

**CANE PACE 2013  
and Shady Daisy Pace (Filly Division)  
For 3-Year-Old Pacers in 2013**

**Owned and Sponsored By:**

Freehold Racing Association.

**Serviced By:**

The Hambletonian Society, Inc.

**For:**

Foals of 2010 (Subject to USTA Foaling Date Rules).

**To Be Raced As:**

Two races. Cane Pace for 3-Year-Old Pacers (Open) and the Shady Daisy Pace for 3-Year-Old Pacing Fillies (Filly Division).

**To Be Raced At:**

Freehold Raceway, Freehold, N.J. Definite dates will be published in the USTA Stakes Guide in the year of the races. If for any reason it becomes impractical or undesirable, in the opinion of the sponsor to hold either one or both of these races at the track designated, the Sponsor reserves the right to change the date and the location of either or both races.

**Cancellation:**

The Sponsor further reserves the right to cancel either or both of the races if for reasons beyond its control it becomes impractical or undesirable in the opinion of the Sponsor to conduct said race or races. If an event is not raced due to circumstances beyond its control, the Sponsor's responsibility and liability will be limited to refunding without interest nomination, sustaining and entrance fees collected toward canceled events that have not been disbursed at the time of cancellation. If canceled after the first 2-year-old payment, these monies will be prorated among the owners of the horses eligible at the time of cancellation. If canceled prior to the first 2-year-old payment, the nomination fees will be refunded to the nominators.

**Estimated Purse:**

Cane Pace (Open) ..... \$250,000 (estimated)  
Shady Daisy Pace (Filly Division) ..... \$130,000 (estimated)

**Actual 2010 total purses were:**

Cane Pace ..... \$400,000 (1 elim)  
Shady Daisy ..... \$130,000 (1 division)

**Added Money:**

Freehold Racing Association will add a minimum of \$100,000 to the Open and will add \$15,000 to the Filly Division.

**Nomination Fee:**

May 15, 2011 ..... \$25 (U.S. funds only)  
Nominated horses must be properly identified to the satisfaction of The Hambletonian Society at the time of nomination.

**Supplemental Nominations:**

There are no supplemental nominations allowed for either the Open or the Filly Division.

**Future Payments: (U.S. funds only)**

	OPEN	FILLIES
On 2-Year-Olds		
March 15, 2012 Sustaining Fee.....	\$400	\$200
On 3-Year-Olds		
Feb. 15, 2013 Sustaining Fee .....	\$800	\$400
Entrance Fee .....	\$5,000	\$2,000

**Declaration:**

Not refundable. Entrance fee shall be due with declaration to start at 9:00 a.m. three (3) days prior to the scheduled date of the elimination heats, omitting Sunday.

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. All entrance fees shall be made payable to the Freehold Racing Association.

**Filly Notice:**

A filly which is properly nominated and sustained, but not declared to start in the Filly Division, may start in the Open race upon 1) proper declaration and 2) payment of a) the entrance fee required for the Open

race plus b) the difference between any lower nominating and sustaining fees for the Filly Division and the higher nominating and sustaining fees for the Open race. In such event previous payments in the Filly Division shall remain therein and shall be forfeits. A filly may not declare or enter in both races.

Filly Declaration for the Open.....\$5,600

**Supplemental Declarations:**

Three-year-old pacers not otherwise eligible may enter and start in their respective divisions by payment of a supplemental declaration fee due with intent to start in the elimination races, at a prescribed time and day scheduled by the Raceway:

Cane Pace (Open).....\$35,000  
Shady Daisy (Filly Division)..... \$7,500

The supplemental 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. All supplemental fees shall be made payable to the Freehold Racing Association.

**Payment Distribution:**

All nomination and other payments will be credited to the specific race.

NOTICE: USTA Rule 11, Section 3 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 USTA Rule 12, Section 4.

**Waiver:**

As a condition of participation in the Cane Pace 2013 (the Open and/or Filly Division), 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 the 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:**

All races will be at one (1) mile and all races will be drawn by lot, except that entries will be separated whenever possible. Post positions for all races will be determined by an open draw.

All starters in the eliminations and the Final are subject to the detention policy of the race track.

**Cane Pace (Open):** Elimination heats, if necessary, may be held on the same program as the final heat, or in the previous ten days as determined by the Sponsor. The elimination races will race for 25% of the total purse divided equally between the total number of races. The final will be contested for the remaining 75%.

Such elimination races will be held as provided below.

If the number of horses declared into any race requires more than one (1) trailing horse in a second tier, but not enough to split into eliminations of at least six (6) separate pari-mutuel interests in each of two eliminations, that race will be held with a single elimination heat to "qualify" only enough horses that can be accommodated by the number of positions in the front tier of the starting gate as follows:

a) From the other declared horses, those with the least total earnings in the period from January 1 of that year up to time of declaration, will be selected to race in a single elimination field with no more starters than can score in a single tier with no trailers. Money earnings for races

outside the U.S. will be calculated at the exchange rate for U.S. dollars as determined by the USTA.

b) The remaining declared horses, if any (i.e. those with the higher money earnings that cannot be accommodated in the front tier of the elimination field), may elect to automatically advance to the Final. If any of the higher money earners, as determined above, elect instead to race in the elimination, other declared horses, in preference of the greatest earnings, may be selected to automatically advance to the Final. If no horses elect to advance to the final that elimination will be conducted with trailers.

c) The best finishers in the single elimination plus those that have automatically been advanced to the Final will make up the field for the Final. Except for those automatic finalists, preference to qualify for the Final will be given to the horses in their official order of finish in the eliminations.

If the number of horses declared into any race is such that, if divided at the time of the draw the fields would provide at least six (6) separate pari-mutuel interests in each of the eliminations, then that race will be split into two or more eliminations with no trailers.

If there are two (2) elimination races the first four (4) finishers in each elimination will return for the final; the two (2) fifth place finishers will be drawn by lot for "Also Eligible".

If there are three (3) elimination races the first two (2) finishers in each elimination will return for the final. The remaining two eligibles will be drawn by lot from the three (3) horses finishing third in the eliminations. The remaining third place finisher will be the first "Also Eligible". The second "Also Eligible" will be drawn by lot from the three (3) fourth place finishers.

If four (4) eliminations or more are required, eligible horses and two (2) "Also Eligibles" will be selected for a final field of eight (8) in a method consistent with the above procedures.

However, whenever there is a draw by lot for the final or as an "Also Eligible", a non-entry horse will have preference over a horse creating an entry. If the need occurs to replace a horse or horses qualified for the final, it will be done in a manner consistent with the published conditions concerning the determination of eligibility to the final.

In the event of a dead heat among the horses qualifying for the final or as an "Also Eligible", preference will be determined by lot among such tied horses. If the need occurs to replace a horse or horses qualified for the final, it will be done in a manner consistent with the published conditions regarding the determination of eligibility to the final.

If, because of an accident in an elimination heat, an insufficient number of horses finish the heat and qualify for the Final, the remaining finalist(s) and "also eligible(s)" will be selected by lot from the remaining

non-offending horses in that elimination where the accident occurred.

All horses making the final will automatically be entered by the Race Secretary.

Scratched horses in the Final will be replaced by the "also eligible" horses in the following manner: a) If post positions have not been drawn the horse will take its place in the normal draw; b) If post positions have already been drawn, the horse will assume the position of the scratched horse in the order the scratches are received by the judges. No horse will be moved into the Final as a replacement after the official "scratch time" deadline for publication of the program.

Shady Daisy (Filly Division). The Filly Division will be raced on the same date as scheduled. In the event it becomes necessary to split the filly division, the track will adopt one of the methods of division racing then current in the Rules and Regulations of the USTA or the New Jersey State Racing Commission.

#### **Money Division:**

Purses for both the Open and the Filly Divisions will be divided 50-25-12-8-5%. Purses for the eliminations of the Open will be divided 60-25-8-5-2%.

#### **Drivers and Trainers Fees:**

The drivers and trainers fees may be disbursed in accordance with the policy of the 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 Sponsor 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 Sponsor.

#### **Rules:**

Unless otherwise specified and except as may be affected by the rules of the New Jersey State Racing Commission, USTA rules not in conflict with these conditions to govern, as well as the track rules and regulations of Freehold Raceway. 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.  
Cranbury Gates Office Park  
109 South Main St., Suite 18  
Cranbury, NJ 08512-3174