

MASSACHUSETTS GAMING COMMISSION PUBLIC MEETING #264

March 14, 2019 10:00 a.m. **Massachusetts Gaming Commission** 101 Federal Street Boston, MA





NOTICE OF MEETING and AGENDA March 14, 2019

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, March 14, 2019 10:00 a.m. Massachusetts Gaming Commission 101 Federal Street, 12th Floor Boston, MA

PUBLIC MEETING - #264

- 1. Call to order
- 2. Approval of Minutes
 - a. February 28, 2019 **VOTE**
- 3. Administrative Update Ed Bedrosian, Executive Director
 - a. General Update
- 4. Racing Division, Dr. Alex Lightbown, Director
 - a. Plainridge Park Racecourse Request for Approval of Racing Officials and Key Operating Personnel **VOTE**
 - b. Plainridge Park Racecourse Request for Waiver of 205 CMR 3.12 (6)-Qualifying Race Requirement **VOTE**
 - c. Plainridge Park Racecourse Update Steve O'Toole, Director of Racing
 - d. Standardbred Owners of Massachusetts (SOM) Recognition Request as Breeder's Representative Group **VOTE**
 - e. Harness Horseman's Association of New England Pension Plan Update
 - f. MA Thoroughbred Breeders Association Request to Race at Finger Lakes VOTE
- 5. Research and Responsible Gaming Mark Vander Linden, Director
 - a. SEIGMA Procurement Update Commissioner Zuniga & Chief Finance and Accounting Officer Lennon



- 6. Commissioner's Updates
- 7. Other business reserved for matters the Chair did not reasonably anticipate at the time of posting.
- 8. Executive Session pursuant to M.G.L. Chapter 30A Section 21(a)(3) for the purpose of discussing litigation strategy in the case of Stephen A. Wynn v. Karen Wells, the Massachusetts Gaming Commission, Wynn Resorts Ltd., et al. **VOTE**

I certify that on this date, this Notice was posted as "Massachusetts Gaming Commission Meeting" at www.massgaming.com and emailed to: regs@sec.state.ma.us, melissa.andrade@state.ma.us.

<u>03.13.19</u> Date Cathy Judd - Stein Cathy Judg-Stein, Chair

Date Posted to Website:

March 12, 2019 at 10:00 a.m.



Massachusetts Gaming Commission Meeting Minutes

Date/Time: February 28, 2019 – 10:00 a.m.

Place: Massachusetts Gaming Commission

101 Federal Street, 12th Floor

Boston, MA 02110

Present: Chair Cathy Judd-Stein

Commissioner Gayle Cameron Commissioner Enrique Zuniga Commissioner Bruce Stebbins Commissioner Eileen O'Brien

Time entries are linked to the corresponding section in the Commission meeting video.



Call to Order

See transcript page 1

10:00 a.m. Chair Judd-Stein called to order public meeting #263 of the

Massachusetts Gaming Commission.

Approval of Minutes

See transcript page 1

10:00 a.m.

Commissioner Stebbins moved to approve the minutes from the February 14, 2019 Commission Meeting, subject to correction for typographical errors and other nonmaterial matters. Commissioner Cameron seconded the motion. The motion passed unanimously.

Commissioner Stebbins moved to approve the minutes from the February 20, 2019 Commission Meeting, subject to correction for typographical errors and other nonmaterial matters. Commissioner Zuniga seconded the motion. The motion passed unanimously.

Executive Session

See transcript pages 1 – 3

10:01 a.m.

Pursuant to M.G.L. Chapter 30A Section 21(a)(3), an Executive Session is being held to discuss litigation strategy in the case of Stephen A. Wynn v. Karen Wells, the Massachusetts Gaming Commission, Wynn Resorts Ltd., et al when a discussion in an open session would have a detrimental effect on the litigation position for the Commission.

10:02 a.m.

Commissioner O'Brien moved to go into executive session. Commissioner Stebbins seconded the motion. Roll call vote:

Commissioner Stebbins: Aye. Commissioner Cameron: Aye Commissioner Zuniga: Aye. Commissioner O'Brien: Aye. Chair Judd-Stein: Aye.

The Chair then stated that the Commission is now in executive session pursuant to the Open Meeting Law and that all members of the public and any staff members not involved in this matter to be discussed must leave the room. The Chair also asked that all live audio and video recording and live streaming be shut off and the doors to the room are closed.

12:41 p.m.

The Commission reconvened in public session. The Chair stated that the Commission has just concluded an executive session and completed the necessary steps to finalize the resolution related to the Wynn litigation in Nevada. The Commission expects that the case will be formally dismissed in the coming days. She also stated that as the Commission was not asked to take any action at this time, so a vote was not necessary, and no vote was taken.

The Chair acknowledged the diligence of the staff investigators and counsel in this complex process. The Chair then asked that Executive Director Ed Bedrosian provide the Commission with an update for next steps and describe what the Commission should expect for a timeline as they begin preparations for an adjudicatory hearing.

Administrative Update

See transcript pages 3 – 4

12:50 p.m. General Update

Executive Director Bedrosian updated the Commission on the status and next steps for the Wynn investigation. He stated that once the litigation is resolved, the Commission can then move to prepare for the actual adjudicatory hearing. He added that the first step of this process will begin next week when the Investigations and Enforcement Bureau (IEB) provides

the Commissioners with information on any new qualifiers and then provides the investigative report. This information will take time for the Commissioners to review. During this time, any pre-hearing issues that need to be resolved in front of the Commission will be identified and scheduled for some time in March.

12:52 p.m. The Commission took a 30-minute break.

The Chair reconvened the meeting. She stated that as there has been a 1:25 p.m. change to the order in the agenda and the MGM Springfield Quarterly Report will be presented next.

Ombudsman

See transcript pages 5 – 40

1:26 p.m. **MGM Springfield Quarterly Report**

Ombudsman Ziemba introduced Mike Mathis, President of MGM Springfield, Seth Stratton, Vice President and General Counsel of MGM Springfield, Jason Randall, Director of Human Resources, and Talia Spera, Executive Director of Arena Operations. He informed the Commission that Mr. Mathis may need to depart shortly after the quarterly report, and Joe Delaney, Construction Project Oversight Manager, will move into his seat.

i. **MGM Timelines**

Mr. Mathis reported activity throughout the months of October, November, and December for revenue and taxes, and lottery throughout the fourth quarter of 2018. He explained the statistics in the context of a three-year stabilization period for the casino.

Compliance was also addressed, regarding the challenge they face of preventing minors from gaming. The porous design of the facility offers access to the casino floor before reaching the non-gaming amenities, so there are ongoing efforts to prevent minors from gaming. MGM Springfield has modified its enforcement policy and added a podium to the main entrance from the self-parking area. Mr. Mathis stated that these efforts have made a significant improvement.

1:40 p.m. Executive Director Bedrosian added that the Commission is working with MGM Springfield on this issue and that the IEB has met routinely with MGM on this issue.

> Next, Mr. Stratton reported on operating expenses for the fourth quarter and compared them to spending goals. He reviewed diversity spending trends, local spending trends, vendor outreach efforts, and local supplier experience feedback with the Commission.

Mr. Randall reported on MGM's progress on hiring goals for the quarter. He reviewed employment numbers broken down by minorities, women, veterans, Springfield residents, western Massachusetts residents, and Massachusetts residents. Mr. Randall also reviewed MGM's workforce development plan and recruitment efforts for 2018.

1:58 p.m.

Commissioner Cameron stated that she would like to see MGM Springfield start tracking employee promotion/growth within the company, as this information is an important piece when reviewing employment numbers. Mr. Stratton agreed, responding that there has been dialogue with staff regarding reporting this data.

Commissioner Stebbins stated that he noticed there are around 30 positions still posted on MGM Springfield's website. He noted that there are still opportunities to work at the property that are both full and part-time positions.

Commissioner Stebbins added that he would like to see specific data in the immediate future of the overall number of employees throughout amenity facilities as well as in the casino. Thus, the Commission can determine if there is a way to extract diversity information from the tenants on the property as well. Mr. Mathis stated that there are approximately 250 employees that are tenant employees. Commissioner Stebbins suggested meeting with the Executive Director and perhaps a member of the compliance committee to review their diversity reporting format for MGM Springfield prior to the next quarterly report.

Mr. Mathis presented marketing highlights with slides of the newsletters that have been used throughout the quarter. He also highlighted MGM Springfield's sponsorships and partnerships with a slide presentation.

Mr. Mathis stated that he would like to conduct a working session regarding compliance. This would put MGM in a position to produce data for the Commission in a way that better shows the good effort that they are putting forth. Commissioner Zuniga noted that aptly reporting this data is important for not only the Commission and staff but also for the public.

2:18 p.m.

The Commission revisited the issue of minors entering the gaming floor. The Chair asked how many incidents there were in January. Mr. Stratton stated that it was very similar to December. Mr. Mathis commented that he was pleased to see that 25% of gaming incidents were discovered in five minutes or less, which is a positive trend and

progression. He stated that they are still working on efforts to reduce this time even further.

Ms. Spera reported on entertainment programming for the fourth quarter. She reviewed the entertainment headliners, entertainment community and event programming, and highlighted anticipated upcoming entertainment.

Mr. Stratton presented on local business impact. Specifically, he reported that some businesses within proximity to MGM have seen a spike in sales.

ii. MGM Residential Requirement Extension

The Commission reviewed an email sent to Ombudsman Ziemba by Springfield City Councilor Edward Pikula requesting a 30-day extension to report on "31 Elm vs. Plan B decision."

Ombudsman Ziemba stated that the current agreement states that by March 1st, MGM Springfield shall provide a final commitment; written documentation for the 31 Elm Street project along with a realistic construction timetable from the City of Springfield. If MGM Springfield cannot meet this condition by March 1st, MGM Springfield shall proceed with the independent residential requirement within the timeframe set in the Host Community Agreement.

Mr. Stratton updated the Commission on the status of the discussions regarding whether or not to proceed with the 31 Elm Street project. He stated that they are extremely close to a decision with the City of Springfield. Ombudsman Ziemba added that it does appear that there has been very significant activity.

The Ombudsman and staff recommend that the Commission approve the 30-day extension to the agreement.

The Chair asked if MGM would have their Plan B ready to discuss and execute at the March 28th Commission meeting if 31 Elm Street does not go through. Mr. Stratton responded that at the end of a 30-day extension, MGM would be prepared to report what their Plan B is, the project, and their expected timeline for completion.

2:41 p.m.

Commissioner Stebbins moved to approve the request from the City of Springfield for a 30-day extension concerning the development agreement to be finalized for 31 Elm Street. Commissioner Cameron seconded the motion.

The motion passed unanimously.

Mr. Stratton updated the Commission on future development plans for MGM Springfield, to include the development of the Armory, the "Dave's Furniture" lot, and MGM Springfield Food & Beverage outlets coming soon.

- 2:45 p.m. Ombudsman Ziemba concluded this section by providing an update on MGM Springfield's transportation commitments, summarizing progress of projects and expected dates of completion. He recommended that the Commission reexamine the July 8th, 2019 deadline for the construction of the "Dave's Furniture" lot, as that date will not be met and needs to be discussed at the March 28th Commission meeting.
- **2:48 p.m.** MGM Service Employee Exemption Request

The Commission is being asked to consider 15 positions for exemption at MGM Springfield. Commission staff worked with MGM Springfield in developing this set of recommendations and agrees with all positions contained in the meeting packet. The Licensing Division recommends that the Commission approve the 15 SER exemptions for MGM Springfield.

3:00 p.m. Commissioner Zuniga moved to approve the Gaming Service Employee exemptions as stated in the packet. Commissioner Cameron seconded the motion.

The motion passed unanimously.

3:06 p.m. Plainridge Park Casino Quarterly Report

The Commission reviewed Plainridge Park Casino's Quarterly Report with Lance George, General Manager of PPC, Kim Rego, Vice President of Human Resources at PPC, and Mike Mueller, Vice President of Operations at PPC.

Mr. George reviewed slides that illustrated gaming revenue and taxes, broken down by net slot revenue, state taxes, and racehorse taxes. He also reviewed lottery sales, highlighting the difference between 2017 and 2018. He reviewed spending and procurement by state and a breakdown of local vendor spending in host and surrounding communities. .

Ms. Rego reported on vendor diversity goals and progress toward these goals, by quarter. She also reviewed employment statistics and noted that the racing staff affects numbers as they are seasonal and will be returning.

Ms. Rego also noted that two new programs comprise an initiative called "Women Leading at Penn". Women have a 5% increase in executive presence at Plainridge Park Casino.

The Commission thanked Ms. Rego for her efforts and stated that she has been a pleasure to work with, as she is relocating for a new job.

Mr. Mueller addressed compliance. He reviewed slides with the Commission that illustrated incident statistics, local community event efforts, sponsorships, and marketing highlights for the fourth quarter.

3:25 p.m. Plainridge Park Casino Commitments Review

The Commission reviewed a memo summarizing the Commission staff's review of Plainridge Park Casino's progress toward meeting its goals and requirements that were put forth in their original application, per 205 CMR 139.04(4). The staff recommended that the reports be deemed to satisfy the annual report requirements for 2017. It was noted that Plainridge Park would file an additional annual report by September 30, 2019.

The Commission then reviewed a summary of measures that Plainridge has taken to comply with the host and surrounding community agreements, to include a traffic monitoring program, a new bus route, employment measures, and a Workforce Memorandum Plan.

Staff recommends that the Commission:

- 1. Should request Plainridge Park to discuss with its host and surrounding communities the status of its compliance with its goals, particularly the local hiring goals;
- 2. Should request that Plainridge Park meet with GATRA and MassDOT regarding the proposal to extend the Route 14 bus line to Plainridge Park; and
- 3. Should post the amended Workforce Plan before taking any final action of such a plan.

Jill Griffin, Director of Workforce and Diversity Development briefed the Commission on the process that has been taking place to achieve these goals.

Mr. George reviewed the progress made working with GATRA, and creating non-gaming amenities using the racing apron,

Ms. Rego proposes that they shift the hiring goal from maintaining 90% coming from the host and surrounding communities to 35%, as it has proven to be more difficult due to some factors. Plainridge Park Casino would also like to increase additional goals to the plan that 50% will be women, 2% will be veterans, and to hire 65% or more of their workforce from the state of Massachusetts.

3:40 p.m. Commissioner O'Brien asked if there has been any further action taken to find additional options for childcare accommodation for employees, as it was previously discussed before the Commission that the casino is currently recommending one daycare center that is two miles away. Commissioner O'Brien asked for some progress on this issue, and Mr. George responded that he will take this under advisement and look into this.

Commissioner Updates

See transcript pages 40 – 41

3:46 p.m. Commissioner Cameron stated that the Board of Directors for the International Association of Gaming Regulators has beneficially selected the Commission to host the 2020 conference here in Boston.

Commissioner Zuniga stated that March is Problem Gambling Awareness Month, and there will be events at MGM Springfield and Plainridge Park Casino focused on education and prevention work with casino employees. There will be more updates in the coming Commission meetings.

3:49 p.m. With no further business, Commissioner Cameron moved to adjourn the meeting. Commissioner Zuniga seconded the motion.

The motion passed unanimously.

List of Documents and Other Items Used

- 1. Notice of Meeting and Agenda, dated February 28, 2019
- 2. Draft Commission Meeting Minutes dated February 14, 2019
- 3. Draft Commission Meeting Minutes dated February 20, 2019
- 4. PowerPoint Presentation Plainridge Park Casino's Q4/Year-End 2018 Report to the Massachusetts Gaming Commission
- 5. Memo to Commissioners RE: Plainridge Park Commitments Review
- 6. City of Springfield Email to the Ombudsman dated February 25, 2019
- 7. Memo to the Chair and Commissioners RE: Gaming Service Employee (SER) Exemptions for MGM Springfield dated February 25, 2019
- 8. Document: Identification of Potential Positions for Exemption from the Registration Requirement by the MGC Food & Beverage Cashier
- 9. Document: Identification of Potential Positions for Exemption from the Registration Requirement by the MGC Creative Manager
- 10. Document: Identification of Potential Positions for Exemption from the Registration Requirement by the MGC Food Server / Room Service
- 11. Document: Identification of Potential Positions for Exemption from the Registration Requirement by the MGC Head Baker
- 12. Document: Identification of Potential Positions for Exemption from the Registration Requirement by the MGC Master Cook
- 13. Document: Identification of Potential Positions for Exemption from the Registration Requirement by the MGC Limo Driver
- 14. Document: Identification of Potential Positions for Exemption from the Registration Requirement by the MGC Lead Kitchen Worker
- 15. Document: Identification of Potential Positions for Exemption from the Registration Requirement by the MGC Supervisor Entertainment Events-Activations

- 16. Document: Identification of Potential Positions for Exemption from the Registration Requirement by the MGC Transportations Supervisor
- 17. Document: Identification of Potential Positions for Exemption from the Registration Requirement by the MGC Warehouse Supervisor

/s/ Catherine Blue Assistant Secretary





TO: Cathy Judd-Stein, Chair

Gayle Cameron, Commissioner Eileen O'Brien, Commissioner Bruce Stebbins, Commissioner Enrique Zuniga, Commissioner

FROM: Alexandra Lightbown, Director of Racing

CC: Edward Bedrosian, Executive Director

Catherine Blue, General Counsel

DATE: March 11, 2019

RE: Plainridge Key Operating Personnel and Racing Officials

Dear Commissioners:

Plainridge Park Casino Director of Racing Steve O'Toole has submitted a request for approval of their Key Operating Personnel and Racing Officials dated March 6, 2019. They were all licensed by the Massachusetts Gaming Commission in 2018. They are in the process of applying for their 2019 licenses. The State police will conduct their background checks.

Recommendation: That the Commission approve the request of Plainridge Park Casino to approve their March 6, 2019 list of Key Operating Personnel and Racing Officials, pending satisfactory completion of licensure by the Massachusetts Gaming Commission Racing Division and satisfactory completion of their background checks by the Massachusetts State Police.



March 6, 2019

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

Dear Director Lightbown,

Plainridge Park Casino respectfully requests approval of the following key operating personnel and racing officials for the 2019 racing season;

KEY OPERATING PERSONNEL

Steve O'Toole

Director of Racing

Lenny Calderone

Racing Services Manager

Jason Savastano

Mutuel Manager

Andrew Tavares

Racing Supervisor

Diana Figueroa

Racing Supervisor

RACING OFFICIALS

AnnMarie Mancini

Paul Verrette

John Mattero

Gregory Brewster

Richard Flanders

Lennny Calderone

Edwin Harrop

Dr. Jeremy Murdock

Presiding Judge

Racing Secretary

Clerk of Course

Paddock Judge

Starter / Patrol Judge

Announcer

Track Superintendent

Racing Veterinarian

Sincerely,

Steve O'Toole

Director of Racing

Plainridge Park Casino

Plainville Gaming and Redevelopment, LLC



TO: Cathy Judd-Stein, Chair

Gayle Cameron, Commissioner Eileen O'Brien, Commissioner Bruce Stebbins, Commissioner Enrique Zuniga, Commissioner

FROM: Alexandra Lightbown, Director of Racing

CC: Edward Bedrosian, Executive Director

Catherine Blue, General Counsel

DATE: March 8, 2019

RE: Plainridge Waiver Request of 205 CMR 3:12 (6)

Dear Commissioners:

Plainridge Park Casino Director of Racing Steve O'Toole has submitted a request for approval of a waiver of 205 CMR 3:12 (6) for the 2019 racing season at Plainridge Park Casino.

205 CMR 3:12 (6) reads: The Judges shall require all horses not showing a satisfactory racing line during the previous 30 days to go a qualifying mile in a race before the Judges. The Association may request a waiver of this requirement.

It would change the requirement from 30 days to 45 days. Plainridge requested this same waiver in 2018, and the Commission approved it. There were no issues with this waiver.

Recommendation: That the Commission approve the request of Plainridge Park Casino of a waiver for the 2019 racing season with respect to 205 CMR 3:12 (6) which would require all horses not showing a satisfactory racing line during the previous 45 days to go a qualifying mile in a race before the Judges.



March 6, 2019

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

Dear Director Lightbown,

Plainridge Park Casino respectfully requests approval of a waiver for the 2019 racing season with respect to 205 CMR 3:12 (6) which would require all horses not showing a satisfactory racing line during the previous 45 days to go a qualifying mile in a race before the Judges.

205 CMR 3:12 (6) reads as follows;

(6) The Judges shall require all horses not showing a satisfactory racing line during the previous 30 days to go a qualifying mile in a race before the Judges. The Association may request a waiver of this requirement.

Sincerely)

Steve O'Toole

Director of Racing Plainridge Park Casino

Plainville Gaming and Redevelopment, LLC

Plainridge Park Racing Update March 14th, 2019



110 Day Meet

1128 Overnight Races

Average Field Size 7.57

36 Mass Stake Races

Average Field Size 5.92

Average Races per Day 10.58



Purses

Overnight Events								
Year	Days	Races	Purses	Purses Ave/Day				
2018	110	1128	\$9,155,607	\$83,233	\$8,117			
2017	125	1202	\$8,515,605	\$68,125	\$7,085			
2016	115	1060	\$6,710,162	\$58,349	\$6,330			
2015	105	917	\$4,210,636	\$40,101	\$4,592			

Pari-Mutuel Handle

Year	Live	Export	Total	Import
2018	\$1,601,454	\$17,410,619	\$19,012,073	\$34,459,185
2017	\$1,660,794	\$20,332,172	\$21,992,966	\$33,739,956
2016	\$1,500,125	\$16,510,414	\$18,010,539	\$34,290,555
2015	\$1,253,511	\$12,685,198	\$13,938,709	\$29,083,654

			Liv	/e	Export		
Year	Races	Days	Ave/Race	Ave/Day	Ave/Race	Ave/Day	
2018	1128	110	\$1,420	\$14,559	\$15,435	\$158,278	
2017	1202	125	\$1,382	\$13,286	\$16,915	\$162,657	
2016	1060	115	\$1,415	\$13,045	\$15,576	\$143,569	
2015	917	105	\$1,367	\$11,938	\$13,833	\$120,811	

Lions Polar Plunge at Lake Pearl



First Saturday in April \$29,400



Month of October - \$7,000







USTA Strategic Wagering Initiative

Guaranteed Pools \$2,500 - \$5,000 Pick 5 \$10,000 - \$20,000 Trifecta

Jackpot Wagers

Wicked Hi-5 – Pentafecta
First 5 Finishers in a Race (Unique Winning Ticket)

Pick 5 & Pick 6
First Place Finishers in 5 or 6 Consecutive Races



Plainridge Park Racing Update March 14th, 2019

OFFICIAL TRACK PROGRAM COME FOR THE RACES...STAY FOR THE GAMES



TO: Cathy Judd-Stein, Chair

Gayle Cameron, Commissioner Eileen O'Brien, Commissioner Bruce Stebbins, Commissioner Enrique Zuniga, Commissioner

FROM: Alexandra Lightbown, Director of Racing

CC: Edward Bedrosian, Executive Director

Catherine Blue, General Counsel

DATE: March 11, 2019

RE: Standardbred Owners of Massachusetts Recognition

Dear Commissioners:

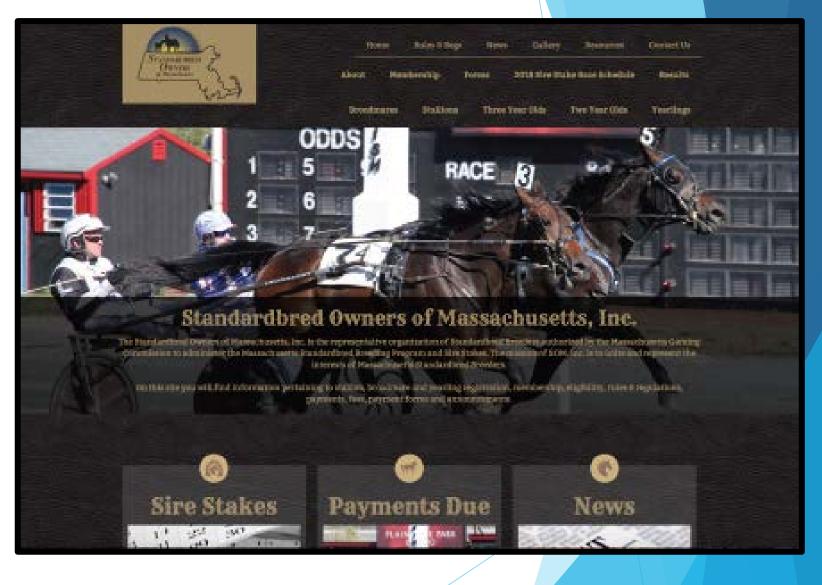
In accordance with Massachusetts General Law Chapter 128, Section 2 (j), the Standardbred Owners of Massachusetts, Inc. (SOM) has requested they be approved as the group of representative Standardbred breeders to administer the Massachusetts Standardbred breeding program and the Sire Stakes races for 2019.

Recommendation: That the Commission approve the request of the Standardbred Owners of Massachusetts, Inc. to be recognized as the group of representative Standardbred breeders to administer the Massachusetts Standardbred breeding program and the Sire Stakes races for 2019.



Website Information

- Membership Applications
- Nomination Forms & Fees
 - Broodmares
 - Yearlings
 - 2&3 Year Olds
- Payment Due Dates
- Sire Stake Race Schedule
- Rules & Regulations
- News and Activities



Broodmares

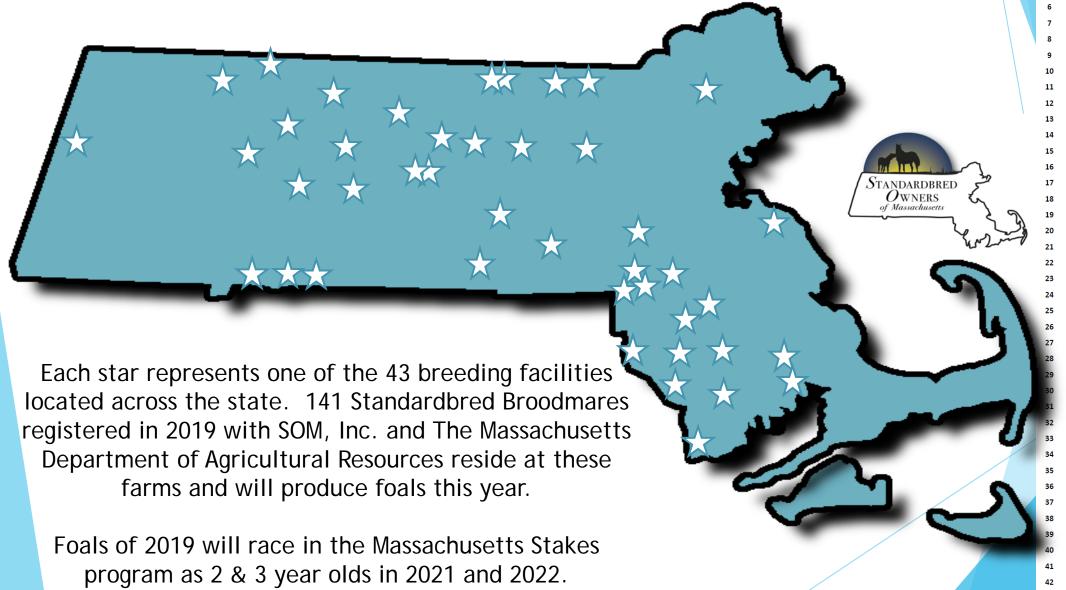
>2015 - 54

>2018 - 116

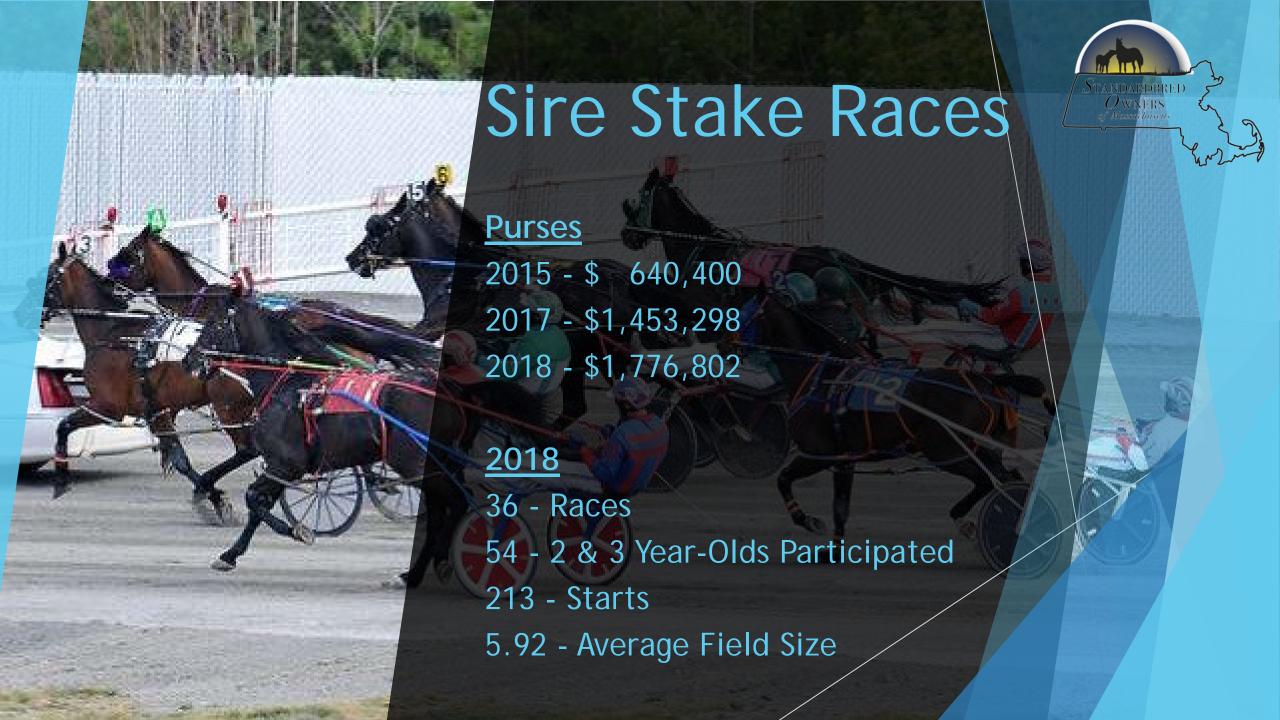
2019 - 141



Massachusetts Standardbred Breeding Farms



Ash Lane Farn New Braintre Briar Hill Farm Rehoboth Cordon Bleu Farm Raynham Courtlin Farm Belchertown Crimson Acres Orange D&D Performance Horses Agawan Dickson Farm Princeton Flynn Farm Grafton Four Winds Farm Oxford **Grandview Farm** Dighton Hampden Greenfield **Greenfield Fairgrounds** Karal Ranch Westport Lafreniere Farm Winchendon Krikorian Stables West Townsend Legacy Stable Linden Ledge Farm Norfolk Longobardi Farm Malin Farm **New Braintree** Masconette Farm East Longmeadov Mike Mullane Farm Plainville Ralph Andersen Stable Wrentham Northfield **Ray Barnes Farm** Richards Farm Leominster Rolling Meadow Farm Rochester Seahorse Farm Scituate Sebring Stables Pittsfield Sugar Maple Farm Pepperell Todd O'Dea Stable Winchendor Witkowski Farm Leicester It's a Pleasure Orange Upland Farm Wilbrahan Mscisz Farm Haverill Sears Farm Norton Leblanc Stables Gardnei UMASS Hadley Lands End Farm Assonett Drum Run Farm Philipston Minor Choice Montague **Rubarb Stable** Medway Dale Andersen Foxboro Rose Farm Shelborne Falls Overnite Farm



2018 Championship Finals

8 - \$100,000 Division Finals

Champions
Predominately
Owned by
Massachusetts
Connections





AMENDMENT NO. 1

TO THE

HARNESS HORSEMEN'S ASSOCIATION OF NEW ENGLAND, INC. RETIREMENT SAVINGS PLAN

WHEREAS, the Harness Horsemen's Association of New England, Inc. ("Association") established the Harness Horsemen's Association of New England, Inc. Retirement Savings Plan ("Plan"), effective September 1, 2017 ("Effective Date");

WHEREAS, Article XII of the Plan provides that the Plan may be amended at any time by action of the Board of Trustees of the Association ("Board of Trustees");

WHEREAS, the Board of Trustees wishes to further the betterment of harness racing in the Commonwealth of Massachusetts by amending the Plan as set forth herein;

WHEREAS, the Board of Trustees wishes to amend the Plan to clarify the eligibility requirements for an allocation of retroactive points during the period preceding the Effective Date of the Plan;

WHEREAS, the Board of Trustees also wishes to amend the Plan to address the impact of the fluctuating number of Race Days in a Racing Season on a Participant's ability to satisfy the Plan's Participation requirements;

NOW THEREFORE, unless otherwise stated herein, effective as of March 1, 2019, intending to be legally bound, the Association hereby amends the Plan as follows:

- I. Effective as of the Effective Date, new Section 1.22, Race Day, is added to Article I, Definitions, as follows, and the remaining Sections of Article I are renumbered accordingly:
 - 1.22 "Race Day" shall mean any calendar day when a harness race is held at Plainridge Park Racecourse.
- II. Effective as of the Effective Date, Section 3.3 of Article III, Participation, of the Plan is deleted in its entirety and replaced with the following

- **3.3** Specific Eligibility Requirements for Drivers. To be eligible to participate in the Plan, a Driver must satisfy the following specific eligibility requirements each Plan Year:
 - (a) The individual must renew his membership in the Association and pay the required membership dues on or before May 31st of each Plan Year; and
 - (b) (1) During a Racing Season that has at least 115 Race Days, the individual must obtain at least four (4) Qualified Starts per month during seven (7) months of the Racing Season at Plainridge Park Racecourse; or
 - (2) During a Racing Season that has less than 115 Race Days, the individual must obtain at least four (4) Qualified Starts per month during six (6) months of the Racing Season at Plainridge Park Racecourse.
- II. Effective as of the Effective Date, Section 3.4 of Article III, Participation, of the Plan is deleted in its entirety and replaced with the following
 - **Specific Eligibility Requirements for Trainers.** To be eligible to participate in the Plan, a Trainer must satisfy the following specific eligibility requirements each Plan Year:
 - (a) The individual must renew his membership in the Association and pay the required membership dues on or before May 31st of each Plan Year; and
 - (b) (1) During a Racing Season that has at least 115 Race Days, the individual must obtain at least two (2) Qualified Starts per month during seven (7) months of the Racing Season at Plainridge Park Racecourse; or
 - (2) During a Racing Season that has less than 115 Race Days, the individual must obtain at least two (2) Qualified Starts per month during six (6) months of the Racing Season at Plainridge Park Racecourse.
- III. Effective as of the Effective Date, new Section 3.6 is hereby added to Article III, Participation, as follows:
 - 3.6 Specific Eligibility Requirements for Purposes of Plan
 Years Ending December 31, 2013, December 31, 2014,
 December 31, 2015 and December 31, 2016. To be
 eligible to participate in the Plan for purposes of Plan Years

ending December 31, 2013, December 31, 2014, December 31, 2015 and December 31, 2016, Drivers and Trainers must satisfy the following specific eligibility requirements:

- (a) The individual must be a member of the Association, and must maintain his membership in the Association in Good Standing at all times; and
- (b) The individual must have filed an application to participate in the Plan no later than May 31, 2018, and the Committee must approve the application. Applications shall be filed in accordance with the rules set forth by the Committee.

IN WITNESS WHEREOF, the Association has caused this Amendment No. 1 to the Plan, to be executed on its behalf on this 1st day of March, 2019.

Executed this 1st day of March, 2019

HARNESS HORSEMEN'S ASSOCIATION OF NEW ENGLAND, INC.

	Ву:	_
	By:	
	<i>2</i> y	
Witness:		



Website: www.hhane.com Email: hhanesec@hhane.com

Executive Secretary p 508-824-1074 f 508-824-0154

March 11, 2019

PLEASE READ THIS IMPORTANT NOTICE

Dear Trainers and Drivers:

As you know, the Harness Horseman's Association of New England, Inc. ("Association") now offers the HHANE Retirement Savings Plan ("RSP") for eligible Drivers and Trainers. This Notice is to let you know of an important change to the RSP that will benefit Drivers and Trainers who race at Plainridge Park Racecourse ("Racecourse").

When the Association adopted the RSP in 2017, the Racing Season had 125 Race Days, and the RSP participation requirements were based on that number of Race Days. In 2018, the Racecourse reduced the number of Race Days for the 2018 Racing Season making it impossible for many Drivers and Trainers to satisfy the RSP's participation requirements, or earn a Point or a portion of a Point in 2018.

To protect Drivers and Trainers from being hurt by the Racetrack's reduction in the number of Race Days during a Racing Season, the Association decided to amend the RSP to make it easier for Drivers and Trainers to satisfy the RSP's participation requirements when there are fewer Race Days in a Racing Season. As a result, the RSP now has the following participation requirements.

Participation Requirements

The following minimum annual requirements to participate in the RSP are:

1. You must be a member in Good Standing of the Association by May 31st of each year, and you must maintain your Good Standing at all times.

PLEASE NOTE: You must submit a renewal Membership Application to the Association every year. Failure to renew your membership in the Association every year will result in forfeiture of any unvested contributions to your RSP account. Forfeited amounts are reallocated among the remaining active RSP Participants.

¹ The Racing Season at the Racecourse is the period that generally begins in early April and generally ends in November, as defined by the Racecourse, during any Plan Year. A Race Day is any calendar day when a harness race is held at the Racetrack.

2. <u>Drivers</u>:

- During a Racing Season that has at least 115 Race Days, Drivers must complete a minimum of four (4) Qualified Starts per month during seven (7) separate months of the Racing Season at the Racecourse.
- During a Racing Season that has less than 115 Race Days, Drivers must complete a minimum of four (4) Qualified Starts per month during six (6) separate months of the Racing Season at the Racecourse.

3. Trainers:

- During a Racing Season that has at least 115 Race Days, Trainers must complete a minimum of two (2) Qualified Starts per month during seven (7) separate months of the Racing Season at the Racecourse.
- During a Racing Season that has less than 115 Race Days, Trainers must complete a minimum of two (2) Qualified Starts per month during six (6) separate months of the Racing Season at the Racecourse.

PLEASE NOTE: Any Driver or Trainer who does not complete the minimum number of Qualified Starts per month (for either six (6) or seven (7) months depending on the number of Race Days in the Racing Season) will forfeit any unvested contributions to his or her RSP account. Forfeited amounts are reallocated among the remaining active Participants.

If you have any questions about this change to the RSP, please contact any Board Member. The Association continues to work hard to provide this RSP for you, and the Association is glad to have members like you.

Sincerely,

HARNESS HORSEMAN'S ASSOCIATION OF NEW ENGLAND, INC.

Robert J. McHugh

Robert J. Mc Hugh

President



TO: Cathy Judd-Stein, Chair

Gayle Cameron, Commissioner Eileen O'Brien, Commissioner Bruce Stebbins, Commissioner Enrique Zuniga, Commissioner

FROM: Alexandra Lightbown, Director of Racing

CC: Edward Bedrosian, Executive Director

Catherine Blue, General Counsel

DATE: March 11, 2019

RE: Massachusetts Thoroughbred Breeders Association Request to Race at Finger

Lakes

Dear Commissioners:

Donna Pereira, Chairwoman of the Massachusetts Thoroughbred Breeders Association, has submitted a request for approval to run races at Finger Lakes. In 2015, Massachusetts General Law Chapter 128 (the Agricultural Law) was changed to allow Massbred races to be run outside of Massachusetts. The Massachusetts Gaming Commission has approved these races each year since then.

Recommendation: That the Commission approve the request of the Massachusetts Thoroughbred Breeders Association to run the two races at Finger Lakes in April.



MASSACHUSETTS THOROUGHBRED BREEDERS ASSOCIATION

121 Pine Street, Rehoboth, MA 02769

508-252-3690 voice & fax, www.massbredds.com

Massachusetts Gaming commission

February 25, 2019

Dear Dr. Lightbown,

On behalf of the Board of Directors of the MTBA, I am requesting that the Massachusetts Gaming Commission once again support the MTBA's proposed 2019 restricted race program to be run at Finger Lakes Race Track in New York and at Suffolk Downs. Since the Massachusetts Legislature granted the MTBA statutory authority to run its races out of state in 2014, this program has been an incredible success. Each year, we have been able to supplement our stakes program at Suffolk downs with a robust restricted race program providing opportunity for breeders to earn awards throughout the year. Once again, we would like to have a similar program in 2019. We are very excited to learn the Suffolk Downs will be hosting racing again in 2019, and we intend to run as compete a stakes program as possible in Massachusetts. We hope to be able to showcase our Massachusetts bred horses at Suffolk Downs with up to 12 stakes races with purses between \$50,000 and \$75,000 and with up to 20 races at Finger Lakes with purses between \$15,000 and \$50,000.

We request authorization for a restricted race program extending from May 2019 to November 2019. As always, the number and conditions of races and total purses will depend on the expertise of the host track's racing secretary, our horse population, and the availability of funding. The actual program for these races is being developed in conjunction with Finger lakes executives as the host track as well as an outside consultant. We are seeking approval now due to the early start date of racing this year as well as for the benefit of publishing a full year's schedule so that breeders can plan their horses' schedules in advance.

As always, we would like to point out that, although some of the races may be run outside the state, most of the owners, breeders and farm owners are residents of Massachusetts. The opportunity to earn purse money and awards greatly helps these people and is essential to their re-investment in breeding. In addition, new breeders can only be attracted to a program that is stable and provides ample opportunity to run. Interest in Massbred horses can only be kept alive by running Massbred races.

We truly hope that the breeding program for Massbreds will continue to grow as we all seek to work together to rebuild our beloved industry.

Sincerely,

Donna L. Pereira

Donna L. Pereira, Chairwoman, Massachusetts Thoroughbred Breeders Association

Proposed 2019 MTBA Race Schedule

DATE	RACE	TRACK	AGE	SEX	DIST	PURSE
April	Race 1 Prep	Finger Lakes	3 year olds	Open	4.5F	25k-40k
April	Race 2 Prep	Finger Lakes	3&Up	Open	5F	25k-40k
Weekend 1						
May	Rise Jim Stakes	Suffolk Downs	4&Up	Open	5.5F	40k-50k
	3&Up	Suffolk Downs	4&Up	F&M	5.5F	40k-50k
	African Prince Stakes	Suffolk Downs	3 year olds	Open	5.5F	40k-50k
	George Brown Dirt Mile Stakes	Suffolk Downs	4&Up	Open	8F	40k-50k
Weekend 2	Last Dance Stakes	Suffolk Downs	4&Up	Open	8f	40k-50k
June	First Episode Stakes	Suffolk Downs	4&Up	F&M	8F	40k-50k
	Louise Kimball Stakes	Suffolk Downs	3 year olds	Open	6F	40k-50k
	Mr Meso Dirt Dash Stakes	Suffolk Downs	4&Up	Open	6F	40k-50k
Weekend 3	Thomas Moran Stakes	Suffolk Downs	4&Up	Open	7.5F (T)	40k-50k
June	Ask Queenie Dirt Mile Stakes	Suffolk Downs	4&Up	F&M	8F	40k-50k
	John Kirby Stakes	Suffolk Downs	3 year olds	Open	8F	40k-50k
	Mass Stallion Stakes	Suffolk Downs	4&Up	Open	6F	40k-50k
July	Race 1 (Conditions TBD)	Finger Lakes	3&Up	F&M	TBD	25k-40k
July	Race 2 (Conditions TBD)	Finger Lakes	3&Up	Open	TBD	25k-40k
August	Race 3 (Conditions TBD)	Finger Lakes	3&Up	MDN & 3YO	TBD	25k-40k
August	Race 4 (Conditions TBD)	Finger Lakes	3&Up	F&M	TBD	25k-40k
August	Race 6 (Conditions TBD)	Finger Lakes	3&Up	Open	TBD	25k-40k
September	Race 7 (Conditions TBD)	Finger Lakes	3&Up	F&M	TBD	25k-40k
September	Race 8 (Conditions TBD)	Finger Lakes	3&Up	Open	TBD	25k-40k
October	Race 9 (Conditions TBD)	Finger Lakes	3&Up	F&M	TBD	25k-40k
October	Race 10 (Conditions TBD)	Finger Lakes	3&Up	Open	TBD	25k-40k
October	Race 11 (Conditions TBD)	Finger Lakes	3&Up	F&M	TBD	25k-40k
October	Race 12 (Conditions TBD)	Finger Lakes	3&Up	Open	TBD	25k-40k
November	Race 13 - Norman Hall Stakes	Finger Lakes	2 year olds	Open	TBD	25k-40k
November	Race 14 (Conditions TBD)	Finger Lakes	3&Up	MDN & 3YO	TBD	25k-40k
November	Race 15 (Conditions TBD)	Finger Lakes	3&Up	F&M	TBD	25k-40k
November	Race 16 (Conditions TBD)	Finger Lakes	3&Up	Open	TBD	25k-40k