

THE 2019 EMPIRE BREEDERS CLASSIC

For New York Nominated Foals of 2016

Three Year Old Pacers & Trotters with a Filly Division for Each

Sponsored By: The Agriculture & New York State Horse Breeding Development Fund, NY Stallion Owners, Tioga Downs & Vernon Downs, et al.

Fees Collected By: Tioga Downs

For: New York Nominated Pacers & Trotters, Foals of 2016 whose New York nominated Stallion has paid into this **To Be Raced As:** A Stake for New York Nominated Three Year Old pacers & trotters with a filly division for each.

Estimated Purse: Eliminations: \$12,500; Final: \$250,000E for each division with ten percent of the final amount used for Consolations if needed.

To Be Raced At: Tioga Downs and/or Vernon Downs.

Cancellation: If an event is not raced, Tioga & Vernon Downs' responsibility and liability shall be limited to refunding, without interest, all payments collected toward these events. These monies will be pro-rated among those owners of horses eligible at the time of cancellation. The Agriculture & NYS Horse Breeding Development Fund's liability shall be limited to only those events that are raced and reserves the right to withdraw its support and funding of these race events at its discretion.

Added Money: These funds, barring any unforeseen circumstances which may preclude this, in addition to all fees paid in by nominating horsemen shall constitute the purses for this event.

The Agriculture & New York State Horse Breeding Development Fund	\$200,000 estimated
Tioga Downs & Vernon Downs	\$200,000
NY Stallion Owners	\$100,000 estimated

Stallion Nomination: Stallion owners may nominate their eligible stallions for the 2019 event by making a payment equal to the amount of one service fee for the nominated stallion in the year in which those three year olds eligible to the 2019 event were bred with the minimum payment being \$1,000. Those stallions breeding fewer than twenty mares in the 2015 season may make their nominated progeny eligible to this event with a payment of \$1,000. Stallion payments are due by March 15, 2017 and payable to Tioga Downs.

Eligibility: These events require nominees to have been sired by a stallion standing in the state of New York and registered with The Agriculture & NYS Horse Breeding Development Fund or its agent for the 2015 breeding season when the nominee was bred. The stallion must also have been nominated to the 2019 Empire Breeders Classic events. All nominees must have been nominated as a yearling to the New York State Sire Stakes program or made the supplemental payment to those races as called for in their conditions.

- A) If a New York eligible stallion that bred fewer than 20 mares in 2015 fails to pay into this event, the owner of that NY eligible stallion's progeny may pay an "in lieu of stallion" fee of \$1,000 to make a single two year old horse eligible for the 2019 race. Further eligibility requires completion of the regular sustaining payment schedule for three year olds as listed below.
- B) If a New York eligible stallion that bred fewer than 20 mares in 2015 fails to pay into this event, the owner of that NY eligible stallion's progeny may pay a supplemental fee of \$6,000 to make a single three year old horse eligible for the 2019 race.

Payments: (US Funds only)

Two Year Old Nominating Payment:	March 15	\$350	OR	Two Year Old "In Lieu Of" Fee:	March 15	\$1,000
Three Year Old Sustaining Payment:	March 15	\$1,000	OR	Three Year Old Supplemental Fee:	March 15	\$6,000
Declaration Fee				\$2,500		

Declaration: All declarations for these events will close at the time and date designated on the condition sheet. The declaration fee shall be due at the time of declaration and payable before the horse starts. Declaration fees should be made payable to the host track. No refunds for scratched horses. At the time of declaration, horses declared to race in these events must have a clean charted line within 45 days of the date of entry that meets the current time standards at the Host Track. Horses are automatically entered for the finals and all horses qualified for the eliminations shall remain qualified for the finals.

Notice: USTA Rule 11 Sec 3 provides: "Failure to make any payment required by the conditions constitutes an automatic withdrawal from the event." This event is not a New York Sire Stakes event and finishers will not be awarded points. All stallion and two year old nomination payments collected will be retained by Tioga Downs with no interest added.

Racing Conditions: All events will be one heat at one mile. In the event there shall be elimination races or, at the discretion of the sponsors, a preview race, they will be held approximately one week prior to each of the finals. Should eleven (11) or fewer horses declare to start, there will be no elimination races and all declared will race in the final. If more than eleven (11) declare to start, the host track may adopt any of the methods of dividing the race then current in the rules and regulations. If elimination races are necessary, the number of horses in finals for these events shall be limited to the number of positions on the starting gate at the host track. Any ties so far as continuing from an elimination race to a final shall be decided by a blind draw. In the event that horses eligible for the final should choose not to race, additional horses from the elimination races will be selected from those properly declared by taking the horse(s) placing highest in the order of finish in the elimination races to complete the field for the final. The next two properly declared horses placing highest in the order of finish in the elimination races shall be listed as also eligible for the finals and may draw in before scratch time. Elimination winners draw for Posts 1-6 for the Final in an order determined by lot. The consolation races shall be comprised of the horses with the highest placing in the eliminations that do not make the final and are declared for the consolation. Horses qualifying for the final may not race in the consolation.

Money Division: One-percent of the purse for the Final will be awarded to each horse finishing sixth through last in the Final. The balance of the Final purse shall be distributed 50% - 25% - 12% - 8% - 5%.

Disputes: All owners, trainers and drivers of horses nominated to this event must be accepted to participate at the Host Track or the nomination/entry may be denied without refund of previous payments. Any change of trainers made fewer than 30 days or within four starts of the date of this race will be reviewed by the sponsor and if not accepted, may result in refusal of entry. Sponsors reserve the right to amend conditions as deemed necessary without liability.

Rules: A minimum of seven (7) separate interests may be required in any event or the event may be cancelled. All starters are subject to the detention policy of the Host Track. The rules of the Host Track and its state Racing Commission along with the USTA shall govern unless otherwise specified in these conditions. These races are subject to the Stallion Restriction Condition (SRC) see *website for details*. Any horse nominated to any Tioga or Vernon Downs stakes/event must be in the care of an approved trainer by April 15, 2019 for any stake/event raced during the month of May and by May 15 for all other 2019 stakes/events. In addition, any owner who participates in a Tioga or Vernon Downs Stake or Early Closing event (with added money greater than \$25,000) with a trainer who has an outstanding Class 1, Class 2 or TC02 positive test having occurred on or after January 1, 2019 and under appeal in any jurisdiction will be declared ineligible to participate in any Tioga or Vernon Downs Stake or Early Closing event for 12 months following the conviction if such trainer is subsequently found guilty relating to the Class 1, Class 2 or TC02 positive test. Nominator also agrees that any horse paid into any Tioga or Vernon Downs stake/event may be required to be stabled for up to 14 days at an approved facility within a 150 mile radius of Tioga or Vernon Downs or an approved facility in a state that agrees to cooperate in an out of competition testing protocol by the date set by Tioga or Vernon Downs for that stake/event for the purpose of out of competition testing. Failure to comply with these conditions may result in any agreement created by the acceptance of any stakes payment to be declared void at the discretion of Tioga or Vernon Downs rendering the horse(s) in question ineligible to race in those stakes/events with no liability to Tioga or Vernon Downs and no assurance of a refund of payments previously made to the stake/event in question. A nomination to these events is an agreement to the above terms and conditions.

Checks made payable in US Funds to Tioga Downs and sent to:

Tioga Downs, Race Office, 2384 West River Rd, Nichols, NY 13812 (607) 699-7688 www.tiogadowns.com