

DAYTON PACING DERBY & DAYTON TROTTING DERBY

EARLY CLOSING EVENT FOR THREE-YEAR-OLD AND OLDER HORSES & MARES

\$150,000 GUARANTEED, \$175,000 ESTIMATED EACH

OWNED BY: Hollywood Gaming at Dayton Raceway.

SERVICED BY: The Hambletonian Society, Inc.

FOR: Foals of 2016 and Older (Subject to U.S.T.A. Foaling Rules)

Nominated horses must be properly identified to the satisfaction of the Society at the time of nomination, including but not limited to certifying that the nominated horse is registered as a twin or is the only foal of the mare in 2016 or prior to 2016. The Society will not recognize foals as twins if produced through embryo/ovum transfer. If produced through embryo/ovum transfer, only the donor mare's first born foal in 2016 or prior to 2016 will be eligible for nomination. The Owner(s) of the nominated horse agree to indemnify and hold the Society and the Sponsors harmless from any and all claims, suits or damages, including attorney's fees, arising out of or related in any way to such certification.

TO BE RACED AS: Dayton Pacing Derby and Dayton Trotting Derby.

TO BE RACED AT: Hollywood Gaming At Dayton Raceway, Dayton, Oh. Definite date will be published in the U.S.T.A. Stakes Guide in the year of the race. If for any reason it becomes impractical or undesirable, in the opinion of the Sponsors, to hold this race at the Host Track designated the Sponsors reserve the right to change the date and the location of the races.

CANCELLATION: The Sponsors further reserve the right to cancel the race if for reasons beyond their control it becomes impractical or undesirable in the opinion of the Sponsors to conduct said race. If an event is not raced due to circumstances beyond their control, the Sponsors' responsibility and liability will be limited to refunding without interest nomination, sustaining and Entrance Fees collected toward canceled event that have not been disbursed at the time of cancellation. These monies will be prorated among the owners of the horses eligible as of the time of cancellation.

PURSE: Actual 2018 total purses were:

Open Pace \$150,000
Open Trot \$150,000

ADDED MONEY: The Sponsors will add \$40,000 minimum to each race.

PAYMENTS: (U.S. Funds only)

February 15, 2019 – 1st payment (nominating) \$750
March 15, 2019 – 2nd payment (sustaining) \$1,000
April 15, 2019 – 3rd payment (sustaining) \$1,250
Entrance Fee \$2,500

The sponsor reserves the right to deduct up to 1% of the paid in nominating and sustaining fees funds to pay the Hambletonian Society fees for administration of the races.

DECLARATION: Entrance fee shall be due with declaration to start at the track where the race is being held at the time and date posted on the Condition Sheet.

Entrance Fee shall be due at time of declaration and payable not later than one hour prior to post time of the race to be contested.

SUPPLEMENTAL NOMINATIONS AND DECLARATIONS: Horses may pay a one-time "Catch Up" nomination fee of \$10,000 due on August 15, 2019. This payment would be due to the Hambletonian Society and postmarked no later than August 15, 2019.

PAYMENT DISTRIBUTION: All payments will be credited to the specific race.

NOTICE U.S.T.A. Rule 12.04 provides: "Failure to make any payment required by the conditions constitutes an automatic withdrawal from the event." The Hambletonian Society, Inc. will construe payment to require that cash or check duly honored upon presentation be received at the time specified in U.S.T.A. Rule 12.02

WAIVER: As a condition of participation in either the Dayton Pacing Derby or Dayton Trotting Derby, the Owner(s) of the nominated horse(s) hereby grants to the Sponsor, its representatives, successors, and assigns the absolute right to copyright and publish, use or reuse still and motion photographic images of its horses, drivers, trainers, employees, officers and agents, in whole or in part, in composite or in distorted character, with or without use of names, in color or otherwise, for the purpose of promotion, advertising, trade or other lawful purpose in any and all media. Owner(s) waives any right to inspect and/or approve the finished product or the copy that may be used in connection therewith or the use to which it might be applied. Owner(s) further agrees to inform his drivers, trainers, employees, officers and agents of the authority granted to the Sponsor herein, to hold Sponsor harmless from any and all liability and damages, and to indemnify the Sponsor from same should any such owner(s), driver(s), trainer(s), employee(s), officer(s) and agent(s) challenge Sponsor's rights herein as set forth above.

RACING CONDITIONS: One dash at one mile. Each race will be limited to the nine (9) highest 2019 money earners amongst those that meet the current qualifying standard at Hollywood Gaming At Dayton Raceway and that enter as of the published declaration date and time. Exception - No more than two horses with common ownership or a common trainer may draw into each race. There will be two (2) "also eligibles" (AE's) drawn for each race.

All other nominees (including AE's) qualified and entered to race have the option of a full refund of all nominating and sustaining payments or automatic entry into an open pace or open trot on the same night (with all nominating and sustaining fees added to the regular purse).

The Host Track reserves the right to reject and return the entry fee. All starters are subject to the detention policy of the Host Track.

MONEY DIVISION: Purses for race will be divided 50-25-12-8-5%.

DRIVERS AND TRAINERS FEES: The drivers and trainers fees may be disbursed in accordance with the policy of the Host Track at the time of the race.

DISPUTES: In the case of any dispute as to the interpretation of these conditions, the decision of the Sponsors shall be final. All fees and payments in any race are accepted on the condition that all claims, objections and appeals arising out of these races or with respect to any interpretation of any rules or conditions of the races, or otherwise shall be decided by the Sponsors.

RULES: Unless otherwise specified and except as may be affected by the rules of the state Commission or Board, U.S.T.A. rules not in conflict with these conditions to govern, as well as the track rules & regulations of the Host Track. The rules shall be those in effect at the time of race.

NOMINATION AND SUSTAINING CHECKS PAYABLE TO AND MAIL TO:

The Hambletonian Society, Inc.
109 South Main St - Suite 18
Cranbury, NJ 08512-3174