

**NEW JERSEY RACING COMMISSION  
WEDNESDAY, JUNE 19, 2013  
"COUNCIL ROOM"  
GLOUCESTER TOWNSHIP MUNICIPAL BUILDING  
1261 CHEWS LANDING ROAD  
LAUREL SPRINGS, NEW JERSEY**

**4:00 P.M. EXECUTIVE SESSION/4:30 P.M. PUBLIC MEETING  
(AGENDA ITEM A & B)  
6:00 PUBLIC HEARING (AGENDA ITEM C)**

**A. AGENDA ITEMS REQUIRING FORMAL ACTION**

1. Consider approval of a motion to move into Executive Session.
2. Consider approval of the bills.
3. Consider the establishment of a deadline for submission of petitions, by permit holders subject to the Participation Agreement entered into prior to the effective date of P.L. 2011, c. 26, to show progress on an annual basis toward establishing its share of the 15 off-track wagering facilities authorized by N.J.S.A. 5:5-136 since the signing of the Participation Agreement.
4. Consider approval of the following handicapping contests:
  - a) Meadowlands/Mohawk Racetrack Handicapping Challenge on Saturday, July 20, 2013 at the New Meadowlands Racetrack.

**B. AGENDA ITEMS FOR DISCUSSION AND INFORMATION**

1. Status of restoring the use of account wagering access cards to account holders at racetracks and off-track wagering facilities.
2. Financial status.

**C. 6:00 P.M. PUBLIC HEARING TO CONSIDER THE APPLICATION OF THE NEW JERSEY SPORTS AND EXPOSITION AUTHORITY AND FREEHOLD RACEWAY OFF-TRACK RACING, LLC FOR AN OFF-TRACK WAGERING LICENSE FOR A FACILITY TO BE SITED IN GLOUCESTER TOWNSHIP, CAMDEN COUNTY, NEW JERSEY**

1. Consider the application of the NEW JERSEY SPORTS & EXPOSITION AUTHORITY, made pursuant to the "Off-Track and Account Wagering Act" (N.J.S.A. 5:5-127 et seq.) and the rules of the New Jersey Racing Commission (Chapter 74 of the New Jersey Administrative Code), for the issuance to the NEW JERSEY SPORTS & EXPOSITION AUTHORITY of an off-track wagering license, which off-track wagering facility is to be located at the following premises within Gloucester Township: 1300 Blackwood Clementon Road, Clementon, New Jersey 08021. See N.J.S.A. 5:5-130, 5:5-131, 5:5-132, 5:5-133, 5:5-134; See also N.J.A.C. 13:74-2.1.
2. In connection with the related application of the NEW JERSEY SPORTS & EXPOSITION AUTHORITY and FREEHOLD RACEWAY OFF-TRACK, LLC, referenced in agenda item 3 below, consider whether FREEHOLD RACEWAY OFF-TRACK, LLC, is qualified to hold an off-track wagering license pursuant to N.J.S.A. 5:5-133b, N.J.A.C. 13:74-4.1, and any other applicable law.
3. Subject to a determination that FREEHOLD RACEWAY OFF-TRACK, LLC, is qualified to hold an off-track wagering license, consider the applications of the NEW JERSEY SPORTS & EXPOSITION AUTHORITY and FREEHOLD RACEWAY OFF-TRACK, LLC, made pursuant to the "Off-Track and Account Wagering Act" (N.J.S.A. 5:5-127 et seq.) and the rules of the New Jersey Racing Commission (Chapter 74 of the New Jersey Administrative Code), for the assignment or transfer to FREEHOLD RACEWAY OFF-TRACK, LLC, of any off-track wagering license issued to the NEW JERSEY SPORTS & EXPOSITION AUTHORITY pursuant to agenda item 1 above, to establish and operate an off-track wagering facility at the following premises within Gloucester Township: 1300 Blackwood Clementon Road, Clementon, New Jersey 08021. See N.J.S.A. 5:5-130; N.J.S.A. 5:5-133b, N.J.A.C. 13:74-4.1, and 13:74-5.1(a), (b).
4. Subject to a determination to approve the transfer or assignment of said off-track wagering license from the NEW JERSEY SPORTS & EXPOSITION AUTHORITY to FREEHOLD OFF-TRACK WAGERING, LLC, in connection with the further application of FREEHOLD OFF-TRACK WAGERING, LLC, as set forth in agenda item 5 below, consider whether PENN NJ OTW, LLC, an entity 100% owned by PENN NATIONAL GAMING, INC., is qualified, pursuant to N.J.A.C. 13:74-4.2(a), (b) and (c), to perform the functions subject of a contract or agreement authorizing it to conduct or operate (that is, to design, develop, construct, finance and operate) the Gloucester Township off-

track wagering facility for licensee FREEHOLD OFF-TRACK WAGERING, LLC, and to act as the agent of FREEHOLD RACEWAY OFF-TRACK, LLC in all off-track wagering matters approved by the Racing Commission.

5. Subject to a determination to approve the transfer or assignment of said off-track wagering license, from the NEW JERSEY SPORTS & EXPOSITION AUTHORITY to FREEHOLD RACEWAY OFF-TRACK, LLC, and further subject to a determination that PENN NJ OTW, LLC is determined qualified pursuant to agenda item 4 above, consider the additional application of FREEHOLD RACEWAY OFF-TRACK, LLC, pursuant to N.J.S.A. 5:5-133b and N.J.A.C. 13:74-4.2(a), (b), (c), for approval for its entering into a contract or agreement authorizing PENN NJ OTW, LLC, an entity 100% owned by PENN NATIONAL GAMING, INC., to conduct or operate (that is, to design, develop, construct, finance and operate) the Gloucester Township off-track wagering facility for licensee FREEHOLD RACEWAY OFF-TRACK, LLC, and to act as the agent of FREEHOLD RACEWAY OFF-TRACK, LLC, in all off-track wagering matters approved by the Racing Commission

## ***EXECUTIVE SESSION AGENDA***

***Wednesday, June 19, 2013***

- A. Legal advice concerning the establishment of a deadline for submission of petitions, by permit holders subject to the Participation Agreement entered into prior to the effective date of P.L. 2011, c. 26, to show progress on an annual basis toward establishing its share of the 15 off-track wagering facilities authorized by N.J.S.A. 5:5-136.
- B. Legal advice regarding the 6:00 P.M. PUBLIC HEARING TO CONSIDER THE APPLICATION OF THE NEW JERSEY SPORTS AND EXPOSITION AUTHORITY AND FREEHOLD RACEWAY OFF-TRACK RACING, LLC ("FROT") FOR AN OFF-TRACK WAGERING LICENSE FOR A FACILITY TO BE SITED IN GLOUCESTER TOWNSHIP, NEW JERSEY
  1. Legal advice concerning the application of the NEW JERSEY SPORTS & EXPOSITION AUTHORITY, made pursuant to the "Off-Track and Account Wagering Act" (N.J.S.A. 5:5-127 et seq.) and the rules of the New Jersey Racing Commission (Chapter 74 of the New Jersey Administrative Code), for the issuance to the NEW JERSEY SPORTS & EXPOSITION AUTHORITY of an off-track wagering license, which off-track wagering facility is to be located at the following premises within Gloucester Township: 1300 Blackwood Clementon Road, Clementon, New Jersey 08021. See N.J.S.A. 5:5-130, 5:5-131, 5:5-132, 5:5-133, 5:5-134; See also N.J.A.C. 13:74-2.1.
  2. Legal advice in connection with the related application of the NEW JERSEY SPORTS & EXPOSITION AUTHORITY and FREEHOLD RACEWAY OFF-TRACK, LLC, referenced in agenda item 3 below, consider whether FREEHOLD RACEWAY OFF-TRACK, LLC, is qualified to hold an off-track wagering license pursuant to N.J.S.A. 5:5-133b, N.J.A.C. 13:74-4.1, and any other applicable law.
  3. Legal advice subject to a determination that FREEHOLD RACEWAY OFF-TRACK, LLC, is qualified to hold an off-track wagering license, consider the applications of the NEW JERSEY SPORTS & EXPOSITION AUTHORITY and FREEHOLD RACEWAY OFF-TRACK, LLC, made pursuant to the "Off-Track and Account Wagering Act" (N.J.S.A. 5:5-127 et seq.) and the rules of the New Jersey Racing Commission (Chapter 74 of the New Jersey Administrative Code), for the assignment or transfer to FREEHOLD RACEWAY OFF-TRACK,

LLC, of any off-track wagering license issued to the NEW JERSEY SPORTS & EXPOSITION AUTHORITY pursuant to agenda item 1 above, to establish and operate an off-track wagering facility at the following premises within Gloucester Township: 1300 Blackwood Clementon Road, Clementon, New Jersey 08021. See N.J.S.A. 5:5-130; N.J.S.A. 5:5-133b, N.J.A.C. 13:74-4.1, and 13:74-5.1(a), (b).

4. Legal advice subject to a determination to approve the transfer or assignment of said off-track wagering license from the NEW JERSEY SPORTS & EXPOSITION AUTHORITY to FREEHOLD OFF-TRACK WAGERING, LLC, in connection with the further application of FREEHOLD OFF-TRACK WAGERING, LLC, as set forth in agenda item 5 below, consider whether PENN NJ OTW, LLC, an entity 100% owned by PENN NATIONAL GAMING, INC., is qualified, pursuant to N.J.A.C. 13:74-4.2(a), (b) and (c), to perform the functions subject of a contract or agreement authorizing it to conduct or operate (that is, to design, develop, construct, finance and operate) the Gloucester Township off-track wagering facility for licensee FREEHOLD OFF-TRACK WAGERING, LLC, and to act as the agent of FREEHOLD RACEWAY OFF-TRACK, LLC in all off-track wagering matters approved by the Racing Commission.
5. Legal advice subject to a determination to approve the transfer or assignment of said off-track wagering license, from the NEW JERSEY SPORTS & EXPOSITION AUTHORITY to FREEHOLD RACEWAY OFF-TRACK, LLC, and further subject to a determination that PENN NJ OTW, LLC is determined qualified pursuant to agenda item 4 above, consider the additional application of FREEHOLD RACEWAY OFF-TRACK, LLC, pursuant to N.J.S.A. 5:5-133b and N.J.A.C. 13:74-4.2(a), (b), (c), for approval for its entering into a contract or agreement authorizing PENN NJ OTW, LLC, an entity 100% owned by PENN NATIONAL GAMING, INC., to conduct or operate (that is, to design, develop, construct, finance and operate) the Gloucester Township off-track wagering facility for licensee FREEHOLD RACEWAY OFF-TRACK, LLC, and to act as the agent of FREEHOLD RACEWAY OFF-TRACK, LLC, in all off-track wagering matters approved by the Racing Commission