

**ARKANSAS STATE RACING COMMISSION MEETING**  
**Monday, June 22, 2020, 10:00 a.m.**  
**Arkansas Racing Commission**  
**Little Rock, AR**

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**MEETING MINUTES**

<Date>        **Monday, June 22, 2020**

<Time>        **10:00 a.m.**

<Place>       **Little Rock, AR**

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Chairman Alex Lieblong asked Arkansas Racing Commission Manager, Smokey Campbell to call roll. The following were in attendance.

<b><u>Commissioners</u></b>	<b><u>Present (x)</u></b>
Alex Lieblong, Chairman, Conway	X
Mark Lamberth, Batesville	X
Denny East, Marion	X
Michael Post, Altus	X
Steve Landers, Little Rock	X
Bo Hunter, Fort Smith	X
Butch Rice, Beebe	X
<b><u>Others in Attendance:</u></b>	
Smokey Campbell, Manager	
Nikki Langston, ARC	

Chairman Alex Lieblong requested the rulings from Southland; there were none.

Chairman Alex Lieblong requested the rulings from Oaklawn; there were none.

**New Business:**

**1. Pope County Casino License- Dustin McDaniel Affidavit of Bias**

Mr. Reeves stated number one, "The Administrative Procedures Act requires that all presiding officers participating in decisions shall conduct themselves in an impartial manner, and any time

withdraw, if they deem themselves in an impartial manner, and any time withdraw, if they deem themselves disqualified, 25-15-213 (a) 2 (b).” Commissioner Denny East made a motion he agreed with the law. Commissioner Michael Post seconded the motion; Motion Passed. Mr. Reeves stated number two “The APA also provides that if a board member participating in decisions at a hearing, fails to disclose his bias, and fails to withdraw from a decision on which they are impartial, any party may file an Affidavit of Personal Bias, or disqualification. The Affidavit shall be ruled on by the agency, and granted if timely, sufficient, and filed in good faith, 25-13-213 (a) 2 (c).” Commissioner Mark Lamberth made a motion to accept number two. Commissioner Steve Landers seconded the motion; Motion Passed. Mr. Reeves stated number three on June 18, 2020, “At the hearing on the applications of Cherokee Nation Business and Gulfside Casino Partnership for the casino license in Pope County Arkansas, it became apparent that Commissioner Butch Rice was personally biased and participated in the decisions in the hearing.” Commissioner Denny East made a motion to accept number 3. Commissioner Michael Post seconded the motion; Motion Passed. Commissioner Mark Lamberth made a motion that Mr. Castleberry’s office, and Mr. McDaniel’s office, get with the Attorney General’s office, and see if there is some common ground, that would make this process more palatable, and good for everyone. Commissioner Steve Landers seconded the motion; Motion Passed.

*\*\*\*A copy of the full transcript from the court reporter can be emailed or is available for inspection in the Racing Commission office.*

**2. Consideration/ Approval of Southland/ Delaware North Security Agreements.**

Commissioner Mark Lamberth made a motion to approve Southland/ Delaware North Security Agreements. Commissioner Denny East seconded the motion; Motion Passed.

**Other Business/Announcements**

  
Chairman \_\_\_\_\_ Date 10/27/22

  
Manager \_\_\_\_\_ Date 10/27/22