



# FIRE AND BUILDING CODE ENFORCEMENT INSPECTION REPORT ORDER

DIVISION OF FIRE AND BUILDING SAFETY  
INDIANA DEPARTMENT OF HOMELAND SECURITY  
302 WEST WASHINGTON STREET, RM E241  
INDIANAPOLIS, IN 46204  
TELEPHONE: 317-232-2222  
WEB ADDRESS: WWW.IN.GOV/DHS

Identification Number BU25650	Name of the facility INDIANA GRAND STABLES	County SHELBY
Address of Property 4555 N 200 W SHELBYVILLE 47176	Name of the Contact KIP ADAMS	Telephone Number (317) 513-4399
Email kip.adams@indy-grand.com	Inspection Date 06/02/2016	
Inspection Category BUSINESS/MANUFACTURING	Inspection Type ANNUAL	Inspection Status: VIOLATION
Name of the inspector WALTER KNAEPPLER	Phone: 3176953665	
Email: wknaepple@dhs.in.gov		

## Violations

VIO-LATION NUMBER	RULE OR INDIANA CODE SECTION VIOLATED	DESCRIPTION OF VIOLATION	DATE BY WHICH VIOLATION MUST BE CORRECTED
1	2014 Edition IFC 675 IAC 22-2.5	<p>321.3.6 Hay or straw storage. Storage shall not exceed the amount for two (2) days' use by the horses in the assigned barn. All other hay and straw must be in a separate, approved outside storage area. Hay and straw piles shall not exceed twenty (20) bales (rectangular) per pile and shall not exceed seven (7) feet (two and thirteenthundredths (2.13) meters) in height. Each pile must be separated by a distance of not less than fifty (50) feet (fifteen and twenty-four hundredths (15.24) meters). Hay and straw shall not be stored in aisle space or in aisles.</p> <p><u>Hay and straw in excess of permitted quantities present in barns. Hay and straw being stored in aisle space.</u></p>	07/08/2016
2	2014 Edition IFC 675 IAC 22-2.5	<p>321.3.7.1 The use of any portable electrical appliance shall be as follows:</p> <ol style="list-style-type: none"> <li>1. Multiple-outlet adapters are prohibited.</li> <li>2. Not more than one (1) continuous extension cord shall be used to connect one (1) appliance to the fixed electrical receptacle, and such cord shall be listed for hard service and properly sized for the intended application.</li> <li>3. Extension cords shall not be used as a insert for permanent wiring.</li> </ol> <p><u>Multiple-plug adapters in use in numerous places. Use of a plug strip w/ surge protection is permissible.</u></p> <p><u>Single extension cords are being used for multiple appliances. Use of a surge protector w/ a long cord (manufactured as one piece)is permissible.</u></p> <p><u>Extension cords shall be unplugged and stored when not in use.</u></p>	07/08/2016
3	2014 Edition IFC 675 IAC 22-2.5	<p>321.3.7.2 Extension cords shall not be supported by any metal object, such as a nail, screw, hook, or pipe.</p> <p><u>Extension cords are draped across stalls and tack rooms. This is prohibited at all times.</u></p>	07/08/2016

4	2014 Edition IFC 675 IAC 22-2.5	321.3.7.3 Plug caps and receptacles used in extension cords shall be heavy-duty type equipped with a reliable grounding pole and attached to the cord in a manner to provide strain relief.  <u>All appliances (manufactured with) and extension cords shall have working grounding poles in the plug. All receptacles shall be capable of receiving a grounded plug.</u>	07/08/2016
5	2014 Edition IFC 675 IAC 22-2.5	321.3.7.6 Portable cooking and heating appliances shall not be used in assigned barns.  <u>There are portable electric cooking appliances present in tack rooms. There are portable gas and charcoal grills within 10' of the buildings. These must all be removed at once.</u>	07/08/2016
6	2014 Edition IFC 675 IAC 22-2.5	321.4.1 Every horse shall wear a halter at all times while inside the assigned barn.  <u>Some trainers are removing the halters while the horses are at rest.</u>	07/08/2016
7	2014 Edition IFC 675 IAC 22-2.5	321.4.3 An assigned barn escape plan shall be established for each stable building. 321.4.4 The assigned barn escape plan shall be posted by each exit from the assigned barn, and a copy shall be given to all stall renters.  <u>There is not an established escape plan there is no posting of an escape plan.</u>	07/08/2016
8	2014 Edition IFC 675 IAC 22-2.5	321.4.5 A fire safety and evacuation drill shall be conducted quarterly for employees only.  <u>Drills are not being conducted.</u>	07/08/2016
9	2014 Edition IFC 675 IAC 22-2.5	321.4.6 A predetermined location shall be designated for placement of horses when they are evacuated from the assigned barns.  <u>This does not exist.</u>	07/08/2016
10	2014 Edition IFC 675 IAC 22-2.5	321.4.7 Racetrack management shall ensure that all employees are trained in the assigned barn escape plan.  <u>There is no training program in place.</u>	07/08/2016
11	Sec. 605.5 2014 Edition IFC 675 IAC 22-2.5	Extension cords and flexible cords shall not be a substitute for permanent wiring. Extension cords and flexible cords shall not be affixed to structures, extended through walls, ceilings or floors, or under doors or floor coverings, nor shall such cords be subject to environmental damage or physical impact. Extension cords shall be used only with portable appliances.  <u>Extension cords are fastened to the wall in lieu of permanent wiring.</u>	07/08/2016
12	Sec. 408.4 2009 Edition IEC 675 IAC 17-1.8	Every circuit and circuit modification shall be legibly identified as to its clear, evident, and specific purpose or use. The identification shall include sufficient detail to allow each circuit to be distinguished from all others. Spare positions that contain unused overcurrent devices or switches shall be described accordingly. The identification shall be included in a circuit directory that is located on the face or inside of the panel door in the case of a panelboard, and	07/08/2016

		<p>located at each switch on a switchboard. No circuit shall be described in a manner that depends on transient conditions of occupancy.</p> <p><u>Circuit identification cards for the panelboards in the barns have been removed, leaving the breakers unidentified. Create new identification labels that are permanently attached. Also create a copy to have on file in the maintenance office.</u></p>	
13	<p>Sec. 400.8 2009 Edition IEC 675 IAC 17-1.8</p>	<p>Unless specifically permitted in 400.7, flexible cords and cables shall not be used for the following:</p> <ul style="list-style-type: none"> <li>(1) As a substitute for the fixed wiring of a structure</li> <li>(2) Where run through holes in walls, structural ceilings, suspended ceilings, dropped ceilings, or floors</li> <li>(3) Where run through doorways, windows, or similar openings</li> <li>(4) Where attached to building surfaces</li> </ul> <p>Exception to (4): Flexible cord and cable shall be permitted to be attached to building surfaces in accordance with the provisions of 368.56(B)</p> <ul style="list-style-type: none"> <li>(5) Where concealed by walls, floors, or ceilings or located above suspended or dropped ceilings</li> <li>(6) Where installed in raceways, except as otherwise permitted in this Code</li> <li>(7) Where subject to physical damage</li> </ul> <p><u>Extension cords and appliance cords are penetrating walls, and loft floors.</u></p>	07/08/2016

Facility Id	Received By Name	Signature and Date
BU25650		

## APPEAL RIGHTS

Please be advised that if you desire administrative review of this Order and **this Order was delivered by hand**, you must file a written petition for review with the Fire Prevention and Building Safety Commission at 302 West Washington Street, Rm. W246, Indianapolis, IN 46204, identifying the violations for which you seek review no later than 15 calendar days from the hand delivery date of this Order unless such date is a Saturday, Sunday, legal holiday under state statute, or day that the Department of Homeland Security's offices are closed during regular business hours, in which case the deadline would be the first calendar day thereafter that is not a Saturday, Sunday, legal holiday under state statute, or day that the Department of Homeland Security's offices are closed during regular business hours. If you do so, your petition for review will be granted and an administrative proceeding will be conducted by an administrative law judge appointed by the Fire Prevention and Building Safety Commission. If you do not file a petition for review, this Order will be **FINAL** and you **MUST** comply with its requirements.

Please be advised that if you desire administrative review of **this Order and this Order was delivered by first class U.S. mail**, you must file a written petition for review with the Fire Prevention and Building Safety Commission at 302 West Washington Street, Rm. W246, Indianapolis, IN 46204, identifying the violations for which you seek review no later than 18 calendar days from the mailing date of this Order unless such date is a Saturday, Sunday, legal holiday under state statute, or day that the Department of Homeland Security's offices are closed during regular business hours, in which case the deadline would be the first calendar day thereafter that is not a Saturday, Sunday, legal holiday under state statute, or day that the Department of Homeland Security's offices are closed during regular business hours. If you do so, your petition for review will be granted and an administrative proceeding will be conducted by an administrative law judge appointed by the Fire Prevention and Building Safety Commission. If you do not file a petition for review, this Order will be **FINAL** and you **MUST** comply with its requirements.

Please be further advised that you may request an opportunity to informally discuss this Order prior to filing a petition for review. Such informal discussion, or a request therefor, does not extend the deadline for filing a petition for review and, therefore, any request for an informal discussion should be made promptly, preferably by telephone, upon receipt of this Order.

# —Centaur Gaming®

June 17, 2016

Fire Prevention & Building Safety Commission  
Indiana Department of Homeland Security  
302 West Washington Street, Room W246  
Indianapolis, IN 46204

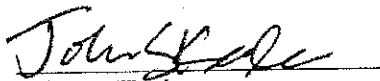
**RE: PETITION FOR REVIEW OF FIRE & BUILDING CODE  
ENFORCEMENT INSPECTION REPORT ORDER #BU25650 AND  
RELATED APPEARANCE**

Dear Commission:

Enclosed please find the original and one copy of the Petition and Appearance for filing in the above-referenced matter. I have also enclosed a postage pre-paid envelope for your convenience in returning file-marked copies of the Petition and Appearance to me.

Many thanks for your assistance. Should you have any questions, please do not hesitate to contact me at (317) 656-8787.

Sincerely,

  
John S. Keeler

Enclosures

CC: W. Knaepple

STATE OF INDIANA

BEFORE THE FIRE & BUILDING SAFETY COMMISSION

IN RE:  
PETITION FOR REVIEW OF FIRE & BUILDING )  
CODE ENFORCEMENT INSPECTION REPORT )  
ORDER #BU25650 )

**PETITION FOR REVIEW**

Comes Now Petitioner, Centaur Acquisition, LLC d/b/a Indiana Grand Stables  
(**Indiana Grand**) by counsel and petitions the Indiana Fire & Building Safety Commission  
(**Commission**) to review the Fire and Building Safety Code Enforcement Inspection Order  
#BU25650 (**Order**), a copy of which is attached hereto as Exhibit A. In support thereof,  
Indiana Grand states that:

1. Indiana Grand is the owner of real estate located in Shelby County at 4555 N 200 W, Shelbyville, IN 47176, commonly known as the Indiana Grand Stables, on which it operates a pari-mutual horse racing facility;
2. On June 8, 2016, a representative of Indiana Grand was personally served with a copy of the Order by Walter Knaepple, an inspector of the Commission;
3. Indiana Grand respectfully requests Commission: (a) review the Order, but only as to violation numbers 1, 6, 7, 8, 9, and 10 (**Challenged Violations**); and (b) stay the enforcement of the Challenged Violations while review is pending.

WHEREFORE, Indiana Grand respectfully requests that the Commission appoint an administrative law judge to review the Order, stay enforcement of the Challenged Violations pending review and grant such other relief as may be right and proper in the premises.

Respectfully Submitted,



John S. Keeler  
Attorney for Petitioner

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was served upon Walter Knaepple, Indiana Government Center, South, 302 West Washington Street, Room E241, Indianapolis, Indiana 46204, by certified mail, return receipt requested, this 17th day of June, 2016.



John S. Keeler

John S. Keeler, Attorney # 5110-49  
Attorney for Petitioner  
111 Monument Circle, Suite 777  
Indianapolis, IN 46204  
(317) 656-8782  
[jkeeler@centaurgaming.net](mailto:jkeeler@centaurgaming.net)

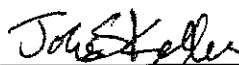
STATE OF INDIANA

BEFORE THE FIRE & BUILDING SAFETY COMMISSION

IN RE:  
PETITION FOR REVIEW OF FIRE & BUILDING )  
CODE ENFORCEMENT INSPECTION REPORT )  
ORDER #BU25650 )

APPEARANCE

Comes now John S. Keeler, and enters his appearance as attorney of record for the Petitioner, Centaur Acquisition, LLC d/b/a Indiana Grand Stables.



\_\_\_\_\_  
John S. Keeler, Attorney No. 5110-49

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served upon Walter Knaepple, Indiana Government Center, South, 302 West Washington Street, Room E241, Indianapolis, Indiana 46204, by certified mail, return receipt requested, this 17th day of June, 2016.



\_\_\_\_\_  
John S. Keeler

John S. Keeler, Attorney # 5110-49  
Attorney for Petitioner  
111 Monument Circle, Suite 777  
Indianapolis, IN 46204  
(317) 656-8782  
[jkeeler@centaurgaming.net](mailto:jkeeler@centaurgaming.net)