



# COMMONWEALTH of VIRGINIA

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**To:** Mr. David Lermond, Executive Secretary  
Virginia Racing Commission  
5707 Huntsman Road, Suite 201-B  
Richmond, Virginia 23250

**From:** Elizabeth B. Myers  
Assistant Attorney General III

**Date:** June 14, 2023

**Subject:** Letter of Assurance for 11VAC10-130-10  
Exempt Action

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I have reviewed the Virginia Racing Commission's amendments to their Regulations. In my view, as counsel to the Virginia Racing Commission, the Commission may promulgate these regulations pursuant to §§ 59.1-372 and 59.1-369 of the *Code of Virginia*. This amendment is further appropriate for exempt action pursuant to § 2.2-4002(B)(21). The regulations do not appear to conflict with the Constitution of the United States or the Constitution of the Commonwealth of Virginia, nor do they appear to conflict with any federal or state law currently in effect. This memorandum addresses legal matters only and is not intended to serve, nor should it be construed, as a comment for or against the merits of the proposed regulations.

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