



State of New Jersey

DEPARTMENT OF LAW AND PUBLIC SAFETY
NEW JERSEY RACING COMMISSION
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CHARLES E. TOMARO
GLEN VETRANO
Commissioners

SARA BEN-DAVID
Acting Executive Director

ORDER

**IN THE MATTER OF THE CESSATION OF OPERATIONS AT FREEHOLD RACEWAY AND AT OFF-TRACK
WAGERING FACILITIES IN TOMS RIVER, NEW JERSEY AND GLOUCESTER TOWNSHIP, NEW JERSEY**

WHEREAS, by Order dated December 13, 2023, the New Jersey Racing Commission (Commission) issued permits to FR Park Racing, LP to conduct harness race meetings at Freehold Raceway in 2024, subject to certain conditions; and

WHEREAS, by Order dated December 6, 2023, the Commission renewed a license held by Freehold Raceway Off-Track, LLC (FROT) to operate an off-track wagering facility in Toms River, New Jersey for the period of January 1, 2024 through December 31, 2024, subject to certain conditions; and

WHEREAS, by Order dated December 6, 2023, the Commission renewed an additional license held by FROT to operate an off-track wagering facility in Gloucester Township, New Jersey for the period of January 1, 2024 through December 31, 2024, subject to certain conditions; and

WHEREAS, FR Park Racing, LP has announced that it will cease racetrack operations at Freehold Raceway at the end of its fall meet on or about December 28, 2024, and FROT will cease operations at its off-track wagering facilities in Toms River and Gloucester Township on or about the same date; and



WHEREAS, all permits and licenses are subject to the rules, regulations, and conditions prescribed by the Commission pursuant to *N.J.S.A. 5:5-51*, *N.J.S.A. 5:5-99*, and *N.J.S.A. 5:5-134*; and

WHEREAS, the Commission considered this matter at its public meeting on October 2, 2024; and

IT IS THEREFORE ORDERED THAT the following conditions shall apply to the permits held by FR Park Racing, LP and to the off-track wagering licenses held by FROT:

- 1) No later than 30 days prior to the cessation of their operations, FR Park Racing, LP and FROT shall post notices at the racetrack and off-track wagering facilities advising bettors of the location where tickets and vouchers can be cashed, and such notice also shall be posted on the website for Freehold Raceway and on any social media accounts maintained by Freehold Raceway; and
- 2) FR Park Racing, LP and FROT shall make arrangements allowing bettors to continue to cash tickets and vouchers for the time periods required by law, which are 12 months for tickets, *N.J.S.A. 5:5-64*, and three years for vouchers, *N.J.S.A. 5:5-22.2c*; and
- 3) FR Park Racing, LP and FROT shall cause a full and complete audit of all wagering revenue to be completed by a certified public accountant, and such audit shall be submitted to the Commission within 60 days of the cessation of operations in accordance with *N.J.S.A. 5:5-67*, together with bank statements evidencing the existence and location of revenue and identifying the amount of any remaining purse funds; and
- 4) FR Park Racing, LP and FROT shall continue to submit revenue reports to the Commission until all revenue is exhausted and shall ensure revenue is distributed as required by law, including *N.J.S.A. 5:5-64*, *N.J.S.A. 5:5-66*, *N.J.S.A. 5:5-66.1*, *N.J.S.A. 5:5-98*, and *N.J.S.A. 5:5-117*;
- 5) For any funds required by law to be retained for purses, FR Park Racing, LP and FROT shall comply with any subsequent order issued by the Commission requiring re-distribution of such funds; and

- 6) FR Park Racing, LP and FROT shall immediately notify the Acting Executive Director of any change in the accounting personnel who is responsible for processing payments to the Commission; and
- 7) In the event the racetrack or an off-track wagering facility is unable to operate due to staffing shortages or for any other reason, FR Park Racing, LP and FROT shall immediately notify the Acting Executive Director and, where applicable, seek approval to cancel live race dates; and
- 8) FR Park Racing, LP and FROT shall immediately notify the Acting Executive Director of any adjustment in the planned closure date for the racetrack or off-track wagering facilities; and
- 9) FR Park Racing, LP and FROT shall make arrangements for records to be accessible by Commission staff upon request in accordance with N.J.S.A. 5:5-67 and shall immediately notify the Acting Executive Director of any change in the storage location of records.

IT IS FURTHER ORDERED THAT the Acting Executive Director shall have the authority to modify the above conditions or add new conditions as needed, subject to ratification by the Commission.

This Order memorializes the action taken by the Commission at its public meeting of October 2, 2024.

NEW JERSEY RACING COMMISSION

By: Sara Ben-David
Sara Ben-David, Acting Executive Director

Dated: October 29, 2024