

In the Matter Of:
INDIANA HORSE RACING COMMISSION MEETING

Transcript of Proceedings

March 07, 2025



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INDIANA HORSE RACING COMMISSION MEETING

HELD ON

MARCH 7, 2025

11:00 A.M.

AT:

HORSESHOE INDIANAPOLIS

4300 N. MICHIGAN ROAD

SHELBYVILLE, IN 46176

TAKEN BY:

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NOTARY PUBLIC

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APPEARANCES

Philip Borst, DVM, Chairman
Gus Levengood

Bill Estes (Via phone)
Becca McCuaig (Via phone)

Deena Pitman, Executive Director

Dale Pennycuff, Esq.

David Rothenberg, Esq.

Matthew Eggiman, Esq.

INDIANA HORSE RACING COMMISSION
1302 North Meridian Street, Suite 175
Indianapolis, IN 46202

AGENDA

I. Call to order

II. Approval of Memorandum from Dec. 17, 2024 meeting
and Executive Session Memorandum 5

III. Approval of Memorandum January 24, 2025, meeting
and Executive Session Memorandum 6

IV. Agenda

1. Review of 2025 Year-To-Date Commission Rulings
as of March 1, 2025 6

2. Review of 2025 Year-To-Date HISA and HIWU
Rulings as of March 1, 2025 7

3. Consideration and ratification of 2025 breed
development and county fair committee programs:

a. Ratification of Executive Director Pitman's
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program. 7

b. Consideration and approval of the 2025
Standardbred Advisory Board's County Fair Harness
Racing program. 8

4. Approval of RMTTC certified split sample
laboratories for 2025 and beyond. 11

5. Consideration and approval of Horseshoe
Indianapolis's 2025 Thoroughbred & Quarter Horse
racing official list 13

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for Horseshoe Indianapolis for 2025. 15

8. Consideration and approval of Harrah's Hoosier
Park 2025 Standardbred racing official list. 16

9. Consideration and approval of Harrah's Hoosier
Park 2025 Post Time Change for Saturdays. 18

10. Consideration and approval of Export locations
for Harrah's Hoosier Park for 2025. 19

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1 CHAIRMAN BORST: Welcome, everybody, to this
2 Indiana Horse Racing Commission meeting. First of
3 all, I guess we better swear in our transcriber.

4 (At this time the oath was administered to the
5 court reporter by Chairman Borst.)

6 CHAIRMAN BORST: Thank you to Horseshoe, Eric
7 and your crew. This is always nice. It's a pretty
8 fancy setup. We like it. Thank you for doing that
9 for us.

10 Today we've got two commissioners present, and
11 we have Bill and Becca, who are on the phone so we
12 do have a quorum of four. So we will have to do a
13 roll call vote. I'll try to remember that.

14 First of all, I guess we'll call for the
15 approval of memorandum from December 17, 2024,
16 meeting and executive session memorandum. Just
17 need a motion and second to approve.

18 COMMISSIONER LEVENGOOD: So moved.

19 COMMISSIONER ESTES: Second.

20 CHAIRMAN BORST: Moved and seconded. No
21 questions. Roll call vote.

22 MR. EGGIMAN: Chairman Borst.

23 CHAIRMAN BORST: Aye.

24 MR. EGGIMAN: Commissioner Estes.

25 COMMISSIONER ESTES: Aye.

1 MR. EGGIMAN: Commissioner McCuaig.

2 COMMISSIONER MCCUAIG: Aye.

3 MR. EGGIMAN: Commissioner Levengood.

4 COMMISSIONER LEVENGOOD: Aye.

5 CHAIRMAN BORST: Thank you. That passes.

6 Next is approval of memorandum of January 24, 2025,
7 meeting and executive session memorandum. Again,
8 we'll need a motion and a second.

9 COMMISSIONER LEVENGOOD: So moved.

10 COMMISSIONER ESTES: Seconded.

11 CHAIRMAN BORST: Been moved and seconded.

12 Roll call vote.

13 MR. EGGIMAN: Chairman Borst.

14 CHAIRMAN BORST: Aye.

15 MR. EGGIMAN: Commissioner Estes.

16 COMMISSIONER ESTES: Aye.

17 MR. EGGIMAN: Commissioner McCuaig.

18 COMMISSIONER MCCUAIG: Aye.

19 MR. EGGIMAN: Commissioner Levengood.

20 COMMISSIONER LEVENGOOD: Aye.

21 CHAIRMAN BORST: Good. That passes too.

22 Next on the agenda is a review of the 2025
23 year-to-date Commission rulings. There's only one
24 so that was pretty easy to read this time, didn't
25 have a page full, only one. Does anybody have any

1 questions over the one?

2 All right. Then we'll review the 2025
3 year-to-date HISA and HIWU rulings as of March 1,
4 2025. Anybody have any questions there? Not much
5 there either. Okay.

6 Next is consideration and ratification of the
7 2025 breed development and county fair committee
8 programs. Jessica is going to present those for
9 Thoroughbred and county fair.

10 JESSICA BARNES: Good morning. You have in
11 your packet first the 2025 Thoroughbred Breed
12 Development program, which we went ahead and asked
13 Deena to approve so we could proceed with the
14 condition book. The program pretty much mirrors
15 last year's program with very little changes to it.
16 We did change the name of one of the stakes races
17 to reflect one of our outstanding Indiana bred
18 horses. So that name of that race was changed to
19 the Piedi Bianchi, which is an Indiana bred that
20 has won a lot of races and done really well,
21 participated great outside of the state. So we
22 thought that was fitting to make that name change.

23 Everything else remains pretty much the same
24 working with the dollars that we're given. So I
25 would ask the Commission to ratify the executive

1 director's approval of that program first, and then
2 I would go onto the county fair after that. I
3 think we have handled them separately in the past.

4 CHAIRMAN BORST: I think so too. We'll need a
5 motion on the Thoroughbred Breed Development
6 program.

7 COMMISSIONER LEVENGOOD: So moved.

8 COMMISSIONER ESTES: Seconded.

9 CHAIRMAN BORST: Okay. Anybody have any
10 questions for Jessica on that? Seeing none, I
11 guess we'll do the roll call vote.

12 MR. EGGIMAN: Chairman Borst.

13 CHAIRMAN BORST: Aye.

14 MR. EGGIMAN: Commissioner Estes.

15 COMMISSIONER ESTES: Aye.

16 MR. EGGIMAN: Commissioner McCuaig.

17 COMMISSIONER MCCUAIG: Aye.

18 MR. EGGIMAN: Commissioner Levengood.

19 COMMISSIONER LEVENGOOD: Aye.

20 CHAIRMAN BORST: It passes unanimously. Okay.
21 Tell us about the county fair.

22 JESSICA BARNES: Okay. The Standardbred
23 Advisory Board's budget for the year 2025. The
24 Standardbred Advisory Board is the board that works
25 with the county fair programs. So this has not

1 been approved yet by Executive Director Pitman just
2 because our fair program doesn't start until June
3 so we had some time to bring this to the
4 Commissioners for approval.

5 This program primarily funds the operational
6 funds that the fairs use to put on their programs.
7 The drug testing for the county fairs, which is
8 operated under the rules of the United States
9 Trotting Association but we fund that because breed
10 development dollars are being used for purses. So
11 we want to make sure that the drug testing levels
12 are the same that we utilize for the racetrack for
13 the county fair program.

14 The program is pretty similar to last year,
15 about the same number of fairs throughout the
16 season. I would be happy to answer any questions
17 that you have.

18 CHAIRMAN BORST: So it is -- but you only
19 spent 152,400 though out of the 160 for '24.

20 JESSICA BARNES: And it does -- so the
21 operational funds is a -- they get a certain amount
22 per the number of races that they have per day. So
23 if they have one to 15 races, they get a certain
24 amount to offset operational funds. What we have
25 found is the officials at the county fair, such as

1 the starter, when you get above that 16 races, they
2 add additional money on. So we add additional
3 money into the operation funds. So there's two
4 sets of dollars. So we budget for the largest
5 amount, and then sometimes we don't spend that.

6 CHAIRMAN BORST: Depending on the races you
7 have.

8 JESSICA BARNES: Yes.

9 CHAIRMAN BORST: Okay. Is there a motion?

10 COMMISSIONER LEVENGOOD: So moved.

11 COMMISSIONER ESTES: Second.

12 CHAIRMAN BORST: Moved and second. Any
13 questions on it? I guess not. Roll call vote.

14 MR. EGGIMAN: Chairman Borst.

15 CHAIRMAN BORST: Aye.

16 MR. EGGIMAN: Commissioner Estes.

17 COMMISSIONER ESTES: Aye.

18 MR. EGGIMAN: Commissioner McCuaig.

19 COMMISSIONER MCCUAIG: Aye.

20 MR. EGGIMAN: Commissioner Levensgood.

21 COMMISSIONER LEVENGOOD: Aye.

22 CHAIRMAN BORST: That passes unanimously.
23 Thank you as always.

24 JESSICA BARNES: Thank you. I have number
25 four too.

1 CHAIRMAN BORST: Then you can stay right
2 there. We're going to approve the RMTC certified
3 split sample laboratories for 2025 and beyond.
4 We're getting less and less laboratories, I guess.

5 JESSICA BARNES: We are. I am currently in
6 conversations with Ohio to try to get them added as
7 a split lab. We obviously look at the laboratories
8 that are RMTC accredited, which Illinois lost their
9 accreditation last year. That was one of them that
10 we utilized. Since they lost that accreditation,
11 we can no longer use them. So there's very few
12 labs.

13 We also look at who HISA is using. We want to
14 kind of maintain consistency to who we're using
15 with the split labs. The biggest problem that we
16 come into is as a state agency, the split
17 laboratories have to be set up as a vendor. And
18 one of the laboratories that I was talking with is
19 unable to do that. They're not able to accept an
20 ACH payment for their testing, so which creates a
21 problem with our funding.

22 So I am working with Ohio. And if I get that
23 added, then that will be sent to the executive
24 director and hopefully be able to be approved to
25 give horsemen another option if they do need to

1 send a split to a lab.

2 CHAIRMAN BORST: Something I might suggest, I
3 had lunch with the new dean of the veterinarian
4 college three weeks ago, I guess. And there may be
5 some interest there. I mean, he even brought it
6 up, Bret Marsh, who was the state veterinarian. He
7 even brought it up about why aren't we doing those
8 tests. So maybe even down the street here at the
9 equine facility. So somebody, I don't know who the
10 proper person, but I think he's amenable to at
11 least talking about it.

12 JESSICA BARNES: Yes, we can certainly
13 facilitate a --

14 CHAIRMAN BORST: I said, well, we've got the
15 HISA stuff, and we've got all the rules. You'll
16 have to go through a lot of hoops probably, but it
17 wouldn't hurt to talk about it.

18 EXECUTIVE DIRECTOR PITMAN: There's a lot of
19 money involved.

20 CHAIRMAN BORST: Yes, there is. Okay. Do we
21 have a motion and a second to approve --

22 COMMISSIONER LEVENGOOD: So moved.

23 CHAIRMAN BORST: -- split sample?

24 COMMISSIONER ESTES: Seconded.

25 CHAIRMAN BORST: Moved and seconded. Any

1 further questions? Seeing none, roll call vote.

2 MR. EGGIMAN: Chairman Borst.

3 CHAIRMAN BORST: Aye.

4 MR. EGGIMAN: Commissioner Estes.

5 COMMISSIONER ESTES: Aye.

6 MR. EGGIMAN: Commissioner McCuaig.

7 COMMISSIONER MCCUAIG: Aye.

8 MR. EGGIMAN: Commissioner Levengood.

9 COMMISSIONER LEVENGOOD: Aye.

10 CHAIRMAN BORST: Passes unanimously.

11 JESSICA BARNES: Thank you.

12 CHAIRMAN BORST: Okay. Next is consideration
13 and approval of Horseshoe Indianapolis 2025
14 Thoroughbred and Quarter Horse racing official
15 list. Eric is on his way up here. I don't think
16 anybody has any questions.

17 ERIC HALSTROM: Hi, Eric Halstrom. I'm VP and
18 GM of racing here at Horseshoe Indianapolis.
19 Chairman Borst, Members of the Commission, you have
20 our racing official list in front of you. Much of
21 the same crew back, which we're really happy about.
22 We had a great crew last year. So a couple of new
23 ones that we've gotten the resumes and stuff to
24 staff.

25 CHAIRMAN BORST: I was trying to compare to

1 last year, and unfortunately they weren't all in
2 the same order, and I didn't do so good. But the
3 racing secretary is new. But is there other
4 positions that are different?

5 ERIC HALSTROM: There's a couple of placing
6 judges who are going to be swapped up, but racing
7 secretary Chris Polzin is back again for his fourth
8 year.

9 CHAIRMAN BORST: Oh, that's right. That was
10 someone else. Okay. Anybody have any questions on
11 the list?

12 COMMISSIONER LEVENGOOD: Do they need a motion
13 to approve?

14 CHAIRMAN BORST: Yeah.

15 COMMISSIONER LEVENGOOD: Motion to approve.

16 COMMISSIONER ESTES: And seconded.

17 CHAIRMAN BORST: Moved and seconded. Any
18 further questions for Eric? Seeing none, we'll do
19 the roll call.

20 MR. EGGIMAN: Chairman Borst.

21 CHAIRMAN BORST: Aye.

22 MR. EGGIMAN: Commissioner Estes.

23 COMMISSIONER ESTES: Aye.

24 MR. EGGIMAN: Commissioner McCuaig.

25 COMMISSIONER MCCUAIG: Aye.

1 MR. EGGIMAN: Commissioner Levensgood.

2 COMMISSIONER LEVENGOOD: Aye.

3 CHAIRMAN BORST: Passes unanimously.

4 ERIC HALSTROM: Thank you.

5 CHAIRMAN BORST: I guess number six we're
6 pulling because you're not quite ready for it.

7 ERIC HALSTROM: Just need another meeting.
8 We'll have something for you at the next meeting.

9 CHAIRMAN BORST: That's good. Next is the
10 consideration and approval of export locations for
11 Horseshoe Indianapolis 2025.

12 ERIC HALSTROM: Yes, sir. Chairman Borst, so
13 you've got the list of export sites that we hope to
14 be sending our signal to over the course of the
15 meet. Most of them will be in at some point in
16 time. I think when Deena and I discussed it, we're
17 up over about a thousand locations now, which is
18 really, really great and kind of shown in the
19 handle growth over the years. So we respectfully
20 request the approval of the submitted locations.

21 COMMISSIONER LEVENGOOD: Just humor me. What
22 is the market? If you've got this, are you almost
23 all the way there, or is there another similar size
24 still out there to be had?

25 ERIC HALSTROM: Yeah, as far as the North

1 America, we're everywhere you can possibly be. If
2 any locations pop up, we'll get those too. It's
3 the international market, which seems to be
4 expanding for us and will continue to go up.

5 CHAIRMAN BORST: Have a motion on the approval
6 of export locations?

7 COMMISSIONER LEVENGOOD: So moved.

8 COMMISSIONER ESTES: And seconded.

9 CHAIRMAN BORST: Moved and seconded. Any
10 further questions? Go to roll call.

11 MR. EGGIMAN: Chairman Borst.

12 CHAIRMAN BORST: Aye.

13 MR. EGGIMAN: Commissioner Estes.

14 COMMISSIONER ESTES: Aye.

15 MR. EGGIMAN: Commissioner McCuaig.

16 COMMISSIONER MCCUAIG: Aye.

17 MR. EGGIMAN: Commissioner Levengood.

18 COMMISSIONER LEVENGOOD: Aye.

19 CHAIRMAN BORST: Passes unanimously. If you
20 can find any more places to get that signal out.

21 ERIC HALSTROM: Yes.

22 CHAIRMAN BORST: Okay. Next is the
23 consideration and approval of Harrah's Hoosier Park
24 2025 Standardbred racing official list.

25 GABE PREWITT: Morning, Mr. Chairman,

1 Commissioners. Gabe Prewitt, I recently have
2 rejoined the Caesar's team with the role of
3 vice-president general manager over Hoosier Park.

4 CHAIRMAN BORST: Welcome. Congratulations.

5 GABE PREWITT: Thank you. Great to be here in
6 Indiana. Been with you guys a good solid week into
7 my tenure, I believe. So it's great to be with you
8 guys.

9 Race officials, we've changed the race
10 secretary there. Joe Zambito has joined our team
11 as race secretary. His last few years he's been
12 with Caesars at Harrah's Philly. He was with
13 myself in a previous role as the race secretary at
14 Pompano Park. He's been with the Caesars group for
15 five years now. And Joe is getting acclimated as
16 well.

17 Yesterday we learned that our track vet,
18 Dr. Eichhorn, is retiring. So we are also urgent
19 to search. We put out a press release last night.
20 We will be searching for a track vet. I know Joe
21 has reached out and talked to several already so
22 we'll look into leads there. But that's obviously
23 an urgent spot we'll be looking to fill as well.

24 CHAIRMAN BORST: Well, it's too bad to lose
25 Dan. I was actually his counselor at Purdue in a

1 dormitory. So I should get on him, shouldn't I?

2 Okay. I guess we need a motion and a second
3 for approval of this.

4 COMMISSIONER LEVENGOOD: So moved.

5 COMMISSIONER ESTES: And seconded.

6 CHAIRMAN BORST: Moved and seconded. Roll
7 call vote.

8 MR. EGGIMAN: Chairman Borst.

9 CHAIRMAN BORST: Aye.

10 MR. EGGIMAN: Commissioner Estes.

11 COMMISSIONER ESTES: Aye.

12 MR. EGGIMAN: Commissioner McCuaig.

13 COMMISSIONER MCCUAIG: Aye.

14 MR. EGGIMAN: Commissioner Levengood.

15 COMMISSIONER LEVENGOOD: Aye.

16 CHAIRMAN BORST: Passes also. Next is the
17 consideration and approval of Harrah's Hoosier Park
18 2025 post time changes for Saturday. So, Gabe,
19 you're going to handle that too.

20 GABE PREWITT: Yes, sir. We'll go back to a
21 6:15 post time just to keep uniformity for the
22 entire week. I think the last couple of years my
23 understanding they went to a seven o'clock post
24 time. So we just want to keep uniformity
25 throughout our racing week. We think that will be

1 a little better for the on-track route as well to
2 maybe get them out a little bit earlier and
3 hopefully promote that as more of an on-track night
4 as well.

5 COMMISSIONER LEVENGOOD: Everybody is in
6 agreement?

7 GABE PREWITT: Our feeling.

8 CHAIRMAN BORST: Great. That's good. How
9 about a motion and a second?

10 COMMISSIONER LEVENGOOD: So moved.

11 COMMISSIONER ESTES: And seconded.

12 CHAIRMAN BORST: Roll call vote.

13 MR. EGGIMAN: Chairman Borst.

14 CHAIRMAN BORST: Aye.

15 MR. EGGIMAN: Commissioner Estes.

16 COMMISSIONER ESTES: Aye.

17 MR. EGGIMAN: Commissioner McCuaig.

18 COMMISSIONER MCCUAIG: Aye.

19 MR. EGGIMAN: Commissioner Levengood.

20 COMMISSIONER LEVENGOOD: Aye.

21 CHAIRMAN BORST: The ayes have it. Thank you.

22 Next is the consideration and approval of the
23 export locations for Harrah's Hoosier Park for
24 2025.

25 GABE PREWITT: And we're not doing quite as

1 good as Mr. Halstrom at over a thousand now, but my
2 understanding is we're up to 830. NYRA manages our
3 content. We would love to get more and more. I
4 believe we're in North America as many spots as we
5 can be as well. Part of that dropoff is just due
6 to nighttime signal. So those outlets, more
7 outlets will close before we get to race. So I
8 think that's really the only discrepancy.
9 Obviously, we're into all the major markets and
10 look to continue to do so in Australia as well,
11 actually my first track with international market.

12 CHAIRMAN BORST: Your list looks bigger to me.
13 I was getting ready to ask why is yours bigger than
14 theirs, but, I guess, print size so there you go.

15 COMMISSIONER LEVENGOOD: Print size. That's
16 what it was, print size.

17 CHAIRMAN BORST: I realize that.

18 COMMISSIONER LEVENGOOD: There's a market in
19 there somewhere.

20 CHAIRMAN BORST: How about a motion and a
21 second?

22 COMMISSIONER LEVENGOOD: So moved.

23 COMMISSIONER ESTES: And seconded.

24 CHAIRMAN BORST: Roll call vote.

25 MR. EGGIMAN: Chairman Borst.

1 CHAIRMAN BORST: Aye.

2 MR. EGGIMAN: Commissioner Estes.

3 COMMISSIONER ESTES: Aye.

4 MR. EGGIMAN: Commissioner McCuaig.

5 COMMISSIONER MCCUAIG: Aye.

6 MR. EGGIMAN: Commissioner Levengood.

7 COMMISSIONER LEVENGOOD: Aye.

8 CHAIRMAN BORST: It passes unanimously. Well,
9 welcome again.

10 GABE PREWITT: Thank you.

11 CHAIRMAN BORST: You've got a good
12 organization so.

13 GABE PREWITT: Great to be here. Looking
14 forward to it.

15 CHAIRMAN BORST: Make it even better, right?

16 Next is a review of the horseman associations
17 2025 agreement. Do we need to pass these?

18 MR. ROTHENBERG: So, Chairman, these are
19 actually part of the operational agreements that
20 you guys passed, but at the time that you passed
21 the operational plan for Caesars last meeting, some
22 of these agreements were not agreed to yet. So we
23 didn't know if you wanted to review them or if the
24 different associations wanted to speak for, you
25 know, 30 seconds on the agreement.

1 Last time we did have the QHRAI agreement, if
2 you remember that was kind of stuck into your book,
3 but the other two agreements had not been executed
4 at the time that you approved the operational plan.
5 So you don't need to vote on them. You kind of
6 already voted on them --

7 CHAIRMAN BORST: Preapproved.

8 MR. ROTHENBERG: -- the plan with the
9 contingency that these agreements would be
10 executed. I guess they were executed. I don't
11 know if any, again, of the associations want to
12 talk for, like, 30 seconds on them.

13 CHAIRMAN BORST: Does anybody have anything?
14 They look pretty boilerplate to me. Notice how I
15 worked that word "boiler" in there.

16 EXECUTIVE DIRECTOR PITMAN: Yeah. Go ahead,
17 Tim.

18 MR. ROTHENBERG: I'm sorry, I didn't
19 understand that last word "boiler."

20 CHAIRMAN BORST: You've got a limited academic
21 ability.

22 Tim, you're getting in the middle of nothing.
23 You are wearing the wrong color though, but that's
24 okay.

25 MR. ROTHENBERG: No, you're good.

1 TIM GLYSHAW: I'm Tim Glyshaw, executive
2 director of the Indiana HBPA. Just looking really
3 forward to working with Eric and Joe Morris and all
4 the Caesars crew for our upcoming 2025 race meet.
5 Hopefully it will be one of the best that we've
6 had. We have obviously agreed to, signed the
7 agreement.

8 EXECUTIVE DIRECTOR PITMAN: Is there anything
9 new in the agreement this year different from last
10 year?

11 TIM GLYSHAW: I don't think there was anything
12 specific that was much different. I think that it
13 was pretty much the same.

14 COMMISSIONER LEVENGOOD: By signing it, you
15 are not objecting.

16 TIM GLYSHAW: Correct.

17 CHAIRMAN BORST: He's okay with it. Well,
18 thanks, Tim.

19 TIM GLYSHAW: Thank you.

20 CHAIRMAN BORST: Anybody else? Joe wants to
21 say a little something.

22 JOE MORRIS: Joe Morris with Caesars
23 Entertainment. I will speak on the ISA one. Tony
24 Renz had a knee replaced this morning so he
25 couldn't make it. And John DeLong called me on the

1 way and said I've just got too many horses to train
2 today. I can't make it. If it was at Hoosier, he
3 would be there.

4 It's the same agreement as last year. We
5 agreed. Nothing has changed in it. We worked it
6 out and a good working relationship with that
7 group.

8 COMMISSIONER LEVENGOOD: In general, you
9 represent the other side, and they're also happy
10 with it.

11 JOE MORRIS: The other side is happy with the
12 agreement.

13 CHAIRMAN BORST: All right. Then if we don't
14 need to vote, we'll move on to the rulemaking
15 update. David, tell us how things are going with
16 that.

17 MR. ROTHENBERG: So as you know, I turned in
18 the rules for approval to OMB in October, middle of
19 October. And yesterday actually -- I didn't tell
20 you -- yesterday we had a letter from OMB approving
21 saying we can go ahead with the process. Now,
22 these rules that are in your book, they've already
23 been out and circulated among the horsemen. The
24 Commission has seen them. But just as we are
25 beginning to start the promulgation process now,

1 what I would ask for, I suppose, is just maybe a
2 consensus from the Commission that it's okay to
3 move forward with these. A vote is not necessary,
4 but if I could get just sort of a consensus.

5 The rules haven't changed since October. And
6 there will be, you know, a period of public notice
7 and comments where associations and whatnot can
8 make comments. Although that's, again, I've been
9 circulating these since October.

10 COMMISSIONER LEVENGOOD: On my behalf, I give
11 you my consensus. Bill, what do you think?

12 COMMISSIONER ESTES: Totally agree.

13 COMMISSIONER LEVENGOOD: Becca.

14 COMMISSIONER MCCUAIG: Sounds good.

15 CHAIRMAN BORST: Okay.

16 MR. ROTHENBERG: Thank you.

17 CHAIRMAN BORST: All I can say is good luck
18 with that. That's a lot of stuff.

19 Okay. Matt, tell us about HISA update.

20 MR. EGGIMAN: Just two quick points with the
21 HISA update: The first is litigation and the cases
22 at the Supreme Court challenging HISA's
23 constitutionality. The Supreme Court has not taken
24 up the case as of yet. So we're not expecting any
25 changes this year to the HISA jurisdiction over

1 Thoroughbreds. Possibly or probably next year the
2 Supreme Court will take them, but for this year,
3 it's status quo.

4 And the second topic is the voluntary
5 agreement for 2025. I just received a first draft
6 of that yesterday. So the Commission staff will
7 start in the coming days combing through that to
8 get the agreement signed with HISA for 2025.

9 COMMISSIONER LEVENGOOD: Was it red lined?

10 MR. EGGIMAN: It was red lined, yeah.

11 COMMISSIONER LEVENGOOD: Was there a lot or
12 one?

13 MR. EGGIMAN: So HISA has a lot of rules that
14 they passed since the last time that we have signed
15 it so it was just a lot of rule additions.

16 EXECUTIVE DIRECTOR PITMAN: And the agreement,
17 just as a reminder, is in place partly to enable us
18 to use our staff to carry out some of those HISA
19 duties like in the test barn.

20 CHAIRMAN BORST: And then we get a credit
21 theoretically.

22 EXECUTIVE DIRECTOR PITMAN: Right. We have
23 not received any true-up numbers yet from last
24 year.

25 COMMISSIONER LEVENGOOD: And truly it's less

1 expensive for us to do it than with them?

2 EXECUTIVE DIRECTOR PITMAN: Yes.

3 COMMISSIONER LEVENGOOD: You would evaluate
4 that if, in fact, it was.

5 EXECUTIVE DIRECTOR PITMAN: Yes.

6 CHAIRMAN BORST: Okay. Any other questions
7 from Commission members on HISA?

8 If not, I guess, Dale, you tell us about our
9 normal delegation of authority.

10 MR. PENNYCUFF: Yes. Commissioners, each year
11 there are matters that arise during the race
12 meeting that require quick turnaround, quick
13 decision making. Because the Commission may not
14 meet often enough for these immediate matters to be
15 handled, Commission staff routinely makes the
16 request that the Commission delegate authority to
17 Executive Director Pitman to handle matters that
18 arise between Commission meetings.

19 Pursuant to 71 IAC 2-2-1, the Commission may
20 delegate authority to the executive director to
21 implement and execute the duty of regulating each
22 race meeting and persons participating in each
23 meeting.

24 At this time Commission staff respectfully
25 requests delegation of authority to Director Pitman

1 to make race meet decisions as required, including
2 but not limited to, equipment, race calendars, ADW,
3 SPMOs, HISA agreements, split laboratories,
4 personnel that cannot be delayed until the next
5 Commission meeting.

6 COMMISSIONER LEVENGOOD: So moved.

7 COMMISSIONER ESTES: And seconded.

8 CHAIRMAN BORST: Okay. Roll call vote.

9 MR. PENNYCUFF: Chairman Borst.

10 CHAIRMAN BORST: Aye.

11 MR. PENNYCUFF: Commissioner Estes.

12 COMMISSIONER ESTES: Aye.

13 MR. PENNYCUFF: Commissioner McCuaig.

14 COMMISSIONER MCCUAIG: Aye.

15 MR. PENNYCUFF: Commissioner Levensgood.

16 COMMISSIONER LEVENGOOD: Aye.

17 CHAIRMAN BORST: It passes also. I don't
18 think we have any old business, but I think we have
19 some new business.

20 EXECUTIVE DIRECTOR PITMAN: Yes, Commission.
21 We had a couple of late entries after the agenda
22 had already been set related to additional wagering
23 opportunities and takeout reductions. Who wants to
24 talk about this for Hoosier?

25 GABE PREWITT: Yes, and I do apologize for

1 getting that in late. Obviously, this is due to my
2 start date. We wanted to get things rolling for
3 the new season.

4 EXECUTIVE DIRECTOR PITMAN: I have it here you
5 would like to look at it.

6 GABE PREWITT: So what we've done, we've taken
7 similar wagering maybe they've had in the past but
8 just tried to freshen that up a bit. Hoosier Park
9 has always been known they have signature wager in
10 the last race called the Hoosier High 5, very low
11 takeout wager, 12 percent with a guaranteed pool.
12 They partner with the ISA to offer that guarantee
13 nightly. It's just proven to be extremely popular
14 over the years with horseplayers. So we thought if
15 one was good, two would be better. So we've added
16 a second Hoosier High 5 to the betting menu each
17 night.

18 And also with all of our horizontal wagers,
19 pick fours, pick fives, and pick sixes, we took a
20 good look at all of the leading tracks that handle
21 the US and Canada. And we were quite a bit higher
22 compared to the other tracks. Meadowlands, for
23 instance, I believe was 15 percent on all of their
24 horizontal wagers. Northfield Park, the second
25 highest harness signal in the US 14 percent. So

1 our takeouts were previously 21 and a half percent
2 in that category. We took the pick four down to
3 12 percent so that's going to be another signature
4 wager for us. We will offer two of those a night.

5 We took the pick five down from 21 and a half
6 down to 15 percent. The pick six we took down to
7 15 percent as well. And that's just to get
8 competitive in the marketplace. Unfortunately on
9 the harness side this morning through yesterday's
10 races, the harness handle in the US was down 17
11 percent year over year. So we're looking to try to
12 go out there and get some market share. We want to
13 get competitive with our pricing.

14 COMMISSIONER LEVENGOOD: So I have a quick
15 question. The one that was popular was the last
16 one.

17 GABE PREWITT: Correct.

18 COMMISSIONER LEVENGOOD: And as a natural
19 marketer, do you, where are you going to place the
20 other bet? And I'm going to tell you what I hope
21 before you say it. I would hope that you do it
22 earlier in the card so you get people. You'll
23 find -- we haven't met, but I'm interested always
24 in bringing people physically to the track because
25 it fills gas tanks and people stop at McDonald's.

1 So are you going to do it early in the card or just
2 double up at the end?

3 GABE PREWITT: No, I think I'll tell you
4 exactly what our thought process was. We will put
5 it in the middle of the card. So typically a 14
6 race card, we'll put it on race seven. Our thought
7 process on that was, you know, it's a particularly
8 popular wager when there's a carryover. So if it's
9 missed the night before, it will go on race seven,
10 you know, the next night. That will give us a
11 couple hours. And once that card starts to market,
12 maybe to the people that weren't there last night,
13 the people that weren't watching last night. Also
14 if it's missed in race seven being earlier in the
15 card, that will give us also a couple of hours to
16 market if it's in race 14 that night. So we just
17 want plenty of time to market that wager to our
18 fans.

19 COMMISSIONER LEVENGOOD: And you'll monitor it
20 to understand where it best played.

21 GABE PREWITT: No question.

22 EXECUTIVE DIRECTOR PITMAN: And what are the
23 ones that you have sprinkled into, like, race four,
24 let's see pick six minimum wager.

25 GABE PREWITT: Yes, it's a 50 cent minimum

1 wager. In the past it was a 20 cent minimum wager.
2 In the past it was a jackpot wager. So it was sort
3 of a unique ticket. Those have proven not to be
4 overly popular, I guess is the best way to put
5 that. We wanted one wager on the menu -- most of
6 the wagers that we have are pick five or super high
7 five. You can miss it one time, but the next
8 sequence it's more than likely going to be hit. We
9 thought with a pick 6, which is a little difficult
10 particularly with a 50 cent minimum, we thought
11 that would give us one wager that could carry over
12 multiple cards. You know, so I've been at tracks
13 before where, you know, at times if you get lucky,
14 get the right sequence, it's stacked up, you might
15 have a five or six day carryover, six figures. And
16 you really get a lot of buzz out of that. So on a
17 night one scenario, it's not going to be a huge
18 home run for us, but if we do get the traction of
19 multiple carryovers, we think it will do well.

20 COMMISSIONER LEVENGOOD: Reaction from
21 Commissioners?

22 EXECUTIVE DIRECTOR PITMAN: We just need
23 approval.

24 COMMISSIONER LEVENGOOD: So moved.

25 COMMISSIONER ESTES: Seconded.

1 COMMISSIONER MCCUAIG: Second.

2 COMMISSIONER LEVENGOOD: We've got three.

3 GABE PREWITT: Thank you.

4 COMMISSIONER LEVENGOOD: Roll call.

5 CHAIRMAN BORST: Any other questions first
6 before? Okay. We'll do the roll call.

7 MR. EGGIMAN: Chairman Borst.

8 CHAIRMAN BORST: Aye.

9 MR. EGGIMAN: Commissioner Estes.

10 COMMISSIONER ESTES: Aye.

11 MR. EGGIMAN: Commissioner McCuaig.

12 COMMISSIONER MCCUAIG: Aye.

13 MR. EGGIMAN: Commissioner Levengood.

14 COMMISSIONER LEVENGOOD: Aye.

15 CHAIRMAN BORST: It passes.

16 GABE PREWITT: Thank you.

17 CHAIRMAN BORST: You're welcome. Next,
18 anything else?

19 EXECUTIVE DIRECTOR PITMAN: Does Eric want to
20 talk to their standard? Oh, Joe. Okay. This one
21 is just pretty much identical to the previous year.

22 JOE MORRIS: Joe Morris, Caesars
23 Entertainment. Eric is running to the airport.
24 He's going down to Tampa Bay Downs to try to get
25 some employees and some more horses. And between

1 him and Chris, they've been lighting up the
2 frequent flyers to a number of racetracks on
3 recruitment.

4 So at Horseshoe we want to keep it the same as
5 we've had it. We did what Gabe is doing now a
6 couple of years ago; pick three at 15 percent, the
7 turf pick three, which was a new one, three turf
8 races, 15 percent. Pick four is 15 percent. Pick
9 five is an industry low, 11.99 percent just to get
10 under the 12 that the other tracks have. Then the
11 pick six is 15 percent. Same carryover provisions,
12 same placement in the races. So they just need the
13 approval to have the lower rates.

14 COMMISSIONER LEVENGOOD: So moved.

15 JOE MORRIS: Thank you.

16 COMMISSIONER ESTES: Seconded.

17 CHAIRMAN BORST: Moved and seconded. Any
18 other questions? Seeing none, we'll go to roll
19 call.

20 MR. EGGIMAN: Chairman Borst.

21 CHAIRMAN BORST: Aye.

22 MR. EGGIMAN: Commissioner Estes.

23 COMMISSIONER ESTES: Aye.

24 MR. EGGIMAN: Commissioner McCuaig.

25 COMMISSIONER MCCUAIG: Aye.

1 MR. EGGIMAN: Commissioner Levensgood.

2 COMMISSIONER LEVENGOOD: Aye.

3 CHAIRMAN BORST: Passes unanimously. Thank
4 you. I hope he's successful on both human and
5 equine, both. Anything else new business wise?
6 Good.

7 Well, thank you all. I've got four women's
8 Big Ten basketball games to do starting at noon.
9 So I appreciate you. My phone is blowing up. On
10 the way there, I'll answer questions for them.

11 How about a motion to adjourn?

12 COMMISSIONER LEVENGOOD: So moved.

13 COMMISSIONER ESTES: And seconded.

14 CHAIRMAN BORST: All right. It's unanimous.
15 Thank you Bill and Becca for being there too. Now
16 you can go do something else. We are adjourned.
17 Thank you all.

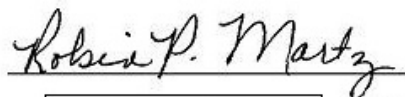
18 (The Indiana Horse Racing Commission meeting
19 adjourned at 11:33 a.m.)
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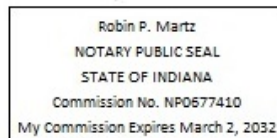
1 STATE OF INDIANA
2 COUNTY OF JOHNSON
3

4 I, Robin P. Martz, a Notary Public in and for
5 said county and state, do hereby certify that the
6 foregoing matter was taken down in stenograph notes
7 and afterwards reduced to typewriting under my
8 direction; and that the typewritten transcript is a
9 true record of the Indiana Horse Racing Commission
10 meeting;

11 I do further certify that I am a disinterested
12 person in this; that I am not a relative of the
13 attorneys for any of the parties.

14 IN WITNESS WHEREOF, I have hereunto set my
15 hand and affixed my notarial seal this 12th day of
16 March, 2025.

17 



20 My Commission expires:
21 March 2, 2032

22 Job No. 197758
23
24
25

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