



## **AGENDA**

Pursuant to A.R.S. § 38-431.03(A)(3), the Commission may vote to go into Executive Session for the purpose of obtaining legal advice from its attorney on any matter listed on the agenda. Any such Executive Session will not be open to the public.

### **A. Call to Order of the 670<sup>th</sup> Regular Arizona Racing Commission Meeting of June 13, 2019**

### **B. Executive Session**

The following item is for Executive Session purposes only:

1. *Simms v. Simms, et al.*, Case No. 1 CA-CV 18-0546, and *Simms v. Arizona Racing Commission, et al.*, Case No. LC2016-000505, regarding a Racing License for Ronald A. Simms, Case No. 14A-020-RAC. The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) or (4) in order to discuss with and instruct its attorneys on this matter.

### **C. Hearing before the Commission (Continued from March 8, 2018)**

1. Ronald A. Simms's Notice of Appeal to Arizona Racing Commission of Department of Gaming Director's July 19, 2017 Letter and August 16, 2017 Order. The parties have briefed this matter, and the Commission last continued it on March 8, 2018 to no less than 60 days after the resolution of the judicial review action, filed under Case No. LC2016-000505, *Simms v Arizona Racing Commission*, and currently on appeal with the Court of Appeals, Division One, under Case No. 1 C-CV 18-0546. On May 10, 2019, the parties filed a Joint Stipulation requesting a further stay of the proceedings to at least up through and including the resolution of the judicial review action at the Court of Appeals, and possibly the Arizona Supreme Court. The Commission may vote to go into Executive Session under A.R.S. § 38-431.03(A)(3) in order to discuss or consult for legal advice with its attorneys.

### **D. Action Items**

1. Annual Award of Race Horse Adoption Grant
  - Equine Encore Foundation
2. AZ Downs Requests Approval of the Following Off-Track Betting facility:
  - Parkview Taphouse Bar & Grill, 16828 E Parkview Ave, Fountain Hills, AZ 85268

### **E. Information Reports**

1. Safety Report(s) (Greg Stiles)
2. Budget Report (Director Casillas)
3. Legislative Update (Maxwell Hartgraves and/or Aiden Fleming)
4. Permittee Reports – **Not to exceed 3 minutes**
  - a. American Greyhound Racing
  - b. Arizona Downs
  - c. County Fairs
  - d. Rillito Park
  - e. Tucson Greyhound Park
  - f. Turf Paradise

5. Optional Industry Stakeholder Association Updates (limited to officers or officially designated spokesperson) – **Not to exceed 3 minutes**
  - a. Arizona Counties Racing Association
  - b. Arizona Greyhound Association
  - c. Arizona Quarter Horse Racing Association
  - d. Arizona Thoroughbred Breeders Association
  - e. Horsemen’s Benevolent & Protective Association
  - f. Jockey’s Guild

**F. Commission Reports**

1. Summary of Current Events Affecting the Arizona Racing Commission. A.R.S. § 38-431.02(K) – Only Commission Members or the Director may report. No discussion or action may be taken on matters reported unless properly noticed for legal action or discussion
2. Identification of Matters to be placed on future agendas

**G. Call to the Public**

Those members of the public wishing to address the Commission must sign the signup sheet and be recognized by the Chair. Time permitting; each presentation will be given approximately two minutes. Action taken as a result of public comment will be limited to directing staff to study the matter or re-schedule the matter for further consideration at a later date.

**H. Announcements**

The next regular Arizona Racing Commission meeting tentatively is scheduled for **10:00 AM on Thursday, July 11, 2019**, at 1110 West Washington St., Building Conference Room 250, 2nd Floor, Phoenix, Arizona, and is subject to change based on a quorum. For current information about the Arizona Racing Commission meeting schedule, please visit the Arizona Department of Gaming-Racing Division website (<https://racing.az.gov/racing-commission/commission-calendar-schedule>) or call Cassie Goodwin at 602-771-4263.

**I. Adjournment**