



## Ohio Administrative Code Rule 3769-3-35 Pentafecta Pools.

Effective: January 26, 2024

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(A) The pentafecta requires selection of the first five finishers, in their exact order, for a single contest.

(B) Distribution of winnings option 1: The net pentafecta pool will be distributed to winning wagers in the following precedence, based upon the official order of finish:

(1) As a single price pool to those whose combination finished in correct sequence as the first five betting interests; but if there are no such wagers, then

(2) As a single price pool to those whose combination finished in correct sequence as the first four betting interests; but if there are no such wagers, then

(3) As a single price pool to those whose combination included, in correct sequence, the first three betting interests; but if there are no such wagers, then

(4) As a single price pool to those whose combination included, in correct sequence, the first two betting interests; but if there are no such wagers, then

(5) As a single price pool to those whose combination correctly selected the first-place betting interest only; but if there are no such wagers, then

(6) The entire pool will be refunded on pentafecta wagers for that contest.

(C) Distribution of winnings option 2: The net pentafecta pool will be distributed to winning wagers in the following precedence, based on the official order of finish:

(1) As a single price pool, including any applicable carryover, to those whose combination finished in correct sequence as the first five betting interests, but if there are no such wagers, then



- (2) The net pool will be divided into two separate pools. The major pool of the net pool will be retained and added to a corresponding carryover pool into the next designated pentafecta race. The remaining minor pool will be paid as a pentafecta consolation pool, which will be equally divided among those ticket holders who correctly select the first four betting interests, but if there are no such wagers, then
  - (3) The pentafecta consolation pool will be divided among those ticket holders who correctly select the first three interests, but if there are no such wagers, then
  - (4) The pentafecta consolation pool will be divided among those ticket holders who correctly select the first two interests, but if there are no such wagers, then
  - (5) The pentafecta consolation pool will be divided among those ticket holders who correctly select the first betting interest, but if there are no such wagers, then
  - (6) The entire net pool will become a carryover pool to be retained and added to the next designated pentafecta race.
  - (7) On the last pentafecta race on the final day of the meeting, the net pool, including any applicable carryover will be distributed using the method described in paragraph (B) of this rule.
  - (8) Where a net pool is divided into two separate pools in accordance with this subsection any odd cents remaining will be retained and added to the part of the net pool that will be added to the corresponding carryover pool.
- (D) Distribution of winnings option 3: The net pentafecta pool will be distributed to winning wagers in the following precedence, based on the official order of finish:
- (1) As a single price pool, including any applicable carryover, to those whose combination finished in correct sequence as the first five betting interests, but if there are no such wagers, then
  - (2) The entire net pool will be retained and added to a corresponding carryover pool into the next



designated pentafecta race.

(3) On the last pentafecta race on the final day of the meeting, the net pool, including any applicable carryover will be distributed using the method described in paragraph (B) of this rule.

(E) Distribution of winnings option 4: The net pentafecta pool will be distributed to winning wagers in the following precedence, based on the official order of finish:

(1) As a single price pool, including any applicable carry-over, to the holder of a unique winning ticket whose combination finished in correct sequence as the first five betting interests, but if there is no such unique winning ticket, then

(2) The net pool will be divided into two separate pools. The major pool of the net pool will be paid as a carryover pool into the next regularly scheduled pentafecta race. The remaining minor pool will be paid as a pentafecta consolation pool, which will be equally divided among those ticket holders who correctly select the first five interests, but if there are no such wagers, then

(3) The entire net pool will become a carryover pool into the next regularly scheduled pentafecta race.

(4) Unique winning ticket, as used in this paragraph (E)(1) of this rule, will be defined as having occurred when there is one and only one winning ticket whose combination finished in correct sequence as the first five betting interests, to be verified by the unique serial number assigned by the totalizator company that issued the winning ticket. In the event that there is more than one winning ticket whose combination finished in correct sequence as the first five betting interests, the unique winning ticket will be deemed to not have occurred.

(5) The permit holder will specify the minimum monetary amount of a unique winning ticket wager approved by the commission.

(6) A written request for permission to distribute the pentafecta carryover on a specific performance may be submitted to the commission. The request has to be for a specified date no greater than one year from the date the request is submitted and contain justification for the distribution, an



explanation of the benefit to be derived, and the intended date and performance for the distribution. Should the pentafecta net pool and any applicable carryover be designated for distribution on a specified date and performance in which there is no unique winning ticket, the entire pool will be distributed using the method described in paragraph (B) of this rule.

(7) A written request for permission to transfer the pentafecta carryover to another pentafecta pool operated by the same pool host may be submitted to the commission. The request has to contain justification for the transfer, including an explanation of the benefit to be derived, a description of the method by which the pool host will present the information to the public that identifies the racetrack(s) for which the pool will be operated and the intended date(s) and performance(s) of the transfer.

(8) Unless otherwise stated in writing by the commission under paragraph (D) of this rule, on the last pentafecta race on the final day of the meeting, the net pool, including any applicable carryover, will be distributed using the method described in paragraph (B) of this rule.

(F) Notwithstanding paragraphs (E)(6) and (E)(7) of this rule, if for any other reason the pentafecta carryover has to be held over to the corresponding pentafecta pool of a subsequent meet, the carryover will be deposited in an interest-bearing account approved by the commission. The pentafecta carryover plus accrued interest will then be added to the net pentafecta pool of the following meet on a date and performance so designated by the commission.

(G) ) If fewer than five betting interests finish and the contest is declared official, payoffs will be made based upon the order of finish of those betting interests completing the contest. The balance of any selection on any ticket beyond the number of betting interests completing the contest will be ignored. If the pools are being distributed under paragraph (C)(1), (D)(1), or (E)(1) any previous pentafecta contests carryover will not be included in the payoff and will be retained for the next contests carryover, and this contests net pentafecta pool will be distributed using the method described in paragraph (B) of this rule.

(H) If there is a dead heat for first involving:

(1) Contestants representing five or more betting interests, all of the wagering combinations selecting



the five betting interests, irrespective of order, will share in a profit split.

(2) Contestants representing four betting interests, all of the wagering combinations selecting the four dead heated betting interests, irrespective of order, along with the fifth-place betting interest will share in a profit split.

(3) Contestants representing three betting interests, all of the wagering combinations selecting the three dead heated betting interests, irrespective of order, along with the fourth place and fifth place betting interests, in correct order, will share in a profit split.

(4) Contestants representing two betting interests, both of the wagering combinations selecting the two dead heated betting interests, irrespective of order, along with the third place, fourth place and fifth place betting interests, in correct order, will share in a profit split.

(I) If there is a dead heat for second involving:

(1) Contestants representing four or more betting interests, all of the wagering combinations correctly selecting the winner along with the four dead heated betting interests will share in a profit split.

(2) Contestants representing three betting interests, all of the wagering combinations correctly selecting the winner, the three dead heated betting interests, irrespective of order, and the fifth-place betting interests will share in a profit split.

(3) Contestants representing two betting interests, all of the wagering combinations correctly selecting the winner, the two dead heated betting interests, irrespective of order, and the fourth place and fifth place betting interests, in correct order, will share in a profit split.

(J) If there is a dead heat for third involving:

(1) Contestants representing three or more betting interests, all of the wagering combinations correctly selecting the first two finishers, in correct order, and the three dead heated betting interests, irrespective of order, will share in a profit split.



(2) Contestants representing two betting interests, both of the wagering combinations selecting the first two finishers, in correct order, and the two dead heated betting interests, irrespective of order, along with the fifth-place betting interest will share in a profit split.

(K) If there is a dead heat for fourth, all wagering combinations correctly selecting the first three finishers, in correct sequence, along with any two of the betting interests involved in the dead heat for fourth, irrespective of order, will share in a profit split.

(L) If there is a dead heat for fifth, all wagering combinations correctly selecting the first four finishers, in correct sequence, along with any of the betting interests involved in the dead heat for fifth will share in a profit split.

(M) In the event that more than one component of a coupled entry or mutuel field finishes within the first five positions, the first member of the coupled entry or mutuel field to finish will determine the position of the single betting interest. The net pool will be distributed to those whose selection included the coupled entry or mutuel field and each of the other four betting interests.