

# **Minutes of the Meeting Held**

**November 3, 2009**

***The Delaware Harness Racing Commission met for a meeting at Dover Downs***

***Dover, Delaware at 10:15 a.m. on Tuesday, November 3, 2009***

## Commission Members Present

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| Beth Steele, Chairman | George P. Staats, Commissioner |
| Robert B. Brown, Commissioner | Larry Talley, Commissioner |

## Others Present

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| James Boese, Harrington Raceway | Brian Manges, Chief Investigator |
| Charles Lockhart, VP of Horse Racing, D. Downs | Scott Egger, Presiding Judge |
| Salvatore Di Mario, Executive Director, DSOA | Hugh Gallagher, Administrator |
| Secretary Kee, DDA | John Hensley Jr, Dover Downs |
| Emily Galloway, DHRC Vet | Gene Lankford, Del Pointe |
| Annie Renzetti, DHRC Vet | Mark Davis, DDA |
| Kevin Baird, Baird & Mandalas | Glenn Mandalas, Baird & Mandallas LLC |
| Betty Ann Davis, DHRC Personnel | Donna Dowd-Krol, DHRC Personnel |

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| **Call to Order/Welcome** | ***Chairman Steele called the public session of the meeting to order at***  ***10:30 a.m. and welcomed those in attendance.***  Andrew Kerber – out sick  Patt Wagner – will attend December Commission Meeting |
| **Approval**  **of Minutes**  **Old Business**  **New Business**  **REPORTS:**  **Racing Administrator**  **Judge’s Report**  **Chief Veterinarian**  **Investigator’s Report**  **Public Comment**  **Executive Session**  **Public Session** | Commissioner Brown moved to approve the October 13, 2009 DHRC Minutes as written. Commissioner Staats seconded. The motion passed unanimously.  None  Chairman Steele asked if UPS had been given a subpoena regarding the UPS incident. Andrew Kerber is out sick so this will be handled at the December Commission meeting.  Court Reporter is present from Wi1cox & Fetzer.  Chairman Steele- Rule 7 proposed changes – no written comments, no public comments received. Rule 10 proposed changes – no written comments, no public comments . Chairman Steele motion to adopt Rule 7 & Rule 10 changes as published . Commissioner Talley seconded the motion and approved by the Commission .  Court Reporter dismissed  Presiding Judge, Scott Egger requested the Skolnick written appeal , he needs to re-distribute purse and update records. Andrew Kerber would have had the record here today but is out sick. Hugh Gallagher will follow up.  Hugh Gallagher sent a letter to Charles Lockhart & John Hensley regarding the recommendations for vaccinations with a copy to Sal DiMario from DSOA. Dr. Renzetti helped to develop the letter which discussed the concern about EHV-1.  Response to the letter has been supportive and positive.  Proposed change to Rule 10 by Andrew Kerber. Rule 10.3.13.1 was discussed . Sal DiMario feels that the rule needs parameters otherwise decisions will be left in limbo. Justice delayed is justice denied, he suggests a 45 day parameter rather than none at all. Hugh Gallagher stated that the rule change was prompted by the fact that hearings had to be re-opened due to extensions because of scheduled vacation times of Andrew Kerber and himself. Hugh Gallagher will check with the Thoroughbred Commission and see why they have no time limit, but does see how a parameter would be necessary. This will be put on Decembers’ Meeting agenda, Hugh Gallagher will speak with Andrew Kerber further on this matter.    Hugh Gallagher discussed upcoming Continuing Education opportunities. Two Judges (Allen Cook & Norm Short ) will go to Delaware Park next week to attend the Racing Officials Accreditation Program.  Hugh Gallagher also noted that the close of the Harrington meet and the move to Dover Downs went well. He received some calls on the boxes being short , but feels that this will resolve itself.  Presiding Judge, Scott Egger had nothing to report  Dr. Annie Renzetti reported that a horse was injured and had to be euthanized on the last day of the Harrington Meet. Whipping violations seem to be occurring at a low rate . Bigger saddle pads are now being used at Dover. Bigger saddle pads were discussed and how this might be helping the low whipping violations . The Urine Catch percentage is still going well.  Brian Manges, had nothing to report  No Public Comment  Commission adjourned to Executive Session at 10:41 am by Chairman Steele.  Executive Session convened at 11:55 am by Chairperson Steele    Adjourn to Public Session at 11:56 am  Chairperson Steele made a motion under Public Session not to have Donnie Long work for the DSOA or complete the Accident Reports. Commissioner Brown seconded, and all were in favor. |