenda for the Commissioners to vote on the request.

**Recommendation: That the Commission approve the request of Steve O'Toole to approve Drs. Clifford Morcum and Jesse Sugrue as fill in Association veterinarians.**



Massachusetts Gaming Commission



Massachusetts Gaming Commission

101 Federal Street, 12<sup>th</sup> Floor, Boston, Massachusetts 02110 | TEL 617.979.8400 | FAX 617.725.0258 | [www.massgaming.com](http://www.massgaming.com)



PLAINRIDGE PARK  
CASINO

---

August 15, 2016

Alexandra Lightbown  
Director of Racing  
Massachusetts Gaming Commission  
101 Federal St.  
Boston, MA 02110

Dear Alex,

Plainridge Park Casino respectfully requests approval of Dr. Clifford Morcom and his associate Dr. Jesse Sugrue from Mill Valley Veterinary Clinic, Inc. to fill in from time to time as Association Veterinarian in the absence of Dr. Murdock.

Sincerely,

Steve O'Toole  
Director of Racing



*Division of Racing*

TO: Steve Crosby, Chairman  
Gayle Cameron, Commissioner  
Lloyd Macdonald, Commissioner  
Bruce Stebbins, Commissioner  
Enrique Zuniga, Commissioner

FROM: Alexandra Lightbown, Director of Racing

CC: Edward Bedrosian, Executive Director  
Catherine Blue, General Counsel

DATE: September 6, 2016

RE: Additional Suffolk Downs Racing Official

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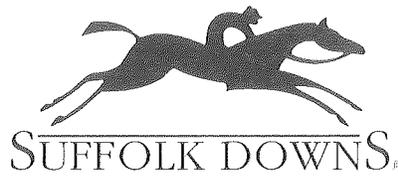
Dear Commissioners:

Suffolk Downs' Chief Operating Official Chip Tuttle has submitted a request for approval of William Lavergne as an outrider. Using the delegation by the Massachusetts Gaming Commission to the Director of Racing for this situation due to its time-sensitive nature, I approved him until the next Commission meeting, at which time it is placed on the agenda for the Commissioners to vote on the request.

**Recommendation: That the Commission approve the request of Chip Tuttle to approve William Lavergne as an outrider.**



Massachusetts Gaming Commission



August 30, 2016

Alexandra Lightbown, DVM  
Director of Racing, Chief Veterinarian and Operations Manager  
Massachusetts Gaming Commission  
101 Federal Street, 12<sup>th</sup> Floor  
Boston, MA 02110

Dear Dr. Lightbown:

Sterling Suffolk Racecourse LLC respectfully requests approval of the following racing official for the September 3 and 4, 2016 race dates:

RACING OFFICIAL

WILLIAM LAVERGNE – Outrider

Thank you for your consideration of this matter.

Very truly yours,

Chip Tuttle  
Chief Operating Officer

Telephone: 617-567-3900  
525 McClellan Highway, East Boston, Massachusetts 02128

Made in Massachusetts

**No Documents**



## Hospitality and Culinary Arts

Are you creative? People-oriented? Passionate about cooking? If you've answered *Yes!* to one of these questions, then you've come to the right place! HCC's Hospitality and Culinary Arts program prepares students for careers in an extraordinarily varied and exciting field. Whether you want to work in travel or tourism, start your own restaurant or food-related business, or make your name as a chef, you'll acquire the techniques and skills you need to transfer or immediately enter the workforce.

HCC offers the following programs:

- Hospitality Management (A.S.)
- Hospitality Management Transfer Option (A.S.)
- Food Service Management (A.S.)
- Culinary Arts (Certificate)
- Hospitality Management (Certificate)

Our graduates have gone on to the UMass Isenberg School of Management, the prestigious College of Culinary Arts at Johnson & Wales University, and numerous other colleges and universities. Interested in learning more? Contact our Admissions office at [413.552.2321](tel:413.552.2321) or [admissions@hcc.edu](mailto:admissions@hcc.edu) and get started on your path to a creative and exciting career!

# NEWS

## Apply for New, Free HCC Hospitality Training Program

Need a job?

Free training opportunity for unemployed individuals. Get the skills and certifications you need to build a winning resume. Get the help and contact you need to get a good job and get on the pathway to a new career.

Train for a career in the restaurant, food service, and hospitality industry.

New grant-funded program. No cost to participants. WIOA voucher not required. Section 30 eligible.

9 week, 20 hour per week training program leading to job likes:

Food Preparer

Line Cook

Server

Waiter/Waitress

Bartender

Host/Hostess

Hotel Worker

**Requirements:** Must be currently unemployed, willing to attend regularly and on time, able to work well with others and to achieve satisfactory scores on a placement test

**Preferred Requirements:** A valid driver's license; access to a motor vehicle; availability to work flexible hours, including nights and weekends; a clean CORI; a high school diploma or equivalent

**Job Placement Assistance:** We are currently working with over two dozen local employers anxious to hire qualified graduates.

**Certificates Earned:** ServSafe for managers and food handlers, TiPS for serving beverages, OSHA-10 for safety, and National Career Readiness for job preparedness

### **When and Where?**

Oct. 7 – Dec. 15, 2016

Mar. 23 – May 25, 2017

June 27 – Aug. 29, 2017

Sep. 18 – Nov. 20, 2017

Jan. 16 – Mar. 20, 2018

Classes will be offered in Holyoke and Springfield through a grant from the Commonwealth Corporation to Holyoke Community College working in conjunction with Springfield Technical Community College as Training & Workforce Options.

**For more information:** To find out about upcoming information sessions or to ask questions, please contact -

Milissa Daniels 413-552-2042 [mdaniels@hcc.edu](mailto:mdaniels@hcc.edu)

Sheila Kelly 413-552-2027 [skelly@hcc.edu](mailto:skelly@hcc.edu)

Bob Griffin 413-552-2086 [rgriffin@hcc.edu](mailto:rgriffin@hcc.edu)

Posted on August 16, 2016 by [tromboletti](#)

# Free job training available to Holyokers in MGM Springfield casino, Holyoke Community College culinary program



By **Mike Plaisance** | [mplaisance@repub.com](mailto:mplaisance@repub.com)

[Email the author](#) | [Follow on Twitter](#)

on August 30, 2016 at 3:50 PM, updated August 30, 2016 at 6:15 PM

**HOLYOKE** -- Holyokers can register for free training beginning in October to become cooks, waiters and waitresses, bartenders, hosts and hostesses and hotel workers in a program involving the MGM Springfield casino and Holyoke Community College.

"Both my office and the college are trying to make as many hospitality training opportunities available as possible to Holyoke residents. We hope to go well beyond 50 participants a year," Mayor **Alex B. Morse** said Monday.

The [program listing on the city website](#) states: "Need a job? Free training opportunity for unemployed individuals. Get the skills and certifications you need to build a winning resume. Get the help and contact you need to get a good job and get on the pathway to a new career."

The training will be provided by a new facility called the MGM Resorts HCC Center for Culinary Arts at Holyoke.

That facility is scheduled to open a year from now in the Cubit Building at 164 Race St., a former factory building downtown that is under renovation. But until that space is ready, the numerous training sessions will begin in October and continue over the next year in HCC classrooms, the kitchen at Dean Technical High School here at 1045 Main St. and sites in Springfield, said Robert Griffin, director of program operations at the Kittredge Center for Business and Workforce Development at Holyoke Community College (HCC).

## HOLYOKE HEADLINES

[National Hispanic Heritage Month celebration coming to Holyoke](#)

['Highlight of the affair': generosity of raffle prize donors at Holyoke Senior Fest 2016 impresses officials](#)

[Springfield man indicted for motor vehicle homicide in crash that killed good Samaritan on I-91](#)

[Free hot dogs, face-painting, music coming to Holyoke at 'Vega Family Fun Day' Sept. 10](#)

[Bilingual education never really left Massachusetts, but it's been changing](#)

ADVERTISING

inRead invented by Teads

The reason the training for Holyokers is free is related to a deal Morse negotiated with MGM Springfield. **Under a plan announced in July**, Holyoke will get \$400,000 of the \$1.28 million in neighboring community impact payments Morse negotiated to receive from MGM over the course of 15 years. The city has an agreement to turn over the \$400,000 to HCC to help in funding the culinary arts program so long as 50 Holyoke students each year get to attend job-training in the culinary program for free.

MGM is putting up an additional \$100,000 toward the new culinary program, for a total of \$500,000, officials said at the announcement in July.

As for post-program help in landing jobs, the listing said the program is working with "over two dozen employers anxious to hire qualified graduates."

The program will train participants for jobs in the restaurant, food service and hospitality industries. Courses last nine weeks at 20 hours a week. **(See below).**

Requirements include that participants be currently unemployed, willing to attend class regularly and on time, able to work well with others and able to score at least satisfactorily on a placement test.

Under "preferred requirements" for participants, the city website listing included a driver's license, access to a vehicle, flexibility in terms of hours worked, including nights and weekends, a clean Criminal Offender Record Information (CORI) background check with the state and a high school diploma or equivalent.

The complete program will be offered five separate times in the next two years, Griffin said:

- Oct. 7 to Dec. 15, 2016
- March 23 to May 25, 2017
- June 27 to Aug. 29, 2017
- Sept. 18 to Nov. 20, 2017
- Jan. 16 to March 20, 2018

For information about the sessions or other matters, contact Griffin at 413-552-2086 [rgriffin@hcc.edu](mailto:rgriffin@hcc.edu); Milissa Daniels 413-552-2042 [mdaniels@hcc.edu](mailto:mdaniels@hcc.edu); or Sheila Kelly 413-552-2027 [skelly@hcc.edu](mailto:skelly@hcc.edu)

**Hospitality Course Descriptions:** by [Mike Plaisance](#) on Scribd



## The Wynn Boston Harbor Building Trades Career Fairs

Meet local trade unions and discuss how to start a career building the \$2.1 billion Wynn Resort in Everett. Members will help identify the trade that best fits you. Women, minorities and veterans are encouraged to attend.

**Saturday, September 10, 2016**

9:00am – 11:00am

**Saturday, September 10, 2016**

2:00pm – 4:00pm

**Tuesday, September 13, 2016**

6:00pm – 8:00pm

**Wednesday, September 14, 2016**

6:00pm – 8:00pm

**Saturday, September 17, 2016**

9:00am – 11:00am

**Saturday, September 17, 2016**

2:00pm – 4:00pm

**Tuesday, September 20, 2016**

6:00pm – 8:00pm

**Malden High School**

77 Salem Street, Malden, MA 02148

**90th Annual Italian Festival**

17 Warren Street, Cambridge, MA 02141

**Medford High School**

489 Winthrop Street, Medford, MA 02155

**Reggie Lewis Track & Athletic Center**

1350 Tremont Street, Roxbury, MA 02120

**Chelsea High School**

299 Everett Avenue, Chelsea, MA 02150

**Everett Village Fest**

10 Santilli Highway, Everett, MA 02149

**Bunker Hill Knights of Columbus**

545 Medford Street, Charlestown, MA 02129

**ADVANCE REGISTRATION IS REQUIRED**

To register, please go to the link below:

<https://www.surveymonkey.com/r/3WJRY66>



## **Ferías de empleos gremiales en el edificio Wynn Boston Harbor**

Conozca a los sindicatos gremiales locales y analice cómo comenzar una carrera durante la construcción del Wynn Resort de \$2.1 mil millones en Everett. Los miembros le ayudarán a identificar el gremio que mejor se ajuste a usted. Se invita a las mujeres, las minorías y los veteranos a asistir.

SE REQUIERE LA INSCRIPCIÓN POR ADELANTADO. Para inscribirse, visite el enlace a continuación:  
<https://www.surveymonkey.com/r/3WJRY66>

Mire la primera página para informarse sobre el lugar y la hora.

## **Feiras de carreira para a construção do Wynn Boston Harbor**

Encontre-se com sindicatos locais e converse sobre como iniciar sua carreira na construção de US\$ 2,1 bilhões do Wynn Resort em Everett. Os associados ajudarão a identificar a área ideal para você. Mulheres, minorias e veteranos de guerra são incentivados a participar.

É NECESSÁRIA INSCRIÇÃO ANTECIPADA. Para se inscrever, acesse o link a seguir:  
<https://www.surveymonkey.com/r/3WJRY66>

Consulte o local e horário na página inicial.

## **Fowòm sou Travay nan Konstriksyon pou Wynn Boston Harbor**

Vin rankontre sendika lokal yo epi vin diskite sou kijan w ka kòmanse yon karyè nan konstriksyon Wynn Resort ki koute \$2.1 milya nan Everett. Manm yo pral ede w idantifye travay ou ka fè pi byen an. Nou ankouraje fanm, minorite ak veteran pou yo vin patisipe.

ENSKRIPSYON DAVANS OBLIGATWA. Pou ka enskri w, tanpri klike sou lyen ki pi ba a:  
<https://www.surveymonkey.com/r/3WJRY66>

Tanpri, gade paj devan an pou konn ki kote ak ki lè l ap fèt.

## **Wynn Boston Harbor 建築業招聘會**

與當地工會相見歡，並討論如何在打造價值 210 萬美元的埃弗里特 (Everett) Wynn Resort 中，開啟您的職業生涯。會員們將幫助您找到最適合您的業種。我們歡迎女性、少數族裔和退伍軍人參加。

必須事先登記。若需進行登記，請前往下方連結：  
<https://www.surveymonkey.com/r/3WJRY66>

請參閱首頁，獲得地點與時間的相關資訊。





*Legal Division*

## **Amended Small Business Impact Statement**

The Massachusetts Gaming Commission (“Commission”) hereby files this amended small business impact statement in accordance with G.L. c.30A, §5 relative to the proposed amendments in 205 CMR 138.00: Uniform Standards of Accounting Procedures and Internal Controls; for which a public hearing was held on August 25, 2016. These amendments were developed as part of the process of promulgating regulations governing the operation of gaming establishments in the Commonwealth. These amendments create a requirement for gaming licensees to use reasonable measures to inhibit patrons from using credit to obtain cash for use at a gaming establishment. Three such measures are explicitly required by the amendments. Additionally, these amendments clarify the language of the regulation to address the uncertainty as to the meaning of “cash advance.”

These amendments will apply exclusively to gaming licensees and patrons. Accordingly, the amendments are unlikely to have any effect on small businesses. These regulations are largely governed by G.L. c. 23K §§ 4(28), 5, 25(d), and 27. In accordance with G.L. c.30A, §5, the Commission offers the following responses on whether any of the following methods of reducing the impact of the proposed regulation on small businesses would hinder achievement of the purpose of the proposed regulation:

1. Establishing less stringent compliance or reporting requirements for small businesses:

As a general matter, no small businesses will be impacted by these regulations. Accordingly, there are no less stringent compliance or reporting requirements for small businesses.

2. Establishing less stringent schedules or deadlines for compliance or reporting requirements for small businesses:

There are no schedules or deadlines for compliance or reporting requirements for small businesses created by these regulations.

3. Consolidating or simplifying compliance or reporting requirements for small businesses:

There are no compliance or reporting requirements for small businesses.



Massachusetts Gaming Commission

4. Establishing performance standards for small businesses to replace design or operational standards required in the proposed regulation:

There are no performance standards for small businesses to replace design or operational standards required in the proposed regulations. As a general matter, it is necessary for gaming licensees to ensure that patrons do not use credit at gaming establishments. There are certain technological limitations on ATMs and credit cards which make it impossible to create a design standard to effectuate the same purpose.

5. An analysis of whether the proposed regulation is likely to deter or encourage the formation of new businesses in the Commonwealth:

These regulations apply exclusively to gaming licensees and patrons and therefore are not likely to deter or encourage the formation of new businesses in the Commonwealth.

6. Minimizing adverse impact on small businesses by using alternative regulatory methods:

These regulations do not create any adverse impact on small businesses.

Massachusetts Gaming Commission  
By:

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Cecelia M. Porché  
Paralegal  
Legal Division

Dated: \_\_\_\_\_



Massachusetts Gaming Commission

205 CMR: MASSACHUSETTS GAMING COMMISSION  
205 CMR 138.00: UNIFORM STANDARDS OF ACCOUNTING PROCEDURES AND  
INTERNAL CONTROLS

138.40: Procedure for Acceptance of Checks. Cash Equivalents. Wire Transfers, and  
Credit/Debit Cards: Issuance of Counter Checks

A system of internal controls submitted by a gaming licensee in accordance with 205 CMR 138.02 shall include policies and procedures relative to the acceptance of checks and cash equivalents presented by patrons, and the issuance of counter checks to patrons for gaming purposes. These policies and procedures shall include, but not be limited to:

\*\*\*

- (8) Procedures to ensure that any credit card or automated teller machine operating in the gaming establishment does not allow a patron to obtain cash from a government-issued electronic benefits transfer card ~~or to process a credit card cash advance transaction~~ and that it is otherwise in conformance with 205 CMR 138.47;
- (9) Procedures to ensure that debit card cash transactions are not permitted to be initiated within 15 feet of the gaming area;
- (10) Procedures to ensure that no gaming chips, plaques, tokens, and other forms of gaming value may be purchased with a credit card. Provided, patrons may be permitted to pay gaming tournament entry fees with a credit card; and

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138.47: Automated Teller Machines (ATM)

- (1) Use and operation of an Automated Teller Machine (ATM) or electronic branch, as defined by M.G.L. c. 167B, § 1, within a gaming establishment is governed by M.G.L. c. 167B and 209 CMR: *Division of Banks and Loan Agencies*.
- (2) No ATM or electronic branch, as defined by M.G.L. c. 167B, § 1, shall be located closer than 15 feet from the gaming area in a gaming establishment.
- (3) ~~No ATM or electronic branch shall initiate or process a cash advance transaction on a credit card.~~ A system of internal controls submitted by a gaming licensee in accordance with 205 CMR 138.02 shall include procedures that identify reasonable measures to be implemented that are tailored to inhibit the initiation and processing of any transaction allowing for the use of a card or card equivalent issued by a financial institution to obtain cash from a line of credit (e.g., credit card cash advance) in the gaming establishment by either an ATM or any other means. Such reasonable measures shall include, but not be limited to:

- a) The conspicuous placement of signage on an ATM indicating that use of credit cards is prohibited;
- b) Ensuring that an ATM does not offer to a user any transaction option that is designed to enable the patron to obtain cash from a line of credit (i.e.- no option to press a “credit card” or “cash advance” button); and
- c) Ensuring that no transaction in which a card or card equivalent issued by a financial institution is being used to obtain cash from a line of credit is, in whole or part, initiated or processed at the cage or elsewhere in the gaming establishment, by any employee or anyone else.

(4) No data relative to an individual patron that is collected by an ATM or electronic branch may be sold, transmitted, or otherwise used for marketing purposes by a gaming licensee or provider of such device.

June 21, 2016

**Via Electronic Mail**

Bruce Band  
Assistant Director of Investigations and Enforcement Bureau  
Gaming Agents Division Chief  
Massachusetts Gaming Commission  
101 Federal Street, 12th Floor  
Boston, Massachusetts 02110

Dear Mr. Band:

Thank you for the opportunity to discuss proposed clarifications to the Massachusetts Gaming Commission (“Commission”) Regulations regarding the use of a card or card equivalent issued by a financial institution to obtain cash from a line of credit (“credit card cash advance”) at ATMs within Massachusetts gaming establishments. The licensees have consulted with their ATM vendors and have identified administrative controls that are designed to inhibit credit card cash advances at ATMs within the gaming establishment. The licensees appreciate the opportunity we have had to work with Commission staff to craft amendments to the Commission’s regulations which would assure that these transactions are instituted and completed in accordance with the Commission’s policy objectives.

***Massachusetts ATM platform***

Everi Inc. is a provider of ATM and other cash access services to the gaming industry, including ATM services in Massachusetts for Penn National Gaming at Plainridge Park Casino (Plainridge”). MGM and Wynn are considering utilizing Everi for ATM services when their resorts open.

The ATM application that Everi has allows for customization of screens flows and the availability of certain transactions types. To comply with Massachusetts’ regulatory requirements with respect to ATMs, Everi has implemented a specific version of its ATM application at Plainridge that restricts credit card cash advances.

By way of example, the attached Exhibit 1 is a screenshot of the available transactions Plainridge patrons have access to on the Everi ATMs. “Credit Card” and “Cash Advance” buttons are ***not available*** to patrons on the ATMs at Plainridge. Data available to Everi shows that the removal of this option largely eliminates what would otherwise be the approximately 5% to 10% of overall ATM transactions which patrons would otherwise transact using a credit card product.

### ***Limitations of current ATM platform***

Notwithstanding Everi's measures, if a cardholder inserts a credit card, enters a PIN # and then selects "Checking" or "Savings", the cardholder's financial institution could approve this ATM cash withdrawal transaction and cash would be dispensed. Neither the licensees nor the ATM vendor, in this case Everi, has any control over whether the financial institution approves or denies the transaction. Nor is there any existing technology to entirely block the type of credit card transactions described above from being used at ATMs.

Blocking credit cards from being used at ATMs altogether would require the development of a credit Bank Identification Number (BIN) blocking solution, which currently does not exist. The first six digits of a bankcard number are known as a Bank Identification Number (BIN). These numbers identify the institution that issued the card and the particular type of card it is, whether it is a debit card or credit card. Financial institutions around the world are issuing credit cards with new BIN's on a daily basis. In addition, there is not a "master list" of BINs, so maintaining a real-time list is not possible at this time. In essence, ATMs within Massachusetts gaming establishments would need to incorporate a technology that blocks all credit card BINs and the database of credit card BINs would need to be updated with the same frequency with which BINs are issued. Given the pace at which cards are issued and the varied and hybrid card products offered by financial institutions, this is highly impracticable.

### ***Commission Staff Proposed Regulatory Clarification***

The licensees have reviewed the Commission Staff's proposed changes to 205 CMR 138.01 which seek to clarify the internal controls to address this issue. Among other things, the regulation would explicitly require that a licensee's system of internal controls include "procedures that identify reasonable measures to be implemented that are tailored to inhibit the initiation and processing of any transaction allowing for the use of a card or card equivalent issued by a financial institution to obtain cash from a line of credit (e.g., credit card cash advance) in the gaming establishment by either an ATM or any other means." These measures include but are not limited to: (i) ATM signage explaining that use of a credit card is prohibited; (ii) eliminating the option for a patron to press a "credit card" or "cash advance" button; and (iii) ensuring that credit card cash advances cannot be processed at the cage or anywhere else in the gaming establishment.

The licensees agree that the proposed clarifications to the regulations achieve Massachusetts' policy objectives and will include the following elements in their internal controls for our Massachusetts properties. First, signage will be placed at ATMs indicating that the use of a credit card for a credit card cash advance is prohibited. Second, in the ATM application, a screen will be added for the purpose of advising patrons about the restrictions on use of credit cards for a credit card cash advance under Massachusetts law to dissuade any patrons from trying to do so. This screen would be added in the idle loop, which includes a message to patrons that credit cards are prohibited from use on the ATM for a credit card cash advance (Exhibit 2). Third, there will be no buttons or selection options would allow a patron to affirmatively choose "credit" or "cash advance" at an ATM within the gaming establishment. Finally, the licensees

will implement administrative policies and procedures for acceptance of credit/debit cards and any related employee training intended to preclude credit card cash advances from being made at the cage or anywhere else in the gaming establishment.

The proposed clarifications address the original policy intent of the regulation while acknowledging the current state of ATM platform technology and providing appropriate flexibility within the internal controls for the licensees to adapt to ATM technology as it evolves.

Thank you for your attention to this important issue.

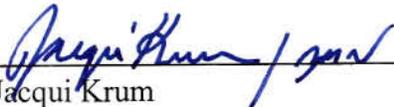
Sincerely,



Lance George  
Vice President and General Manager  
Plainridge Park Casino  
301 Washington Street  
Plainville, MA 02762



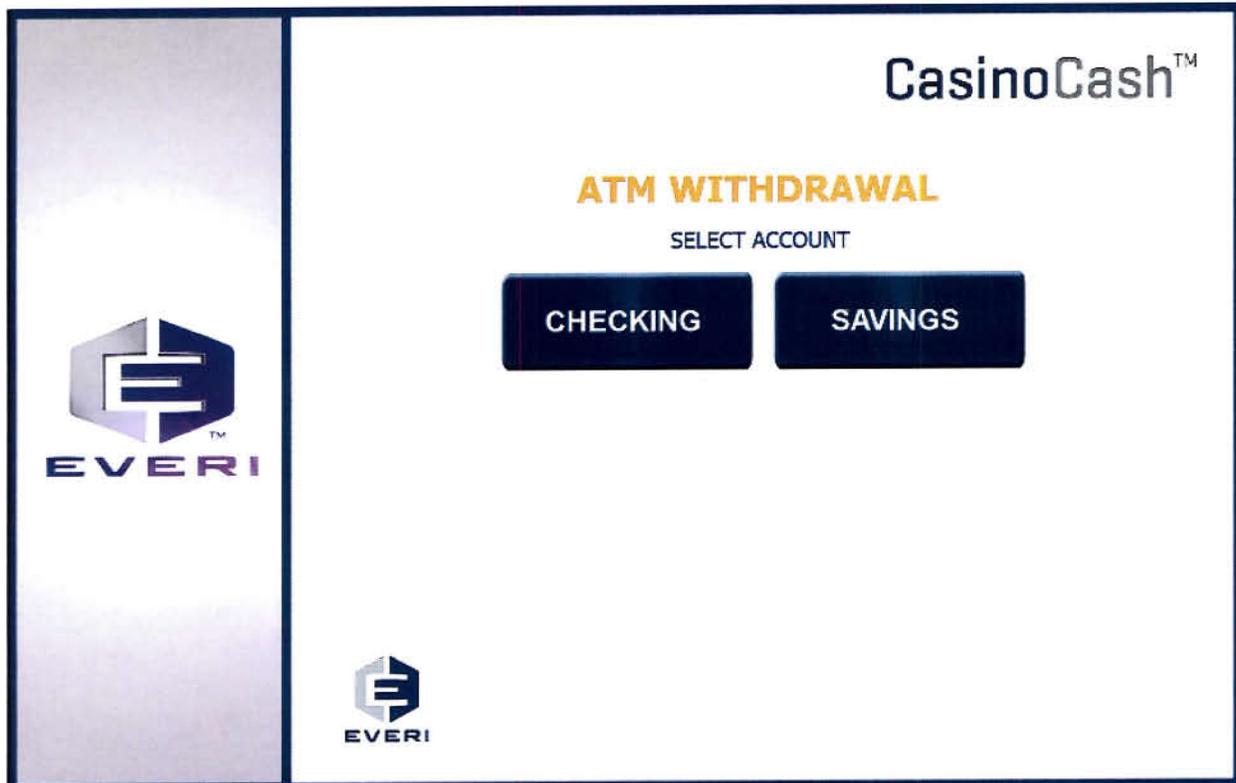
Seth N. Stratton  
Vice President & General Counsel  
MGM Springfield  
One Monarch Place, Suite 910  
Springfield, MA 01144



Jacqui Krum  
Senior Vice President and General Counsel  
Wynn Resorts  
101 Station Landing, Suite 2200  
Medford, MA 02155

# Exhibit 1

(Currently in place at Plainridge)



# Exhibit 2

(Suggested at Plainridge)

**CasinoCash™**



USE OF CREDIT CARDS PROHIBITED

禁止信用卡使用

USO DE TARJETAS DE CRÉDITO PROHIBIDO



**From:** Burt Peretsky [<mailto:peretsky@verizon.net>]  
**Sent:** Thursday, June 30, 2016 3:19 PM  
**To:** MGCcomments (MGC)  
**Subject:** cash advance regulation comment

Massachusetts Gaming Commission

Commissioners:

I object to the following section of the draft regulation amendments as listed in your recent Request for Public Comment:

**138.47: Automated Teller Machines (ATM)**

(3) No ATM or electronic branch shall initiate or process a cash advance transaction on a credit card. A system of internal controls submitted by a gaming licensee in accordance with 205 CMR 138.02 shall include procedures that identify reasonable measures to be implemented that are tailored to inhibit the initiation and processing of any transaction allowing for the use of a card or card equivalent issued by a financial institution to obtain cash from a line of credit (e.g., credit card cash advance) in the gaming establishment by either an ATM or any other means. Such reasonable measures shall include, but not be limited to:

- a) The conspicuous placement of signage on an ATM indicating that use of credit cards is prohibited;
- b) Ensuring that an ATM does not offer to a user any transaction option that is designed to enable the patron to obtain cash from a line of credit (i.e.- no option to press a “credit card” or “cash advance” button); and
- c) Ensuring that no transaction in which a card or card equivalent issued by a financial institution is being used to obtain cash from a line of credit is, in whole or part, initiated or processed at the cage or elsewhere in the gaming establishment, by any employee or anyone else.

These measures seem to be overly protective of the adults who wish to engage in gaming at Massachusetts casinos and slot parlors. Further, they would help to drive business away to other states where such restrictions are not imposed upon customers. Lastly, Massachusetts has initiated effective “Game Sense” and other protective measures for those willing to limit their spending at our casinos or obtain gambling assistance. Those latter measures should suffice; we don’t need additional restrictions on customers that could drive them away to the growing number of casinos a short distance away in other states.

I can understand the MGC’s good-faith efforts in protecting the public vis-à-vis casino gaming, but a balance needs to be struck between protection of those who wish to partake in gaming activities and the economic interests of our Commonwealth, a state that has brought casinos into it primarily as an economic development engine. Let’s not hamstring those companies and

tribal communities that have invested or will invest hundreds of millions of dollars and deserve to be allowed a reasonable chance to earn a profit.

Thank you in advance for your consideration of my comments.

**Burt Peretsky** <[peretsky@verizon.net](mailto:peretsky@verizon.net)>

**Peretsky Strategy Communications:** [www.peretsky.com](http://www.peretsky.com)  
[facebook.com/burt.peretsky](https://facebook.com/burt.peretsky) @burt\_peretsky

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42 Waterfall Drive, Suite L, Canton, MA 02021  
T: 781-828-4714. C: 781-696-5579.

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Executive Director and Board Member, **Massachusetts Broadcasters Hall of Fame** [www.massbroadcastersHOF.org](http://www.massbroadcastersHOF.org)