

## KENTUCKY HORSE RACING COMMISSION

### MINUTES OF THE SPECIAL MEETING CONDUCTED VIA VIDEO CONFERENCE

Date: March 19, 2021 at 2:00 PM

Location of Video Conference: Office of the Kentucky Horse Racing Commission, 4063 Iron Works Parkway, Building B, Kentucky Horse Park, Lexington, KY

Members Present: Chairman Jonathan Rabinowitz; Commissioner Kerry T. Cauthen; Commissioner Naveed Chowhan, M.D.; Commissioner James D. Gates, Jr., Commissioner Douglas A. Hendrickson; Commissioner Lesley Ann May Howard; Commissioner Kenneth A. Jackson; Commissioner Franklin S. Kling, Jr.; Commissioner Charles O'Connor; Commissioner Tom Riddle, DVM; Commissioner Mark Simendinger; and Commissioner James E. Worley

Ex-officio Members Present: Secretary Kerry B. Harvey, Public Protection Cabinet

KHRC Staff Participating/Present: Marc A. Guilfoil, Executive Director; Jennifer Wolsing, General Counsel; Chad Thompson, Deputy General Counsel; Waqas Ahmed, Director of Pari-Mutuel Wagering; and Susan Nash, Program Coordinator

Others Participating: None.

<i>AGENDA ITEM</i>	<i>TRANSCRIPT PAGE NUMBER(S)</i>	<i>DISCUSSION / CONCLUSIONS / RECOMMENDATIONS</i>	<i>ACTION TAKEN</i>
<b>I. Call to Order and Roll Call</b>	4 – 5	Meeting called to order and roll call performed by Chairman Rabinowitz. A quorum was recognized.	No action taken.
<b>N/A</b>	5	Chairman Rabinowitz made an announcement to congratulate Chip Bach and Churchill Downs on the groundbreaking in Northern Kentucky. He also commended the efforts of the legislators and Governor Andy Beshear.	No action taken. Informational item only.
<b>II. New Business Tab 1 Churchill Downs Racetrack, LLC Request to Offer New Entertaining Games Themes, Pari-Mutuel Pools and System Components</b>	5 – 8	Chairman Rabinowitz requested a motion from the Commission to address the request submitted by Churchill Downs Racetrack, LLC d/b/a Derby City Gaming to offer new Ainsworth Game Technology, International Game Technology, and Konami Gaming, Inc. entertaining game themes, pari-mutuel pools, and system	Chairman Rabinowitz called for a vote to approve the request of Churchill Downs Racetrack, LLC d/b/a Derby City Gaming to

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	5 – 7	<p>components. Motion by Commissioner Kling. Second by Commissioner O'Connor.</p> <p>Mr. Ahmed presented Churchill Downs Racetrack, LLC d/b/a Derby City Gaming's request dated March 16, 2021, as outlined in the agenda materials.</p> <p>Approval was recommended by KHRC staff.</p>	offer new Ainsworth Game Technology, International Game Technology, and Konami Gaming, Inc. entertaining game themes, pari-mutuel pools, and system components as presented. Motion carried with no objections or abstentions.
<p><b>Tab 2. Kentucky Downs, LLC Request to Offer New Entertaining Games Themes and Pari-Mutuel Pools</b></p>	8 – 10	<p>Chairman Rabinowitz requested a motion from the Commission to address the request submitted by Kentucky Downs, LLC to offer new AGS, LLC entertaining game themes and pari-mutuel pools. Motion by Commissioner Worley. Simultaneous second by Commissioners O'Connor and Hendrickson.</p> <p>Mr. Ahmed presented Kentucky Downs, LLC's request dated March 16, 2021, as outlined in the agenda materials.</p> <p>Approval was recommended by KHRC staff.</p>	Chairman Rabinowitz called for a vote to approve the request of Kentucky Downs, LLC to offer new AGS, LLC entertaining game themes and pari-mutuel pools as presented. Motion carried with no objections or abstentions.
<p><b>Tab 3. KRM Wagering, LLC Request to Offer New Entertaining Games Themes and Pari-Mutuel Pools</b></p>	10 – 12	<p>Chairman Rabinowitz requested a motion from the Commission to address the requests submitted by KRM Wagering, LLC to offer new AmTote PariMAX entertaining game themes and pari-mutuel pools. Motion by Commissioner O'Connor. Second by Commissioner Worley.</p> <p>Mr. Ahmed presented KRM Wagering, LLC's requests dated October 1, 2020 and March 16, 2021, as outlined in the agenda materials.</p>	Chairman Rabinowitz called for a vote to approve the request of KRM Wagering, LLC to offer new AmTote PariMAX entertaining game themes and pari-mutuel pools as

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		Approval was recommended by KHRC staff.	presented. Motion carried with no objections or abstentions.
<b>Tab 4 Proposed Classification Process for Historical Horse Racing Administrative Requests</b>	12 – 14	<p>Chairman Rabinowitz requested a motion by the Commission to address the request from the KHRC staff to amend the proposed classification process for historical horse racing administrative requests. Motion by Commissioner O'Connor. Second by Commissioner Kling.</p> <p>Ms. Wolsing presented the KHRC staff's request as outlined in the agenda materials.</p> <p>Approval was recommended by KHRC staff.</p>	Chairman Rabinowitz called for a vote to approve the KHRC staff's proposed classification process for historical horse racing administrative requests as presented. Motion carried with no objections or abstentions.
<b>III. Adjournment</b>	15	With no other business, Chairman Rabinowitz requested a motion by the Commission to adjourn. Motion by Commissioner O'Connor. Second by Commissioner Chowhan. Meeting adjourned.	Chairman Rabinowitz called for a vote to adjourn. Motion carried with no objections or abstentions.

**NOTE:** The Agenda materials and any amendments and/or supplements thereto, subject to any applicable exemptions, and the official Transcript are incorporated by reference as if set forth fully herein.