

State of New Jersey

OFFICE OF THE ATTORNEY GENERAL
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF NEW JERSEY RACING COMMISSION

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Executive Director

FINAL DETERMINATION AND ORDER

**IN THE MATTER OF THE GRANT OF A SPORTS WAGERING
LICENSE TO THE NEW JERSEY THOROUGHBRED
HORSEMEN'S ASSOCIATION, INC. TO OPERATE A SPORTS
POOL AT MONMOUTH PARK RACETRACK**

WHEREAS, on June 13, 2018, the New Jersey Thoroughbred Horsemen's Association, Inc. ("NJTHA"), which holds the permit to conduct live racing at Monmouth Park racetrack, filed an application with the New Jersey Racing Commission pursuant to the Sports Wagering Act, P.L. 2018, c. 33 ("Act") for a transactional waiver authorizing it to immediately commence sports wagering at Monmouth Park;

AND THE RACING COMMISSION FINDING that the NJTHA currently holds a permit to conduct live racing in the State of New Jersey and that the NJTHA is in good standing with the Racing Commission:

IT IS THEREFORE ORDERED THAT the Racing Commission approves the issuance of a sports wagering license to the NJTHA subject to the conditions set forth in Schedule A of this Final Determination and Order, which conditions are incorporated herein.

IT IS FURTHER ORDERED THAT the NJTHA shall apply for licensure from the Division of Gaming Enforcement in accordance with the requirements of the Division's rules.

IT IS FURTHER ORDERED THAT any sports pool and sports wagering lounge at the racetrack shall be operated in full compliance with the rules of the Division.

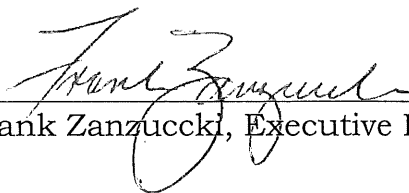


IT IS FURTHER ORDERED THAT should the racetrack seek to operate an online sports pool, the NJTHA shall obtain the necessary permits and licensure from the Division and comply with the requirements of the Division's rules.

IT IS FURTHER ORDERED THAT in accordance with N.J.A.C. 13:74D-3.3 and its broad regulatory authority, the Racing Commission reserves the right to modify these conditions and to impose additional conditions with regard to the sports wagering license.

NEW JERSEY RACING COMMISSION

By:



Frank Zanzuccki, Executive Director

Dated: June 13, 2018

Schedule A

1. The NJTHA shall file an application with the Racing Commission for an initial sports wagering license pursuant to N.J.A.C. 13:74D-2.1 within 60 days of the date of this Final Determination and Order.
2. In applying for an initial sports wagering license, the NJTHA shall have the burden of demonstrating its suitability for licensure by establishing its financial stability, integrity and responsibility and its good character, honesty and integrity by clear and convincing evidence.
3. Within 15 days from the date of the issuance of the sports wagering license, the NJTHA shall ensure that all persons and entities that will be involved in sports wagering or in the provision of services related to sports wagering on racetrack property shall apply for and obtain vendor's licenses or CID licenses, as appropriate.
3. Within 270 days of the effective date of the Act, the NJTHA shall fully comply with all requirements of the Act, the Racing Commission's rules and the rules of the Division. In the event the NJTHA fails to achieve compliance within such time period, the NJTHA shall be ordered to immediately cease sports wagering until such compliance is achieved.
4. Within 270 days of the effective date of the Act, the NJTHA shall obtain a certification from the Division which indicates that it has complied fully with the requirements of the Division's rules. The NJTHA shall file this certification with the Executive Director of the Racing Commission.
5. To the extent that the sports wagering licensee shall install and utilize any equipment or software that accepts both sports wagers and parimutuel wagers on horse races, the sports wagering licensee shall ensure that the all parimutuel wagers will be accurately processed and that there will be sufficient safeguards to maintain the integrity of the horse racing industry. In addition to complying with any requirements set forth in the Division's rules, the sports wagering licensee shall provide the Racing Commission with written evidence that such testing has been successfully accomplished to the satisfaction of the Racing Commission's Executive Director within 15 days from the date of the issuance of the sports wagering license.
6. The NJTHA shall ensure that no sports wagers are accepted from any person whose name appears on the self-exclusion list maintained by the Racing Commission pursuant to N.J.S.A. 5:5-65.1 and 65.2.
7. The NJTHA shall ensure that no person under the age of 21 places a sports wager at the racetrack.

8. The Racing Commission, its agents and representatives, in furtherance of its regulatory responsibilities, shall continue to have unrestricted access to all areas of racetrack property including those areas being utilized for sports wagering.